

*Council address:* Mid-Atlantic Fishery Management Council, 300 S. New St., Room 2115, Dover, DE 19904; telephone: (302) 674-2331.

**FOR FURTHER INFORMATION CONTACT:**

Daniel T. Furlong, Executive Director, Mid-Atlantic Fishery Management Council; telephone: (302) 674-2331 ext. 19.

**SUPPLEMENTARY INFORMATION:** There are 7 proposed management actions in this Amendment. The proposed management actions could:

1-4: Create a tiered limited access system in the Atlantic mackerel fishery; 5: Update Essential Fish Habitat (EFH) designations for all species in the MSB FMP;

6: Establish a percentage allocation between the recreational and commercial mackerel sectors; and

7: Establish limitations on at-sea processing via at-sea transfers (i.e. processing by motherships) in the mackerel fishery.

Summaries of the proposed actions will be available and presented at the hearings.

The full draft Environmental Impact Statement that analyzes the proposed actions may be downloaded at: <http://www.nero.noaa.gov/nero/regs/com.html>.

The scheduled public hearings are as follows:

(The February 9 hearing notice was already published in the **Federal Register** as part of the MAFMC's February Council meeting but is included in this list for completeness.)

*February 9; 7-9 p.m.;* Hyatt Regency Chesapeake Bay Resort, Cambridge, MD  
*February 16; 5-7 p.m.;* Annisquam River Marine Fisheries Station, Gloucester, MA

*February 17; 5-7 p.m.;* Radisson Hotel Providence Airport, Providence, RI

*February 18; 5-7 p.m.;* Congress Hall Hotel, Cape May, NJ

*February 24; 5-7 p.m.;* Virginia Marine Resources Commission, Newport News, VA

All hearings will be digitally recorded and saved as transcripts of the hearing.

**Special Accommodations**

These hearings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aid should be directed to M. Jan Bryan, (302) 674-2331 ext 18, at least 5 days prior to the hearing date.

Dated: January 21, 2010.

**William D. Chappell,**

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

[FR Doc. 2010-1526 Filed 1-26-10; 8:45 am]

**BILLING CODE 3510-22-S**

**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**National Estuarine Reserve System**

**AGENCY:** Estuarine Reserves Division, Office of Ocean and Coastal Resource Management, National Ocean Service, National Oceanic and Atmospheric Administration, U.S. Department of Commerce.

**ACTION:** Announcement to re-open solicitation period for the National Estuarine research Reserve Land Acquisition and Construction Program FY10.

**SUMMARY:** The National Oceanic and Atmospheric Administration, National Ocean Service, publishes this notice to re-open the solicitation period for the National Estuarine Research Reserve Land Acquisition and Construction Program FY10 to provide National Estuarine Research Reserve lead State agencies or designated universities in coastal States the opportunity to submit proposals for funds.

**DATES:** The deadline for the receipt of proposals is 11:59 p.m. Eastern Standard Time on February 19, 2010 for both electronic and paper applications.

*Addresses for Submitting Proposals:* Applications must be submitted through <http://www.grants.gov>, unless an applicant does not have Internet access. In that case, hard copies with original signatures may be sent to Nina Garfield, 1305 East West Highway, N/ORM5, SSMC4, Silver Spring, MD 20910.

**FOR FURTHER INFORMATION CONTACT:** Nina Garfield, 1305 East West Highway, N/ORM5, SSMC4, 10500, Silver Spring, MD 20910; or by phone at (301) 713-3155 ext. 171, or via e-mail at [nina.garfield@noaa.gov](mailto:nina.garfield@noaa.gov).

**SUPPLEMENTARY INFORMATION:**  
*Funding Opportunity Number:* NOAA-NOS-OCRM-2010-2001856.  
*Catalog of Federal Domestic Assistance (CFDA) Number:* 11.420, Coastal Zone Management Estuarine Research Reserves.

