

U.S. Customs and Border Protection will continue to collect CVD cash deposits at the rates in effect at the time of entry for all imports of subject merchandise. The effective date of continuation of this order will be the date of publication in the **Federal Register** of this notice of continuation. Pursuant to section 751(c)(2) and 751(c)(6)(A) of the Act, the Department intends to initiate the next five-year (sunset) review of this order not later than 30 days prior to the fifth anniversary of the effective date of continuation.

This five-year (sunset) review and this notice are in accordance with section 751(c) of the Act. This notice is published pursuant to 751(c) and 771(i) of the Act and 19 CFR 351.218(f)(4).

Dated: May 21, 2010.

**Ronald K. Lorentzen,**

*Deputy Assistant Secretary for Import Administration.*

[FR Doc. 2010-12820 Filed 5-26-10; 8:45 am]

**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-827]

#### **Certain Cased Pencils From the People's Republic of China: Extension of Time Limit for the Final Results of Antidumping Duty Administrative Review**

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

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

**FOR FURTHER INFORMATION CONTACT:** Alexander Montoro or Joseph Shuler, AD/CVD Operations, Office 1, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone (202) 482-0238 and (202) 482-1293, respectively.

#### **Background**

On December 22, 2009, the Department of Commerce ("Department") published the preliminary results of the administrative review of the antidumping duty order on certain cased pencils from the People's Republic of China ("PRC"), covering the period December 1, 2007 through November 30, 2008. *See Certain Cased Pencils From the People's Republic of China: Preliminary Results of Antidumping Duty Administrative Review*, 74 FR 68047 (December 22, 2009). The final results for this

administrative review were due no later than April 21, 2010.<sup>1</sup> On April 21, 2010, the Department published a notice extending the time limit for completion of the final results by 30 days to May 28, 2010, because it needed additional time to analyze complex surrogate value issues. *See Certain Cased Pencils From the People's Republic of China: Extension of Time Limit for the Final Results of Antidumping Duty Administrative Review*, 75 FR 20815 (April 21, 2010).

#### **Extension of Time Limit for Final Results**

Section 751(a)(3)(A) of the Tariff Act of 1930, as amended ("the Act"), requires the Department to issue the final results of an administrative review within 120 days after the date on which the preliminary results are published. If it is not practicable to complete the review within that time period, section 751(a)(3)(A) of the Act allows the Department to extend the deadline for the final results to a maximum of 180 days after the date on which the preliminary results are published. The Department now finds it is not practicable to complete the final results of this administrative review within the initial time extension of May 28, 2010, because the Department continues to need additional time to consider the complex issues related to surrogate valuation. Therefore, the Department is further extending the time limit for completion of the final results of this review by an additional 30 days to June 27, 2010, in accordance with section 751(a)(3)(A) of the Act and 19 CFR 351.213(h)(2). However, June 27, 2010, falls on a Sunday, and it is the Department's long-standing practice to issue a determination the next business day when the statutory deadline falls on a weekend, federal holiday, or any other day when the Department is closed. *See Notice of Clarification: Application of "Next Business Day" Rule for Administrative Determination Deadlines Pursuant to the Tariff Act of 1930, As Amended*, 70 FR 24533 (May 10, 2005). Accordingly, the deadline for

<sup>1</sup> As explained in the Memorandum from the Deputy Assistant Secretary for Import Administration, the Department has exercised its discretion to toll deadlines for the duration of the closure of the Federal Government from February 5 through February 11, 2010. As a result, all deadlines in this segment have been extended by seven days and the revised deadline for the final results became April 28, 2010. *See Memorandum to the Record from Ronald Lorentzen, Deputy Assistant Secretary for Import Administration, "Tolling of Administrative Deadlines As a Result of the Government Closure During Recent Snowstorm,"* dated February 12, 2010.

completion of the final results is now no later than June 28, 2010.

This notice is published in accordance with sections 751(a)(3)(A) and 777(i) of the Act.

Dated: May 21, 2010.

