

*Results of Changed Circumstances Review*, 59 FR 6944, 6945 (February 14, 1994). Thus, if the evidence demonstrates that, with respect to the production and sale of the subject merchandise, the new company operates as the same business entity as its predecessor, the Department will assign the new company the cash-deposit rate of its predecessor.

In its June 29, 2005, submission, Arbec argues that it merely changed its name to Arbec from Uniforêt, and that Arbec is the identical company to Uniforêt. As such, Arbec states that the company's management, production facilities, and supplier/customer relationships have not changed. To support its claims, Arbec submitted numerous documents, including: (1) copies of Certificate of Amendment documents amending the name of Uniforêt to Arbec; (2) a copy of a resolution of the Annual and Special Meeting of Shareholders of Uniforêt adopting the modification of Uniforêt's corporate name; (3) a letter from Arbec to the Department, dated May 25, 2005, requesting the recognition of a name change; and (4) a pre-name change advertising flyer announcing the new Arbec logo. Further, Arbec provided information such as a chart of its shareholders, a list of its production facilities, and details on its supplier management agreements, confirming that its ownership, management, production facilities, supply sources and customer base are unchanged from those of its predecessor, Uniforêt.

Based on the information submitted by Arbec, we preliminarily find that Arbec is the successor-in-interest to Uniforêt. Based on the evidence reviewed, we find that Arbec operates as the same business entity as Uniforêt and that the company's senior management, production facilities, supplier relationships, and customers have not changed. Thus, we preliminarily find that Arbec should receive the same antidumping duty cash-deposit rate (*i.e.*, 11.54 percent) with respect to the subject merchandise as Uniforêt, its predecessor company. This rate reflects the "all others" rate from the investigation as modified in the *Notice of Determination Under Section 129 of the Uruguay Round Agreements Act: Antidumping Measures on Certain Softwood Lumber Products From Canada*, 70 FR 22636 (May 2, 2005).

As a result, if these preliminary results are adopted in our final results of this changed circumstances review, we will instruct U.S. Customs and Border Protection to continue to suspend shipments of subject merchandise made by Arbec at

Uniforêt's cash deposit rate (*i.e.*, 11.54 percent "all others" rate). This deposit rate shall remain in effect until publication of the final results of the second administrative review of the order, which covers the period May 1, 2003, through April 30, 2004, in which Uniforêt is a respondent. See *Notice of Preliminary Results of Antidumping Duty Administrative Review and Partial Rescission: Certain Softwood Lumber Products From Canada*, 70 FR 33063, June 7, 2005.

#### Public Comment

Any interested party may request a hearing within 30 days of publication of this notice. See 19 CFR 351.310(c). Any hearing, if requested, will be held 44 days after the date of publication of this notice, or the first working day thereafter. Interested parties may submit case briefs and/or written comments not later than 30 days after the date of publication of this notice. Rebuttal briefs and rebuttals to written comments, which must be limited to issues raised in such briefs or comments, may be filed not later than 37 days after the date of publication of this notice. Parties who submit arguments are requested to submit with the argument: (1) a statement of the issue; (2) a brief summary of the argument; and (3) a table of authorities.

Consistent with section 351.216(e) of the Department's regulations, we will issue the final results of this changed circumstances review no later than 270 days after the date on which this review was initiated, or within 45 days if all parties agree to our preliminary finding. We are issuing and publishing this finding and notice in accordance with sections 751(b)(1) and 777(i)(1) of the Act and section 351.216 of the Department's regulations.

Dated: August 22, 2005.

