

materially injured or threatened with material injury by reason of imports of line pipe from Mexico, Korea, and the PRC.

On October 6, 2004, we published in the **Federal Register** the preliminary determination in the Korean investigation, concurrently postponing the final determination until no later than February 18, 2005, pursuant to section 751(a)(3)(A) of the Tariff Act of 1930, as amended ("the Act"). See *Notice of Affirmative Preliminary Determination of Sales at Less than Fair Value and Postponement of Final Determination: Circular Welded Carbon Quality Line Pipe from the Republic of Korea*, 69 FR 59885 (October 6, 2004) ("Preliminary Determination"). After receiving a timely allegation of ministerial error in the preliminary determination with regard to the calculated margin for Hyundai HYSCO CO., Ltd. ("HYSCO"), a respondent in this proceeding, we published in the **Federal Register** the amended preliminary determination. See *Notice of Amended Preliminary Determination of Sales at Not Less Than Fair Value: Certain Circular Welded Carbon Quality Line Pipe from the Republic of Korea*, 69 FR 64027 (November 3, 2004).

On October 6, 2004, we published in the **Federal Register** the preliminary determination in the Mexican investigation, concurrently postponing the final determination until no later than February 18, 2005, pursuant to section 751(a)(3)(A) of the Act. See *Notice of Preliminary Determination of Sales at Less than Fair Value and Postponement of Final Determination: Circular Welded Carbon Quality Line Pipe from Mexico*, 69 FR 59892 (October 6, 2004).

On December 8, 2004, petitioners withdrew their petition with regard to the investigation of imports of line pipe from the PRC, and the Department subsequently terminated the investigation. See *Notice of Termination of Antidumping Duty Investigation: Certain Circular Welded Carbon Quality Line pipe from the People's Republic of China*, 69 FR 75511 (December 17, 2004).

Scope of Investigations

The scope of these investigations include certain circular welded carbon quality steel line pipe of a kind used in oil and gas pipelines, over 32 mm (1 ¼ inches) in nominal diameter (1.660 inch actual outside diameter) and not more than 406.4 mm (16 inches) in outside diameter, regardless of wall thickness, surface finish (black, or coated with any coatings compatible with line pipe), and regardless of end finish (plain end,

beveled ends for welding, threaded ends or threaded and coupled, as well as any other special end finishes), and regardless of stenciling. The merchandise subject to these investigations may be classified in the Harmonized Tariff Schedule of the United States ("HTSUS") at heading 7306 and subheadings 7306.10.10.10, 7306.10.50, 7306.10.50.10, and 7306.10.50.50. The tariff classifications are provided for convenience and Customs purposes; however, the written description of the scope of the investigation is dispositive.

Termination of Antidumping Investigations

On February 1, 2004, the Department received a letter from petitioners notifying the Department that they are no longer interested in seeking relief and are withdrawing their petitions on line pipe from Mexico and Korea. Under section 734(a)(1)(A) of the Act of 1930, upon withdrawal of a petition, the administering authority may terminate an investigation after giving notice to all parties to the investigations. Further, section 351.207(b)(1) of the Department's regulations states that the Department may terminate an investigation upon withdrawal of a petition, provided it concludes that termination is in the public interest. We notified all interested parties to the investigations of our intent to terminate these investigations, and provided them an opportunity to comment on the proposed termination. On February 7, 2005, Hylsa S.A de CV, a respondent in this investigation, submitted comments stating that termination of these investigations is in the public interest. We have received no further comments from any party to these investigations.

As no party objects to this termination and the Department is not aware of evidence to the contrary, the Department finds that termination of these investigations is in the public interest. As such, we are terminating these antidumping investigations and will issue instructions directly to U.S. Customs and Border Protection ("CBP") to terminate the suspension of liquidation of subject merchandise and release all bond and any cash deposits that have been posted, where applicable.

This notice 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(a)(3). 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 determination and notice are published in accordance with section 734(a) of the Act and section 19 CFR 351.207(b) of the Department's regulations.

Dated: February 10, 2005.

Joseph A. Spetrini,

Acting Assistant Secretary for Import Administration.

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-533-824]

Certain Polyethylene Terephthalate Film, Sheet and Strip from India: Final Results of Antidumping Duty Administrative Review

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

SUMMARY: On August 12, 2004, the Department of Commerce (the Department) published the preliminary results of the administrative review of the antidumping duty order on polyethylene terephthalate film, sheet and strip (PET film) from India. The review covers PET film exported to the United States by Jindal Polyester Ltd. (Jindal) during the period from December 21, 2001, through June 30, 2003. We provided interested parties with an opportunity to comment on the preliminary results of review. After analyzing the comments received, we have made changes to the margin calculation. The final weighted-average dumping margin for the reviewed firm is listed below in the section entitled, "Final Results of Review."

EFFECTIVE DATE: February 17, 2005.