**John M. Andersen,**

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

[FR Doc. 2010-12804 Filed 5-26-10; 8:45 am]

**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

### INTERNATIONAL TRADE ADMINISTRATION

[A-570-822]

#### **Certain Helical Spring Lock Washers From the People's Republic of China: Final Results of Antidumping Duty Administrative Review**

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

**SUMMARY:** On November 9, 2009, the Department of Commerce (the "Department") published the preliminary results of the administrative review of the antidumping duty order on certain helical spring lock washers from the People's Republic of China ("PRC"), covering the period October 1, 2007, through September 30, 2008. *See Certain Helical Spring Lock Washers From the People's Republic of China: Preliminary Results of Antidumping Duty Administrative Review*, 74 FR 57653 (November 9, 2009) ("Preliminary Results"). We gave the interested parties an opportunity to comment on the *Preliminary Results*. After reviewing the interested parties' comments, we made changes to our calculations for the final results of the review. The final dumping margin for this review is listed in the "Final Results of the Review" section below.

**EFFECTIVE DATE:** May 27, 2010.

**FOR FURTHER INFORMATION CONTACT:** David Layton or Austin Redington, AD/CVD Operations, Office 1, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, DC 20230; telephone (202) 482-0371 or (202) 482-1664, respectively.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

The Department published the *Preliminary Results* on November 9, 2009. On November 12, 2009, the Department sent a supplemental

questionnaire to mandatory respondent Hangzhou Spring Washer Co., Ltd. ("HSW") (also known as Zhejiang Wanxin Group Co., Ltd.), and received a response from HSW on November 19, 2009.

HSW and the petitioner, Shakeproof Assembly Components, a Division of Illinois Tool Works, Inc. ("Shakeproof" or "Petitioner"), submitted surrogate value comments on December 28, 2009, in addition to those surrogate value comments submitted before the *Preliminary Results*.

The final results of this administrative review were originally due no later than March 9, 2010. As explained in the memorandum from Ron Lorentzen, Deputy Assistant Secretary for Import Administration, the Department has exercised its discretion to toll deadlines for the duration of the closure of the Federal Government from February 5, 2010, through February 12, 2010. Thus, all deadlines in this segment of the proceeding have been extended by seven days. The revised deadline for the final results of this review was consequently extended to March 16, 2010. See Memorandum to the Record from Ronald Lorentzen, Deputy Assistant Secretary ("DAS") for Import Administration, regarding "Tolling of Administrative Deadlines As a Result of the Government Closure During the Recent Snowstorm," dated February 12, 2010.

On March 1, 2010, the Department published in the **Federal Register** an extension of the time limit for the completion of the final results of this review until no later than May 17, 2010, in accordance with section 751(a)(3)(A) of the Tariff Act of 1930, as amended ("the Act"), and 19 CFR 351.213(h)(2). See *Certain Helical Spring Lock Washers from the People's Republic of China: Extension of Time Limit for the Final Results of the 2007–2008 Antidumping Duty Administrative Review*, 75 FR 9159 (March 1, 2010).

Petitioner and HSW submitted case briefs on January 6, 2010, and rebuttal briefs on January 11, 2010. None of the parties requested a hearing.

#### Scope of the Order

The products covered by the order are helical spring lock washers of carbon steel, of carbon alloy steel, or of stainless steel, heat-treated or non-heat-treated, plated or non-plated, with ends that are off-line. Helical spring lock washers are designed to: (1) function as a spring to compensate for developed looseness between the component parts of a fastened assembly; (2) distribute the load over a larger area for screws or bolts; and (3) provide a hardened

bearing surface. The scope does not include internal or external tooth washers, nor does it include spring lock washers made of other metals, such as copper.

Lock washers subject to the order are currently classifiable under subheading 7318.21.0030 of the Harmonized Tariff Schedule of the United States ("HTSUS"). Although the HTSUS subheading is provided for convenience and customs purposes, the written description of the scope of this proceeding is dispositive.

#### Analysis of Comments Received

All issues raised in the case briefs are addressed in the "Issues and Decision Memorandum for the 2007–2008 Administrative Review of Certain Helical Spring Lock Washers From the People's Republic of China" ("Issues and Decision Memorandum"), which is dated concurrently with and hereby adopted by this notice. A list of the issues which parties raised and to which we responded in the Issues and Decision Memorandum is attached to this notice as an Appendix. The Issues and Decision Memorandum is a public document which is on file in the Central Records Unit ("CRU") in room 1117 in the main Department building, and is accessible on the web at <http://www.ia.ita.doc.gov/frn>. The paper copy and electronic version of the memorandum are identical in content.