**Ronald K. Lorentzen,**

*Acting Assistant Secretary for Import Administration.*

[FR Doc. E5-4702 Filed 8-25-05; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-583-816]

#### **Certain Stainless Steel Butt-Weld Pipe Fittings from Taiwan: Notice of Amended Final Results Pursuant to Final Court Decision**

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

**SUMMARY:** On June 14, 2005, in *Alloy Piping Products, Inc., Flowline Division, et al. v. United States*, Slip Op. 05-69, ("Alloy Piping I"), the Court of International Trade ("CIT") affirmed the Department of Commerce's (the "Department") Final Results of Determination Pursuant to Remand ("Remand Results"), dated February 14, 2005, and entered a judgment order. This litigation related to the Department's review of the antidumping order on certain stainless steel butt-weld pipe fittings from Taiwan, covering the period June 1, 1999, through May 31, 2000. See *Certain Stainless Steel Butt-Weld Pipe Fittings Final Results of Antidumping Duty Administrative Review*, 66 FR 65899, 65900, (December 21, 2001) ("Final Results"). As no further appeals have been filed and there is now a final and conclusive court decision in this action, we are amending the final results of review in this proceeding and we will instruct U.S. Customs and Border Protection ("CBP") to liquidate entries subject to this review.

**EFFECTIVE DATE:** August 26, 2005.

**FOR FURTHER INFORMATION CONTACT:** Alex Villanueva, AD/CVD Operations, Office 9, Import Administration, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue, NW, Washington, DC 20230, telephone 202-482-3208, fax 202-482-9089.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

Following publication of the *Final Results*, Alloy Piping Products, Inc., Flowline Division, Markovitz Enterprises, Inc., Gerlin Inc., and Taylor Forge Stainless Inc., (the "Petitioners") and Ta Chen, filed a lawsuit with the CIT challenging the Department's findings. In *Alloy Piping v. United States*, Slip Op. 04-134, (CIT 2004) ("Alloy Piping I"), the CIT instructed the Department to (1) reopen the record, seek additional relevant information regarding employee bonuses, and recalculate the general and administrative ("G&A") expenses of Ta Chen; and (2) reconsider Ta Chen's U.S. indirect selling expenses and to account for all of Ta Chen's U.S. selling expenses incurred during fiscal year 1999.

The Department complied with the CIT's remand instructions and issued its final results of redetermination pursuant to remand on February 14, 2005. See *Final Results of Redetermination Pursuant to Remand* ("Remand Results"). In the *Remand Results*, the Department reopened the record, sought

additional relevant information regarding employee bonuses and recalculated the G&A expenses of Ta Chen to include bonuses to both employees and directors/supervisors. The Department also reconsidered Ta Chen's U.S. indirect selling expenses and determined that there was no need to add financial interest expenses to Ta Chen's U.S. indirect selling expenses. Thus, the Department did not change Ta Chen's U.S. indirect selling expenses. As a result of the remand determination, the antidumping duty rate for Ta Chen was decreased from 6.11 to 6.10 percent. The CIT did not receive comments from either the Petitioners or Ta Chen.

On June 14, 2005, the CIT affirmed the Department's findings in the *Remand Results*. Specifically, the CIT affirmed the Department's recalculation of the G&A expenses for Ta Chen and the Department's decision not to add financial interest expenses to Ta Chen's U.S. indirect selling expenses. See *Alloy Piping II*.

On July 1, 2005, consistent with the decision of the United States Court of Appeals for the Federal Circuit ("Federal Circuit") in *Timken Co. v. United States*, 893 F. 2d 337 (Fed. Cir. 1990) ("*Timken*"), the Department notified the public that the CIT's decision was "not in harmony" with the *Final Results*. See *Notice of Court Decision and Suspension of Liquidation: Certain Stainless Steel Butt-Weld Pipe Fittings from Taiwan*, 70 FR 126 (July 1, 2005) ("*Timken Notice*"). No party has appealed the CIT's decision. As there is now a final and conclusive court decision in this action, we are amending our final results of review and we will instruct CBP to liquidate entries subject to this review.

