

DOC case No.	ITC case No.	Country	Product	Department contact
A-583-821 .....	731-TA-640 .....	Taiwan .....	Forged Stainless Steel Flanges (3rd Review).	Dana Mermelstein (202) 482-1391.
C-533-818 .....	701-TA-388 .....	India .....	Certain Cut-to-Length Carbon-Quality Steel Plate (2nd Review).	David Goldberger (202) 482-4136.
C-560-806 .....	701-TA-389 .....	Indonesia .....	Certain Cut-to-Length Carbon-Quality Steel Plate (2nd Review).	David Goldberger (202) 482-4136.
C-475-827 .....	701-TA-390 .....	Italy .....	Certain Cut-to-Length Carbon-Quality Steel Plate (2nd Review).	David Goldberger (202) 482-4136.
C-580-837 .....	701-TA-391 .....	South Korea .....	Certain Cut-to-Length Carbon-Quality Steel Plate (2nd Review).	David Goldberger (202) 482-4136.

### Filing Information

As a courtesy, we are making information related to Sunset proceedings, including copies of the pertinent statute and Department's regulations, the Department schedule for Sunset Reviews, a listing of past revocations and continuations, and current service lists, available to the public on the Department's Internet Web site at the following address: "<http://ia.ita.doc.gov/sunset/>." All submissions in these Sunset Reviews must be filed in accordance with the Department's regulations regarding format, translation, service, and certification of documents. These rules can be found at 19 CFR 351.303.

Pursuant to 19 CFR 351.103(c), the Department will maintain and make available a service list for these proceedings. To facilitate the timely preparation of the service list(s), it is requested that those seeking recognition as interested parties to a proceeding contact the Department in writing within 10 days of the publication of the Notice of Initiation.

Because deadlines in Sunset Reviews can be very short, we urge interested parties to apply for access to proprietary information under administrative protective order ("APO") immediately following publication in the **Federal Register** of this notice of initiation by filing a notice of intent to participate. The Department's regulations on submission of proprietary information and eligibility to receive access to business proprietary information under APO can be found at 19 CFR 351.304-306.

### Information Required From Interested Parties

Domestic interested parties defined in section 771(9)(C), (D), (E), (F), and (G) of the Act and 19 CFR 351.102(b)) wishing to participate in a Sunset Review must respond not later than 15 days after the date of publication in the **Federal Register** of this notice of initiation by filing a notice of intent to participate. The required contents of the notice of intent to participate are set forth at 19

CFR 351.218(d)(1)(ii). In accordance with the Department's regulations, if we do not receive a notice of intent to participate from at least one domestic interested party by the 15-day deadline, the Department will automatically revoke the order without further review. See 19 CFR 351.218(d)(1)(iii).

If we receive an order-specific notice of intent to participate from a domestic interested party, the Department's regulations provide that *all parties* wishing to participate in the Sunset Review must file complete substantive responses not later than 30 days after the date of publication in the **Federal Register** of this notice of initiation. The required contents of a substantive response, on an order-specific basis, are set forth at 19 CFR 351.218(d)(3). Note that certain information requirements differ for respondent and domestic parties. Also, note that the Department's information requirements are distinct from the Commission's information requirements. Please consult the Department's regulations for information regarding the Department's conduct of Sunset Reviews.<sup>1</sup> Please consult the Department's regulations at 19 CFR part 351 for definitions of terms and for other general information concerning antidumping and countervailing duty proceedings at the Department.

This notice of initiation is being published in accordance with section 751(c) of the Act and 19 CFR 351.218 (c).

Dated: October 27, 2010.

**Susan H. Kuhbach,**

*Acting Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

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<sup>1</sup> In comments made on the interim final sunset regulations, a number of parties stated that the proposed five-day period for rebuttals to substantive responses to a notice of initiation was insufficient. This requirement was retained in the final sunset regulations at 19 CFR 351.218(d)(4). As provided in 19 CFR 351.302(b), however, the Department will consider individual requests to extend that five-day deadline based upon a showing of good cause.

### DEPARTMENT OF COMMERCE

#### National Oceanic and Atmospheric Administration

RIN 0684-XZ34

#### Magnuson-Stevens Act Provisions; General Provisions for Domestic Fisheries; Application for Exempted Fishing Permit

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice; request for comments.

**SUMMARY:** The Assistant Regional Administrator for Sustainable Fisheries, Northeast Region, NMFS, has made a preliminary determination that the subject exempted fishing permit (EFP) application contains all the required information and warrants further consideration. The subject EFP would allow commercial fishing vessels to conduct fishing operations that are otherwise restricted by the regulations governing the fisheries of the Northeastern United States. Regulations under the Magnuson-Stevens Fishery Conservation and Management Act require publication of this notification to provide interested parties the opportunity to comment on applications for proposed EFPs.

**DATES:** Comments must be received on or before November 16, 2010.

**ADDRESSES:** Comments may be submitted by e-mail to [NERO.EFP@noaa.gov](mailto:NERO.EFP@noaa.gov). Written comments should be sent to Patricia A. Kurkul, Regional Administrator, NMFS, Northeast Regional Office, 55 Great Republic Drive, Gloucester, MA 01930. Mark the outside of the envelope "Comments on the SNE Flatfish Discard Mortality EFP." Comments may also be sent via facsimile (fax) to (978) 281-9135.