The National Estuarine Research Reserve Land Acquisition and Construction Program publishes this notice to re-open the application solicitation period to provide National Estuarine Research Reserve lead state agencies or designated universities in coastal states the opportunity to submit proposals for FY 2010 grant funds. The mission of the National Estuarine Research Reserve Land Acquisition and Construction Program is to provide funding to the designated reserves for acquiring additional property interests

and for construction projects within these reserves to strengthen protection of key land and water areas; to enhance long-term protection of the areas for research and education; and provide for facility and exhibit construction and enhancement.

This program originally solicited proposals in the **Federal Register** on July 16, 2009 (74 FR 34674) as part of the June 2009 NOAA Omnibus solicitation. The original deadline for receipt of proposals was 11:59 p.m., EST, on November 30, 2009. Due to State fiscal constraints and uncertainties at the time of the original solicitation, some applicants may not have been able to submit proposals, and therefore the applications received totaled less than the funds available. Therefore, NOAA re-opens the solicitation period to provide applicants the opportunity to submit proposals. The deadline for the receipt of proposals is 11:59 p.m. EST on February 19, 2010 for both electronic and paper applications.

Applicants are directed to the July 16, 2009 **Federal Register** notice and Federal Funding Opportunity announcement for information on the program's priorities, application requirements, evaluation criteria, and selection process for this solicitation. The program will evaluate applications received during both the original solicitation period and the re-opened period, at the same time using the evaluation and selection processes outlined in the July 16, 2009 notice and FFO announcement.

*Classification:*

*Limitation of Liability:* Funding for programs listed in this notice is contingent upon the availability of Fiscal Year 2010 appropriations. Applicants are hereby given notice that funds have not yet been appropriated for the competition listed in this notice. In no event will NOAA or the Department of Commerce be responsible for proposal preparation costs if these programs fail to receive funding or are cancelled because of other agency priorities. Publication of this announcement does not oblige NOAA to award any specific project or to obligate any available funds.

*Universal Identifier:* Applicants should be aware that they are required to provide a Dun and Bradstreet Data Universal Numbering System (DUNS) number during the application process. See the October 30, 2002 **Federal Register** (67 FR 66177-66178), for additional information. Organizations can receive a DUNS number at no cost by calling the dedicated toll-free DUNS Number request line at 1-866-705-5711

or via the Internet (<http://www.dunandbradstreet.com>).

### National Environmental Policy Act (NEPA)

NOAA must analyze the potential environmental impacts, as required by the National Environmental Policy Act (NEPA), for applicant projects or proposals which are seeking NOAA federal funding opportunities. Detailed information on NOAA compliance with NEPA can be found at the following NOAA NEPA Web site: <http://www.nepa.noaa.gov/>, including our NOAA Administrative Order 216-6 for NEPA, [http://www.nepa.noaa.gov/NAO216\\_6\\_TOC.pdf](http://www.nepa.noaa.gov/NAO216_6_TOC.pdf), and the Council on Environmental Quality implementation regulations, [http://ceq.eh.doe.gov/nepa/regs/ceq/toc\\_ceq.htm](http://ceq.eh.doe.gov/nepa/regs/ceq/toc_ceq.htm). Consequently, as part of an applicant's package, and under their description of their program activities, applicants are required to provide detailed information on the activities to be conducted, locations, sites, species and habitat to be affected, possible construction activities, and any environmental concerns that may exist (e.g., the use and disposal of hazardous or toxic chemicals, introduction of non-indigenous species, impacts to endangered and threatened species, aquaculture projects, and impacts to coral reef systems). In addition to providing specific information that will serve as the basis for any required impact analyses, applicants may also be requested to assist NOAA in drafting an environmental assessment, if NOAA determines an assessment is required. Applicants will also be required to cooperate with NOAA in identifying feasible measures to reduce or avoid any identified adverse environmental impacts of their proposal. The failure to do so shall be grounds for not selecting an application. In some cases if additional information is required after an application is selected, funds can be withheld by the Grants Officer under a special award condition requiring the recipient to submit additional environmental compliance information sufficient to enable NOAA to make an assessment on any impacts that a project may have on the environment.