**Amended Final Results**

Because no further appeals have been filed and there is now a final and conclusive decision in the court proceeding, we are amending the final results of administrative review of the antidumping order on certain stainless steel butt-weld pipe fittings from Taiwan for the period June 1, 1999, through May 31, 2000. The revised weight-averaged dumping margin are as follows:

Company	Margin (percent)
Ta Chen .....	6.10

The Department will issue appraisal instructions directly to the CBP. The Department will instruct CBP to liquidate relevant entries covering the subject merchandise

effective the date of publication of this notice.

This notice is issued and published in accordance with section 751(a)(1) of the Act.

Dated: August 18, 2005.

**Ronald K. Lorentzen,**

*Acting Assistant Secretary for Import Administration.*

[FR Doc. E5-4701 Filed 8-25-05; 8:45 am]

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**DEPARTMENT OF COMMERCE**

**National Institute of Standards and Technology**

[Docket No.: 050728206-5206-01]

**"Notify U.S."—New Web Service Tracks Changing Technical Regulations**

**AGENCY:** National Institute of Standards and Technology, Commerce.

**ACTION:** Notice.

**SUMMARY:** The National Institute of Standards and Technology (NIST) publishes this notice to announce the availability of Notify U.S., a free, web-based e-mail service that offers U.S. citizens, industries, and organizations an opportunity to review and comment on proposed foreign technical regulations that can affect their businesses and their access to international markets. The service is operated by the National Center for Standards and Certification Information (NCSCI) at NIST. NCSCI is the nation's designated Inquiry Point under the World Trade Organization (WTO) Agreement on Technical Barriers to Trade (TBT).

Notify U.S. is the successor to Export Alert!, an e-mail service for proposed technical regulations previously offered by NIST. This new, web-based service offers fast and comprehensive information on proposed technical regulations and conformity assessment procedures from foreign governments that might influence U.S. exports.

Notify U.S. provides users with access to notifications and full texts of regulations issued by the WTO members. In addition, users can monitor proposed changes across chosen countries and 41 fields of industrial or technical activities, or they can select a subset of fields.

**ADDRESSES:** To learn more—and to sign up for the service—go to the Notify U.S. Web site at [www.nist.gov/notifyus](http://www.nist.gov/notifyus).

**FOR FURTHER INFORMATION CONTACT:** For information regarding Notify U.S., contact Ms. Anne Meininger, Technical

Information Specialist, National Center for Standards and Certification Information, NIST, 100 Bureau Drive, MS-2160, Gaithersburg, MD 20899; (301) 975-2921.

Dated: August 22, 2005.

**William Jeffrey,**

*Director.*

[FR Doc. 05-17022 Filed 8-25-05; 8:45 am]

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**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

[I.D. 082305A]

**Endangered Species; File No. 1544**

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

**ACTION:** Notice; receipt of application.

**SUMMARY:** Notice is hereby given that East Coast Observers Inc., Patricia Bargo, Principal Investigator, PO Box 6192, Norfolk Virginia 23508, has applied in due form for a permit to take loggerhead (*Caretta caretta*), green (*Chelonia mydas*), hawksbill (*Eretmochelys imbricata*), Kemp's ridley (*Lepidochelys kempii*), and leatherback (*Dermochelys coriacea*) marine turtles, and shortnose sturgeon (*Acipenser brevirostrom*) for purposes of scientific research.

**DATES:** Written, telefaxed, or e-mail comments must be received on or before September 26, 2005.

**ADDRESSES:** The application and related documents are available for review upon written request or by appointment in the following offices:

Permits, Conservation and Education Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301)713-2289; fax (301)427-2521; and Southeast Region, NMFS, 263 13th Avenue South, St. Petersburg, FL 33701; phone (727)824-5312; fax (727)824-5309.

Written comments or requests for a public hearing on this application should be mailed to the Chief, Permits, Conservation and Education Division, F/PR1, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910. Those individuals requesting a hearing should set forth the specific reasons why a hearing on this particular request would be appropriate.

Comments may also be submitted by facsimile at (301)427-2521, provided