FOR FURTHER INFORMATION CONTACT: Jeff Pedersen or Drew Jackson, AD/CVD Operations, Office 4, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th and Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-2769 or (202) 482-4406, respectively.

SUPPLEMENTARY INFORMATION:

Background

On August 12, 2004, the Department published in the **Federal Register** the preliminary results of the administrative review of the antidumping duty order on PET film from India. See *Certain*

Polyethylene Terephthalate Film, Sheet and Strip From India: Preliminary Results and Rescission in Part of Antidumping Duty Administrative Review, 69 FR 49872 (August 12, 2004) (*Preliminary Results*). In response to the Department's invitation to comment on the Preliminary Results, Jindal, the sole respondent, Valencia Specialty Films (Valencia), a U.S. importer, and the petitioners filed ¹ case briefs on September 13, 2004. Jindal, Valencia, and the petitioners filed rebuttal briefs on September 23, 2004. In response to requests from Valencia and Jindal, a hearing was held on September 30, 2004.

On December 14, 2004, the Department published in the **Federal Register** a notice of extension of the final results of review. See *Certain Polyethylene Terephthalate Film, Sheet and Strip from India: Extension of Time Limit for Final Results of Antidumping Duty Administrative Review*, 69 FR 74495.

The Department has conducted this administrative review in accordance with section 751 of the Tariff Act of 1930, as amended (the Act).

Scope of the Review

The products covered by the order are all gauges of raw, pretreated, or primed PET film, whether extruded or coextruded. Excluded are metallized films and other finished films that have had at least one of their surfaces modified by the application of a performance-enhancing resinous or inorganic layer of more than 0.00001 inches thick. Imports of PET film are currently classifiable in the Harmonized Tariff Schedule of the United States (HTSUS) under item number 3920.62.00. HTSUS subheadings are provided for convenience and customs purposes. The written description of the scope of this order is dispositive.

Period of Review

The period of review (POR) is December 21, 2001, through June 30, 2003.

Analysis of Comments Received

All issues raised by interested parties in their case briefs are addressed in the "Issues and Decision Memorandum" from Barbara E. Tillman, Acting Deputy Assistant Secretary for Import Administration, to Joseph A. Spetrini, Acting Assistant Secretary for Import Administration (*Issues and Decision Memorandum*). The *Issues and Decision*

Memorandum is dated concurrently with this notice and is hereby adopted by this notice. A list of the issues which the parties have raised is attached to this notice as an appendix. Parties can find a complete discussion of all issues raised in this administrative review, and the corresponding recommendations, in the *Issues and Decision Memorandum* which is on file in the Central Records Unit, room B-099 of the main Department of Commerce building. In addition, a complete version of the *Issues and Decision Memorandum* can be accessed directly on the Web at "http://ia.ita.doc.gov." The paper copy and the electronic version of the *Issues and Decision Memorandum* are identical in content.

Changes Since the Preliminary Results

Based on our analysis of comments received, we made the following changes in the comparison and margin calculation programs.

1. Based on import data supplied by U.S. Customs and Border Protection (CBP), we have found that certain importers did not deposit countervailing duties (CVDs) on their imports of PET film. The entries that we examined correspond with the U.S. sales reported to the Department by Jindal. Because the evidence on the record indicates no CVDs will be "imposed" for these entries, for the final results of review, we will not increase the U.S. prices of particular sales in accordance with the export subsidy offset provision, section 772(c)(1)(C) of the Act.

2. We corrected ministerial errors related to the treatment of excise duties, billing adjustments and the application of exchange rates to marine insurance and inland freight to the Indian port.

Final Results of Review

We determine that the following weighted-average percentage margin exists for the period December 21, 2001, through June 30, 2003:

Manufacturer/Exporter	Margin (percent)
Jindal Polyester Ltd.	6.28

Cash Deposit Requirements

The following cash deposit requirements will be effective upon publication of this notice of final results of administrative review for all shipments of PET film from India entered, or withdrawn from warehouse, for consumption on or after the date of publication of this notice, as provided by section 751(a)(1) of the Act: (1) the cash deposit rate for Jindal will be the rate shown above; (2) for previously investigated companies not listed above,

the cash deposit rate will continue to be the company-specific rate published in the investigation; (3) if the exporter is not a firm covered in this review, or the original less-than-fair-value (LTFV) 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; and (4) if neither the exporter nor the manufacturer is a firm covered by any segment of this proceeding, the cash deposit rate will be the "all others" rate of 24.14 percent established in the LTFV investigation, adjusted for the export subsidy rate found in the CVD investigation, which results in a cash deposit rate of 5.71 percent. These deposit requirements, when imposed, shall remain in effect until publication of the final results of the next administrative review.

