

**FOR FURTHER INFORMATION CONTACT:** Zev Primor, AD/CVD Operations, Office 4, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Ave., NW., Washington, DC 20230; telephone: (202) 482-4114, fax: (202) 482-5105.

**SUPPLEMENTARY INFORMATION:**

**Background**

On February 23, 2001, the Department published the final results of administrative review of the antidumping duty order on silicon metal from Brazil for the period July 1, 1998, through June 30, 1999. See *Silicon Metal from Brazil; Final Results of Antidumping Duty Administrative Review and Determination Not to Revoke in Part*; 66 FR 11256 (February 23, 2001) (*Final Results*). CBCC and Electrosilex filed a lawsuit challenging certain aspects of the *Final Results*. Specifically, CBCC argued that the Department used an incorrect interest rate to calculate its home market imputed credit expense, while Electrosilex asserted that the Department's decision to apply total adverse facts available (AFA) was not in accordance with law and unsupported by record evidence. On April 15, 2004, the CIT remanded this case back to the Department and instructed it "...to impute anew (1) CBCC's home-market credit costs and (2) Electrosilex's margin of dumping for the period of review implicated that is in accordance with law and supported by substantial evidence on the record." See *Elkem Metals Company and Globe Metallurgical Inc., v. United States*, Slip Op. 04-36. The Department issued its final results of remand redetermination on July 14, 2004. See Remand Redetermination. On October 6, 2005, the CIT affirmed the Department's final results of remand redetermination in their entirety.

**Suspension of Liquidation**

The CAFC, in *Timken*, held that the Department must publish notice of a decision of the CIT or the CAFC which is not in harmony with the Department's determination. Publication of this notice fulfills that obligation. The CAFC also held that the Department must suspend liquidation of the subject merchandise until there is a "conclusive" decision in the case. Therefore, pursuant to *Timken*, the Department must continue to suspend liquidation of unliquidated entries pending the expiration of the period to appeal the CIT's October 6, 2005, decision affirming the Department's remand results or pending a final decision of the CAFC if that

decision is appealed. Upon expiration of the period to appeal, or if the CIT's decision is appealed and the CAFC's decision is not in harmony with the Department's determination in the *Final Results*, the Department will publish in the **Federal Register** a notice of amended final results for the 1998-1999 administrative review of silicon metal from Brazil.

We are issuing and publishing this notice in accordance with section 516A(c)(1) of the Tariff Act of 1930, as amended.

Dated: October 26, 2005.

**Stephen J. Claeys,**

*Acting Assistant Secretary for Import Administration.*

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**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

[I.D. 102005B]

**Fisheries of the Exclusive Economic Zone Off Alaska; Notice of Crab Rationalization Program Public Workshop**

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

**ACTION:** Notice of public workshop.

**SUMMARY:** NMFS will present a public workshop on the new Crab Rationalization Program (Program) for participants in the Bering Sea and Aleutian Islands (BSAI) king and Tanner crab fisheries. At this workshop, NMFS will review the Program, discuss the key Program elements, provide information on the application process, and answer questions. This workshop is specifically intended to address issues related to the Arbitration System portion of the Program. NMFS is conducting this public workshop to assist participants comply with the requirements of this new Program.

**DATES:** Workshop will be held November 18, 2005, from 10 a.m. to 1 p.m. Pacific standard time.

**ADDRESSES:** The workshop will be held at the Qwest Field and Event Center, Room C3, 800 Occidental Ave. South, Seattle, WA.

**FOR FURTHER INFORMATION CONTACT:** Glenn Merrill, 907-586-7228 or [glenn.merrill@noaa.gov](mailto:glenn.merrill@noaa.gov).

**SUPPLEMENTARY INFORMATION:** On March 2, 2005, NMFS published a final rule implementing the Program as

Amendments 18 and 19 to the Fishery Management Plan for Bering Sea/Aleutian Islands King and Tanner Crabs (70 FR 10174). The final rule was effective on April 2, 2005.

NMFS has conducted six public workshops on key Program elements. Four of those workshops were conducted in March and April of 2005 in Alaska, Oregon, and Washington to assist fishery participants comply with the requirements of the Program. At these workshops, NMFS reviewed the Program, discussed the key Program elements, and provided information on the application process. The remaining two workshops were held in Seattle, Washington in May and September of 2005, and focused on the Arbitration System.

The November 18, 2005 workshop is also intended to focus on the Arbitration System. One issue not previously addressed in the May and September workshops will be the focus. Specifically, NMFS will provide an overview of existing regulatory requirements which create timing conflicts related to the start of the crab fishing season, the deadline for the initiation of binding arbitration, and the deadline for initiating share matching under the Arbitration System (see 50 CFR 680.20(h)(3)(iv) for more details). NMFS will review this timing conflict and provide an opportunity for public comments. Program elements related to economic data collection, monitoring and enforcement, electronic reporting, quota share and individual fishing quota application and transfer provisions, the appeals process, fee collection, and the loan program may be addressed secondarily. Additionally, NMFS will answer questions from workshop participants. For further information on the Program, please visit the NMFS Alaska Region Internet site at [www.fakr.noaa.gov](http://www.fakr.noaa.gov).

**Special Accommodations**

This workshop is physically accessible to people with disabilities. Requests for special accommodations should be directed to Glenn Merrill (see **FOR FURTHER INFORMATION CONTACT**) by November 10, 2005.

Dated: October 27, 2005.

**Anne M. Lange,**

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

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