#### Changes Since the Preliminary Results

Based on our analysis of the comments received, we made the following changes in calculating dumping margins: (1) we revised our calculation of the surrogate financial ratios and are now including two additional Indian companies; (2) we valued HSW's factors for barium carbonate, nitric acid, and zinc chloride using prices from *Chemical Weekly* rather than the World Trade Atlas data used in the *Preliminary Results*; (3) for nitric acid and zinc chloride, we adjusted the average prices reported in *Chemical Weekly* to account for the differences between the concentration levels for the chemicals reported in *Chemical Weekly* and those used by HSW (the barium carbonate concentration level of sales reported in *Chemical Weekly* is identical to that reported by HSW); (4) we valued brokerage and handling costs using the source, the World Bank Group's *Doing Business 2009*, which reports average brokerage and handling costs in India based on a broad survey; and (5) we corrected an error in the calculations identified by HSW. See Comments 1, 5, 6 and 7 of the Issues and Decision

Memorandum. For further details, see "Analysis for the Final Results of Antidumping Duty Administrative Review of Helical Spring Lock Washers from the People's Republic of China: Hangzhou Spring Washer Co. Ltd., dated May 17, 2010, on file in the CRU.

#### Final Results of the Review

We determine that the following margin exists for the period October 1, 2007, through September 30, 2008:

Manufacturer/exporter	Margin (percent)
Hangzhou Spring Washer Co. Ltd. (also known as Zhejiang Wanxin Group Co., Ltd.) .....	6.96

#### Assessment Rates

The Department has determined, and U.S. Customs and Border Protection ("CBP") shall assess, antidumping duties on all appropriate entries. The Department intends to issue assessment instructions to CBP 15 days after the date of publication of the final results of review. For HSW, we calculated customer-specific antidumping duty assessment amounts for subject merchandise based on the ratio of the total amount of antidumping duties calculated for the examined sales of subject merchandise to the total quantity of subject merchandise sold in these transactions. We calculated these per unit assessment amounts in this fashion, as opposed to calculating import-specific *ad valorem* rates in accordance with 19 CFR 351.212 (b)(1), because the entered values and importers of record for HSW's reported U.S. sales are not on the record. To determine whether the duty assessment rates are *de minimis*, in accordance with the requirement set forth in 19 CFR 351.106(c)(2), we calculated importer (or customer)-specific *ad valorem* ratios based on the estimated entered value. Where an importer-specific (or customer-specific) rate is *de minimis* (i.e., less than 0.50 percent), the Department will instruct CBP to liquidate that importer's (or customer's) entries of subject merchandise without regard to antidumping duties.

#### Cash Deposit Requirements

The following cash-deposit requirements will apply to all shipments of lock washers from the PRC entered, or withdrawn from warehouse, for consumption on or after the publication date of the final results of this administrative review, as provided by section 751(a)(1) of the Act: (1) the cash deposit rates for the reviewed company will be the rate listed above

(except no cash deposit will be required if a company's weighted-average margin is *de minimis*, i.e., less than 0.5 percent); (2) for merchandise exported by manufacturers or exporters not covered in this review but covered in the original less-than-fair-value investigation or a previous review, the cash deposit rate will continue to be the most recent rate published in the final determination or final results for which the manufacturer or exporter received an individual rate; (3) if the exporter is not a firm covered in this review, a prior review, or the original investigation, but the manufacturer is, the cash deposit rate will be the rate established for the most recent period for the manufacturer of the merchandise; (4) for all other PRC exporters, the cash deposit rate will be the PRC-wide rate established in the final results of this review which is 128.63 percent; and (5) the cash-deposit rate for any non-PRC exporter of subject merchandise from the PRC will be the rate applicable to the PRC exporter that supplied that exporter. These deposit requirements, when imposed, shall remain in effect until further notice.

#### Notification to Interested Parties

This notice serves as a final reminder to importers of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during this review period. Failure to comply with this requirement could result in the Secretary's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of double antidumping duties.

This notice also serves as a final reminder to parties subject to the administrative protective order ("APO") of their responsibility concerning the return or destruction of proprietary information disclosed under the APO in accordance with 19 CFR 351.305. Timely written notification of the return or destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and the terms of an APO is a sanctionable violation.

This notice of final results is issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Act.

Dated: May 17, 2010.

**Paul Piquado,**

*Deputy Assistant Secretary for AD/CVD Policy and Negotiations.*

#### Appendix – Issues in Decision Memorandum

*Comment 1:* Use of Sterling Tools Ltd.'s Financial Statements

*Comment 2:* Use of Sundram Fasteners Ltd.'s Financial Statements

*Comment 3:* Wire Rod Surrogate Value

*Comment 4:* Weighted Average vs.