Assessment

The Department will determine, and CBP shall assess, antidumping duties on all appropriate entries. In accordance with 19 C.F.R. § 351.212(b)(1), the Department has calculated importer/customer-specific assessment rates for merchandise subject to this review. Where the importer/customer-specific assessment rate is above *de minimis*, we will instruct CBP to assess the calculated assessment rate against the entered customs value (or quantity if we do not have entered value) of the subject merchandise on each of the importer's/customer's entries during the POR. The Department will issue the appropriate assessment instructions directly to CBP within 15 days of publication of these final results of review.

Reimbursement of Duties

This notice also serves as a final reminder to importers of their responsibility under 19 C.F.R. § 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping duties or CVDs prior to liquidation of the relevant entries during this review period. Failure to comply with this requirement may result in the Secretary's presumption that reimbursement of antidumping and/or CVDs occurred and the subsequent increase in antidumping duties by the full amount of the antidumping and/or CVDs reimbursed.

Administrative Protective Orders

This notice also serves as the only reminder to parties subject to administrative protective orders (APOs) of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305.

¹ The petitioners in this review are Dupont Teijin Films, Mitsubishi Polyester Film of America, Toray Plastics (America) and SKC America, Inc.

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 terms of an APO is a violation which is subject to sanction.

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

Dated: February 8, 2005.

Joseph A. Spetrini,
Acting Assistant Secretary for Import
Administration.

Appendix Issues in Decision Memorandum

Comment 1: Whether Jindal Polyester Limited and Valencia Specialty Films Were Affiliated During the First Three Months of the Period of Review

Comment 2: Whether Jindal and Valencia Were Affiliated During the Remainder of the Period of Review

Comment 3: Whether it is Appropriate to Apply Partial Adverse Facts Available

Comment 4: Whether the Department Applied the Appropriate Adverse Facts Available Rate

Comment 5: Whether Jindal Polyester Limited Properly Classified Certain Merchandise as Non-prime Merchandise

Comment 6: Whether the Department Incorrectly Converted the Currency of Certain Movement Expenses

Comment 7: Whether the Department Incorrectly Calculated Home Market Billing Adjustments

Comment 8: Whether the Department Incorrectly Calculated the Net Home Market Price

Comment 9: Whether the Department Should Offset its Calculations for Negative Dumping Margins

Comment 10: Whether to Increase the Price of Certain U.S. Sales by Countervailing Duties Imposed to Offset Export Subsidies

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

Proposed Information Collection; Comment Request; Alaska Region Vessel Monitoring System (VMS) Program

AGENCY: National Oceanic and Atmospheric Administration (NOAA), DOC.

ACTION: Notice.

SUMMARY: The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995.

DATES: Written comments must be submitted on or before April 18, 2005.

ADDRESSES: Direct all written comments to Diana Hynek, Departmental Paperwork Clearance Officer, Department of Commerce, Room 6625, 14th and Constitution Avenue, NW., Washington, DC 20230 (or via the Internet at dHynek@doc.gov).

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the information collection instrument and instructions should be directed to Patsy A. Bearden, 907-586-7008 or patsy.bearden@noaa.gov.

SUPPLEMENTARY INFORMATION:

I. Abstract

NMFS Alaska Region manages the U.S. groundfish fisheries of the Exclusive Economic Zone (EEZ) off Alaska under the Fishery Management Plan for Groundfish of the Gulf of Alaska and the Fishery Management Plan for the Groundfish Fishery of the Bering Sea and Aleutian Islands Management Area (FMPs). The North Pacific Fishery Management Council prepared the FMPs pursuant to the Magnuson-Stevens Fishery Conservation & Management Act. The regulations implementing the FMPs are at 50 CFR part 679.

The recordkeeping and reporting requirements at 50 CFR part 679 form the basis for this collection of information. NMFS Alaska Region requests information from participating groundfish participants. This information, upon receipt, results in an increasingly more efficient and accurate database for management and monitoring of the groundfish fisheries of the EEZ off Alaska.

II. Method of Collection

Internet and facsimile transmission of paper forms. Paper applications, electronic reports, and telephone calls are required.

III. Data

OMB Number: 0648-0445.

Form Number: None.

Type of Review: Regular submission.

Affected Public: Not-for-profit institutions; and business or other for-profit organizations.

Estimated Number of Respondents: 539.

Estimated Time per Response: 6 hours to install a VMS; 4 hours per year to maintain a VMS; 5 seconds for an automated position report; 12 minutes to fax a check-in report; and 12 minutes to fax a reimbursement form.

Estimated Total Annual Burden

Hours: 13,152.

Estimated Total Annual Cost to Public: \$491,000.

IV. Request for Comments

Comments are invited on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: February 10, 2005.

Gwellnar Banks,

Management Analyst, Office of the Chief
Information Officer.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

Proposed Information Collection; Comment Request; Atlantic Highly Migratory Species Permit Family of Forms

AGENCY: National Oceanic and Atmospheric Administration (NOAA), DOC.

ACTION: Notice.

SUMMARY: The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995.