**FOR FURTHER INFORMATION CONTACT:** Melissa Vasquez, Fishery Policy Analyst, (978) 281-9166, fax (978) 281-9135.

**SUPPLEMENTARY INFORMATION:** An EFP is being requested for one vessel participating in the Southern New England (SNE) Flatfish Discard Mortality Study conducted by the University of Massachusetts, Dartmouth, School for Marine Science and Technology (SMAST) Cooperative Marine Education and Research program. The primary objective of this study is to assess the effects of different stressors on the mortality of flatfish discarded in SNE and Mid-Atlantic trawl fisheries. The researchers would conduct field and lab observations of flatfish captured during regular commercial fishing operations for Reflex Action Mortality Predictors (RAMP) under different stressors to assess the discard mortality rates of five flatfish stocks: SNE yellowtail flounder; SNE

winter flounder; summer flounder; northern windowpane flounder; and southern windowpane flounder. In addition, the applicants would use the results of their study to assess the use of RAMP in estimating the mortality of each species within the flatfish complex.

The study would be conducted aboard one commercial fishing vessel in the SNE and Mid-Atlantic mixed trawl fishery, beginning the date of issuance of the EFP and continuing for a full year. The vessel would utilize otter trawl gear with gear configuration and mesh size dictated by current fishery regulations. SMAST technicians and/or commercial fishermen would collect 100 fish of each species per month, during regular commercial fishing operations, for a maximum catch of

6,000 fish over the course of the 12-month study (Table 1). Fish would be placed in oxygen-enriched seawater tanks and, upon landing, be transported live to the SMAST seawater lab facility for testing. Fish collected for laboratory observation would not be sold. The applicant has requested an exemption from NE multispecies possession restrictions for SNE yellowtail flounder, and SNE winter flounder and windowpane flounder, at §§ 648.86(g)(1) and 648.86(l), respectively, in order to land the live specimens in excess of possession limits. The applicants have also requested an exemption from NE multispecies minimum fish sizes at § 648.83 and the summer flounder minimum fish size at § 648.103(a), in order to test a representative sample of the age composition of flatfish.

TABLE 1—ESTIMATED SAMPLE SIZE

Species	Number of fish/month	Number of fish total
SNE Yellowtail Flounder .....	100	1200
SNE Winter Flounder .....	100	1200
Summer Flounder .....	100	1200
Northern Windowpane Flounder .....	100	1200
Southern Windowpane Flounder .....	100	1200

The participating vessel is enrolled in Northeast Fishery Sector V for the 2010 fishing year, which has received a SNE yellowtail flounder annual catch entitlement (ACE). Consistent with the regulations at § 648.87, the participating vessel is currently exempt from trip limits on this stock, but would not be exempt from any sector requirements, including at-sea and dockside monitoring of sector trips and full retention of legal-sized fish of allocated stocks, while fishing under this EFP. In addition, all catch of allocated stocks by the sector vessel on a sector trip, while participating in the EFP, would count toward the sector's ACE, and the vessel's sector must have ACE of all stocks in the area the vessel intends to fish a sector trip. The vessel would be required to report research catch landed that is of legal size separate from that of sub-legal size, on their Vessel Trip Reports (VTRs). The vessel's sector manager would be notified to include legal-sized research landings from the VTRs in their ACE accounting, in addition to the vessel's dealer-recorded landings.

In addition to retaining fish for laboratory observation, technicians would observe a minimum of 100 fish of each species on commercial fishing trips for RAMP before they are discarded at-sea. The applicants would

require a temporary exemption from the summer flounder commercial minimum fish size restriction at § 648.103(a), the NE multispecies minimum fish size restrictions at § 648.83, and the NE multispecies possession restrictions at §§ 648.86(g)(1) and 648.86(l), for the time period when trained technicians or crew are sampling fish. To ensure that monthly sampling is not disrupted, the applicants have also requested vessels be exempt from the summer flounder closure specified at § 648.101(a) for the purposes of collecting the 100 live specimens of each species each month.

The applicants may request minor modifications and extensions to the EFP throughout the course of research. EFP modifications and extensions may be granted without further public notice if they are deemed essential to facilitate completion of the proposed research and result in only a minimal change in the scope or impacts of the initially approved EFP request. If an extension is requested that goes beyond the fishing year, it is required to go through the publication process again.

In accordance with NAO Administrative Order 216–6, a Categorical Exclusion or other appropriate National Environmental Policy Act document would be completed prior to the issuance of the EFP. Further review and consultation

may be necessary before a final determination is made to issue the EFP. After publication of this document in the **Federal Register**, the EFP, if approved, may become effective following the public comment period.

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: October 27, 2010.

**Carrie Selberg,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

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## DEPARTMENT OF DEFENSE

### Department of the Army; Corps of Engineers

#### Notice of Availability of the Draft Programmatic Environmental Impact Statement for the Mechanical Creation and Maintenance of Emergent Sandbar Habitat in the Riverine Segments of the Upper Missouri River, Missouri River Basin, United States

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DoD.

**ACTION:** Notice of Availability.

**SUMMARY:** In accordance with the National Environmental Policy Act of 1968, as amended, the U.S. Army Corps