Simple Average for JPC Prices

*Comment 5:* Surrogate Values for Certain Chemical Factors of Production: Chemical Weekly Pricing Data Versus Indian Import Statistics

*Comment 6:* Surrogate Values for Brokerage and Handling

*Comment 7:* Correction of Ministerial Calculation Error

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

#### Foreign-Trade Zone 138—Columbus, OH Area; Site Renumbering Notice

Foreign-Trade Zone 138 was approved by the Foreign-Trade Zones Board on March 13, 1987 (Board Order 351), expanded on February 23, 1994 (Board Order 685), on November 9, 1999 (Board Order 1063), on May 29, 2001 (Board Order 1166), and on December 19, 2008 (Board Order 1311), and reorganized/expanded on November 2, 2007 (Board Order 1530).

FTZ 138 currently consists of 12 "sites" totaling 4,491 acres in the Columbus area. The current update does not alter the physical boundaries that have previously been approved, but instead involves an administrative renumbering that separates certain non-contiguous sites for record-keeping purposes. (**Note:** Sites 7 through 11 have expired and those numbers will not be reused.)

Under this revision, the site list for FTZ 138 will be as follows: Site 1 (3,787 acres)—portions of the Rickenbacker Inland Port to include certain acreage within the Rickenbacker International Airport and Air Industrial Park, Alum Creek East Industrial Park, Alum Creek West Industrial Park, and Groveport Commerce Center; Site 2 (136 acres)—Gateway Business Park, McClain Road, Lima; Site 3 (42 acres)—within the 90-acre Gateway Interchange Industrial Park, State Route 104 and U.S. Route 35, Chillicothe; Site 4 (64 acres, 2 parcels)—within the 960-acre Rock Mill Industrial Park, south of Mill Park Drive,

Lancaster; Site 5 (133 acres)—within the 149-acre D.O. Hall Business Center, SR 660 and north of Reitler Road, Cambridge; Site 6 (74 acres, 2 parcels)—within the Eagleton Industrial Park, SR 142 and west of Spring Valley Road, London; Site 12 (31 acres)—Marion Industrial Park, 1110 Cheney Avenue, Marion; Site 13 (41 acres)—Capital Park South, 3125-3325 Lewis Centre Way, Grove City; Site 14 (27 acres)—Southpointe Industrial Park, 3901 Gantz Road, Grove City; Site 15 (50 acres, sunset 12/31/2011)—Columbus Industrial District located at 4545 Fisher Road, Columbus; Site 16 (74 acres, expires 9/1/2010)—located at 1809 Wilson Road, Columbus; Site 17 (9 acres, expires 7/31/2011)—Quarry East Commerce Center (Drew Shoe Company), located at 252 Quarry Road, Lancaster; Site 18 (22 acres, expires 9/1/2010)—located at 700 Manor Park, Columbus; and, Site 19 (1 acre, expires 9/1/2010)—located at 330 Oak Street, Columbus.

For further information, contact Claudia Hausler at [Claudia.Hausler@trade.gov](mailto:Claudia.Hausler@trade.gov) or (202) 482-1379.

Dated: May 18, 2010.

**Andrew McGilvray,**

*Executive Secretary.*

[FR Doc. 2010-12801 Filed 5-26-10; 8:45 am]

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Docket 36-2010]

#### Foreign-Trade Zone 18—San Jose, CA; Application for Subzone; Lam Research Corporation (Wafer Fabrication Equipment Manufacturing); Fremont, Newark, and Livermore, CA

An application has been submitted to the Foreign-Trade Zones Board (the Board) by the City of San Jose, grantee of FTZ 18, requesting special-purpose subzone status for the wafer fabrication equipment manufacturing facilities of Lam Research Corporation (Lam), located in Fremont, California. The application was submitted pursuant to the provisions of the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a-81u), and the regulations of the Board (15 CFR part 400). It was formally filed on May 18, 2010.

The Lam facilities (1,483 employees, 1,020 systems per year capacity) consist of 4 sites on 85 acres: *Site 1* (29 acres) is located at 4650 Cushing Parkway, Fremont; *Site 2* (20 acres) is located at 6120 Stewart Ave., Fremont; *Site 3* (29