

other information since our preliminary results that warrants reconsideration of our separate-rate determination (see the *Preliminary Results*, 66 FR at 44597). Therefore, we find that FHTK should be assigned an individual dumping margin.

#### Use of Facts Otherwise Available

In our preliminary results of the new shipper review, we applied adverse facts available to Clipper and assigned it a rate of 376.67 percent for shipments during the period of review. Because we are rescinding the review covering Clipper, the use of facts otherwise available for Clipper is no longer an issue. For a detailed description of our analysis, see the Clipper Decision Memo.

In our preliminary results of the administrative review, we assigned a rate of 376.67 percent, based on the use of adverse facts available, to FHTK, Rizhao Hanxi Fisheries and Comprehensive Development Co., Ltd., Zhejiang Materials Industry, and Wo Hing (H.K.) Trading Co. For a detailed discussion of our application of the facts otherwise available, see the *Preliminary Results*, 66 FR at 44599–600, and the “Memorandum from Edythe Artman to Laurie Parkhill” regarding the use of facts otherwise available and the corroboration of secondary information (August 14, 2001), on file in the CRU.

#### Changes Since the Preliminary Results

Based on our analysis of comments received, we have made changes concerning Clipper in the new shipper review. See “Rescission of New Shipper Review” below. We have not made revisions that changed our analysis for the administrative review.

#### Final Results of the Administrative Review

We determine that a margin of 376.67 percent exists for all shipments of subject merchandise produced or exported by FHTK for the period November 1, 1999, through October 31, 2000. For Rizhao Hanxi Fisheries and Comprehensive Development Co., Ltd., Zhejiang Materials Industry, Wo Hing (H.K.) Trading Co., and all other Chinese producers and exporters of the subject merchandise for the period November 1, 1999, through October 31, 2000, we determine that a PRC-wide margin of 376.67 percent exists. The Department shall determine, and the Customs Service shall assess, antidumping duties on all appropriate entries. The Department will issue appraisement instructions directly to the Customs Service.

#### Rescission of New Shipper Review

For the reasons detailed in the Clipper Decision Memo, we determine that Clipper’s sale was not a *bona fide* sale as required by 19 CFR 351.214(b)(2)(iv)(C), although there was indeed an “entry” of the merchandise, as referenced in 19 CFR 315.214(b)(2)(iv)(A) of the regulations. Because we have no *bona fide* sale upon which to base a margin calculation, we are hereby rescinding the new shipper review with respect to Clipper. With this rescission, the PRC-wide margin of 376.67 percent applies to Clipper’s entries during the period of review.

In response to the preliminary results, we received comments from Clipper objecting to the use of facts otherwise available in the calculation of its rate for the preliminary results. Clipper argued that the Department should issue it a supplemental questionnaire to resolve the remaining issues regarding garlic growing costs.

Because we are rescinding the new shipper review, we have not addressed Clipper’s comments concerning the use of facts otherwise available. Comments by the petitioner and Clipper concerning the *bona fides* of Clipper’s transaction are addressed in the Clipper Decision Memo.

#### Cash-Deposit Requirements

The following deposit rates will be effective upon publication of this notice of final results of administrative review for all shipments of fresh garlic from the PRC entered, or withdrawn from warehouse, for consumption on or after the publication date, as provided for by section 751(a)(2)(C) of the Act: (1) For FHTK, the cash-deposit rate will be 376.67 percent; (2) for PRC exporters, including Clipper, which have not been found to be entitled to a separate rate, the cash-deposit rate will be 376.67 percent; and (3) for all non-PRC exporters of subject merchandise from the PRC, the cash-deposit rate will be the rate applicable to the PRC supplier of that exporter. These deposit requirements shall remain in effect until publication of the final results of the next administrative review.

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 these review periods. Failure to comply with this requirement, pursuant to 19 CFR 351.402(f)(3), could result in the Department’s presumption that reimbursement of antidumping duties

occurred and the subsequent assessment of doubled antidumping duties.

This notice also serves as a reminder to parties subject to administrative protective order (APO) of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 351.305. Timely written notification of the return/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.

We are issuing and publishing this determination and notice in accordance with sections 751(a)(1) and 777(i)(1) of the Act and 19 CFR 351.210(c).

Dated: March 6, 2002.

**Faryar Shirzad,**

*Assistant Secretary for Import Administration.*

#### Appendix

##### Decision Memo

1. Use of Facts Available for FHTK.
2. Miscellaneous.

##### Clipper Decision Memo

##### *Bona Fides* of the Sale.

[FR Doc. 02–6076 Filed 3–12–02; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

#### Overseas Trade Mission

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

**ACTION:** Notice.

**SUMMARY:** The Department of Commerce invites U.S. companies to participate in the below listed overseas trade mission. For a more complete description of the trade mission, obtain a copy of the mission statement from the Project Officer indicated for the mission below. Recruitment and selection of private sector participants for the mission will be conducted according to the Statement of Policy Governing Department of Commerce Overseas Trade Missions dated March 3, 1997.

#### Assistant Secretarial Business Development Mission: Italy and Spain

*Rome and Milan, Barcelona and Madrid*

July 6–15, 2002

Assistant Secretary of Commerce and Director General of the U.S. and Foreign Commercial Service Maria Cino will lead a senior-level business

development trade mission focusing on women or minority-owned and/or -managed businesses to Rome and Milan, Italy, and Barcelona and Madrid, Spain. This Business Development Mission is being organized to coincide with the Global Summit of Women, to be held July 11–13, in Barcelona, Spain. The Global Summit of Women will bring together many high-level female private and public sector participants from around the world. While the trade mission and summit focus on women or minority-owned and/or managed companies, participation in the mission is not limited to such businesses and all interested U.S. companies are encouraged to apply to this four-city, two country trade mission. Recruitment closes on May 1, 2002.