The Department of Commerce Pre-Award Notification Requirements for Grants and Cooperative Agreements contained in the **Federal Register** notice of February 11, 2008 (73 FR 7696), are applicable to this solicitation.

### Paperwork Reduction Act

This document contains collection-of-information requirements subject to the Paperwork Reduction Act (PRA). The

use of Standard Forms 424, 424A, 424B, SF-LLL, and CD-346 has been approved by the Office of Management and Budget (OMB) under the respective control numbers 0348-0043, 0348-0044, 0348-0040, 0348-0046, and 0605-0001. Notwithstanding any other provision of law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the PRA unless that collection of information displays a currently valid OMB control number.

### Executive Order 12866

This notice has been determined to be not significant for purposes of Executive Order 12866.

### Executive Order 13132 (Federalism)

It has been determined that this notice does not contain policies with Federalism implications as that term is defined in Executive Order 13132.

### Administrative Procedure Act/Regulatory Flexibility Act

Prior notice and an opportunity for public comment are not required by the Administrative Procedure Act or any other law for rules concerning public property, loans, grants, benefits, and contracts (5 U.S.C. 553(a)(2)). Because notice and opportunity for comment are not required pursuant to 5 U.S.C. 553 or any other law, the analytical requirements of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) are inapplicable. Therefore, a regulatory flexibility analysis has not been prepared.

### FOR FURTHER INFORMATION CONTACT:

Nina Garfield at (301) 713-3155 Extension 171 of NOAA's National Ocean Service, Estuarine Reserves Division, 1305 East-West Highway, N/ORM5, 10th floor, Silver Spring, MD 20910.

Dated: January 14, 2010.

### Donna Wieting,

Director, Office of Ocean and Coastal Resource Management, National Oceanic and Atmospheric Administration.

[FR Doc. 2010-1500 Filed 1-26-10; 8:45 am]

BILLING CODE 3510-08-P

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-552-801]

### Certain Frozen Fish Fillets From the Socialist Republic of Vietnam: Preliminary Results of New Shipper Review

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.

**SUMMARY:** On February 1, 2005, the Department published in the **Federal Register** the antidumping duty order on certain frozen fish fillets from the Socialist Republic of Vietnam ("Vietnam"). See *Notice of Antidumping Duty Order: Certain Frozen Fish Fillets From the Socialist Republic of Vietnam*, 68 FR 47909 (August 12, 2003) ("Order"). The Department is conducting a new shipper review ("NSR") of the Order, covering the period of review ("POR") of August 1, 2008, through January 31, 2009. If these preliminary results are adopted in our final results of review, we will instruct U.S. Customs and Border Protection ("CBP") to assess antidumping duties on entries of subject merchandise during the POR for which the importer-specific assessment rates are above *de minimis*.

**DATES:** *Effective Date:* January 27, 2010.

### FOR FURTHER INFORMATION CONTACT:

Javier Barrientos, AD/CVD Operations, Office 9, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington DC 20230; telephone: (202) 482-2243.

### SUPPLEMENTARY INFORMATION:

### General Background

On February 6, 2009, pursuant to section 751(a)(2)(B)(i) of the Tariff Act of 1930, as amended ("the Act"), and 19 CFR 351.214(c), the Department received an NSR request from NTSF Seafoods Joint Stock Company ("NTSF"). NTSF certified that it is the producer and exporter of the subject merchandise upon which the request was based.

On March 24, 2009, the Department initiated a NSR on frozen fish fillets from Vietnam covering NTSF. See *Certain Frozen Fish Fillets from the Socialist Republic of Vietnam: Initiation of Antidumping Duty New Shipper Review*, 74 FR 13415 (March 27, 2009).

On March 31, 2009, the Department issued its original antidumping duty questionnaire to NTSF. Between April 27, 2009, and October 28, 2009, NTSF submitted responses to the original and