**FOR FURTHER INFORMATION CONTACT:** Ms. Selina Marquez, U.S. Department of Commerce. Telephone 202–482–4799, e-mail *Trade.Missions@mail.doc.gov*.

Dated: March 7, 2002.

**Thomas H. Nisbet,**

*Director, Export Promotion Coordination, Office of Planning, Coordination and Management.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 011701C]

### Endangered and Threatened Species; Take of Anadromous Fish

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

**ACTION:** Reopening of comment period; Notice of Availability and request for comments.

**SUMMARY:** Notice is hereby given that NMFS is reopening the comment period for the Routine Road Maintenance Program (RMP) submitted jointly by the State of Washington through Washington State Department of Transportation (WSDOT), King, Pierce, Snohomish, Clallam, Kitsap, Mason, and Thurston Counties, and the Cities of Bellevue, Bremerton, Burien, Covington, Edgewood, Everett, Kenmore, Kent, Lake Forest Park, Lakewood, Maple Valley, Newcastle, Renton, SeaTac, Sammamish, Shoreline, Tacoma, and University Place pursuant to protective regulations promulgated under the Endangered Species Act (ESA). NMFS is also modifying the list of Evolutionarily

Significant Units (ESUs) in the **SUPPLEMENTARY INFORMATION** section. The RMP would affect 10 Evolutionarily Significant Units (ESUs) of threatened salmonids identified in the **SUPPLEMENTARY INFORMATION** section, not 12 as stated in the previous notice. The comment period is being reopened because there were delays in notifying the public about the availability of the RMP. This document serves to notify the public of the availability of the RMP for review and comment before a final approval or disapproval is made by NMFS.

**DATES:** Written comments on the draft RMP must be received at the appropriate address or fax number (see **ADDRESSES**) no later than 5 p.m. Pacific Standard Time on April 12, 2002.

**ADDRESSES:** Written comments should be sent to Laura Hamilton, Habitat Conservation Division, National Marine Fisheries Service, 510 Desmond Drive, Suite 103, Lacey, Washington 98503. Comments may also be faxed to 360–753–9517. Copies of the entire RMP are available on the Internet at <http://www.metrokc.gov/roadcon/bmp/pdfguide.htm>. Comments will not be accepted if submitted via email or the Internet.

**FOR FURTHER INFORMATION CONTACT:** Laura Hamilton at phone number 360–753–5820, or e-mail: *Laura.Hamilton@noaa.gov*.

**SUPPLEMENTARY INFORMATION:** This notice is relevant to the following 10 threatened salmonid ESUs: Puget Sound, Lower Columbia River, Upper Willamette River chinook salmon (*Oncorhynchus tshawytscha*); Hood Canal summer-run and Columbia River chum salmon (*O. Keta*); Ozette Lake sockeye salmon (*O. Nerka*); Snake River Basin, Lower Columbia River, Upper Willamette River, and Middle Columbia River steelhead (*O. mykiss*).

### Background

WSDOT and the counties and cities named here, submitted the RMP for routine road maintenance activities that might affect certain salmonid ESUs listed as threatened in Washington State. The RMP was designed to be intentionally protective of salmonids and their habitat in the conduct of routine road maintenance activities.

In Part 1, the RMP describes the program framework including the 10 program elements that comprise the program (Regional Forum, Program Review, Best Management Practices (BMPs) and Conservation Outcomes (element 3), Training, Compliance Monitoring, Research, Adaptive

Management, Emergency Response, Biological Data Collection, and Reporting). In Part 2, the RMP elaborates on element 3, the BMPs, in much greater detail and provides detailed instructions to crews, supervisors, environmental support staff, design personnel and managers. Part 3 describes a process by which additional counties, cities, and ports in Washington State may develop routine road maintenance programs by adopting RMP parts 1 and 2, and then submit their RMP to NMFS for review, public comment, and approval or disapproval.

The RMP defines what activities are routine road maintenance. These consist of maintenance activities that are conducted on currently serviceable structures, facilities, and equipment, involve no expansion of or change in use, and do not result in significant negative hydrological impact.

Finally, the RMP includes a biological review of the RMP prepared by WSDOT and the other entities named above. The biological review analyzes the effects of the RMP on listed salmonids and their habitat statewide. The biological review concludes that the identified routine road maintenance activities conducted throughout Washington State under the RMP will neither impair properly functioning habitat, nor appreciably reduce the functioning of already impaired habitat, nor retard the long-term progress of impaired habitat toward PFC. Approval or disapproval of the RMP will depend on NMFS' findings after public review and comment.

As specified in the July 10, 2000, ESA 4(d) rule for salmon and steelhead (65 FR 42422), NMFS may approve a routine road maintenance program of any state, city, county, or port, provided that NMFS finds the activities to be consistent with the conservation of listed salmonids' habitat by contributing to the attainment and maintenance of properly functioning condition. Prior to final approval of a routine road maintenance program, NMFS must publish notification in the **Federal Register** announcing the program's availability for public review and comment.

### Authority

Under section 4 of the ESA, the Secretary of Commerce is required to adopt such regulations as he deems necessary and advisable for the conservation of species listed as threatened. The ESA salmon and steelhead 4(d) rule (65 FR 42422, July 10, 2000) specifies categories of activities that contribute to the conservation of listed salmonids and