

Export Co.; Huludao Steel Pipe Industrial Co., Ltd.; Huludao City Steel Pipe; Benxi Northern Steel Pipes Co.; and Tianjin Shuangjie Steel Pipe Co. On the same date, U.S. Steel requested the Department conduct an administrative review of the following producers of subject merchandise: Husteel; Hyundai HYSCO; Nexteel; Samsun; and Seah.

On December 24, 2008, the Department initiated an administrative review covering the period November 1, 2007, through October 31, 2008. See *Initiation of Antidumping and Countervailing Duty Administrative Reviews and Request for Revocation in Part*, 73 FR 79055 (December 24, 2008).

Wheatland withdrew its request for a review of Kumkang on July 31, 2009. Wheatland is the only party to have requested a review of Kumkang.

#### Rescission of Review

Pursuant to 19 CFR 351.213(d)(l), the Department will rescind an administrative review, in whole or in part, if the party that requested a review withdraws the request within 90 days of the date of publication of the notice of initiation of the requested review or. The Department may extend this deadline if it determines that it is reasonable to do so. Although Wheatland withdrew its request for Kumkang after the 90-day period, the Department has not to date dedicated extensive time and resources to this review, only having recently issued a supplemental questionnaire to Kumkang. Therefore, in response to Wheatland's request, the Department hereby rescinds the administrative review for the period November 1, 2007, through October 31, 2008, for Kumkang.

#### Assessment

The Department will instruct U.S. Customs and Border Protection ("CBP") to assess antidumping duties on all appropriate entries. For the companies for which this review is rescinded, the antidumping duties shall be assessed at rates equal to the cash deposit of estimated antidumping duties required at the time of entry, or withdrawal from warehouse, for consumption, in accordance with 19 CFR 351.212(c)(1)(i). The Department intends to issue appropriate assessment instructions to CBP 15 days after the date of publication of this notice of partial rescission of administrative review.

#### Notification to Importers

This notice serves as a 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.

#### Notification Regarding Administrative Protective Order

This notice serves as a final reminder to parties subject to administrative protective orders ("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/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 sanctionable violation.

This notice is issued and published in accordance with 19 CFR 351.213(d)(4).

Dated: August 18, 2009.

**John M. Andersen,**

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

[FR Doc. E4-20321 Filed 8-21-04; 8:45 am]

**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### Federal Consistency Appeal by Villa Marina Yacht Harbour, Inc.

**AGENCY:** National Oceanic and Atmospheric Administration (NOAA), Department of Commerce (Commerce).

**ACTION:** Notice of appeal.

**SUMMARY:** This announcement provides notice that Villa Marina Yacht Harbour, Inc. (Villa Marina) has filed an administrative appeal with the Department of Commerce requesting that the Secretary override the Puerto Rico Planning Board's (PRPB) objection to the proposed expansion of an existing marina in Fajardo, Puerto Rico.

**DATES:** Comments must be sent to the NOAA, Office of the General Counsel for Ocean postmarked or e-mailed no later than September 30, 2009. Requests for a public hearing must be filed within 30 days of publication of this notice.

**ADDRESSES:** Materials from the appeal record will be available at the NOAA, Office of the General Counsel for Ocean Services, 1305 East-West Highway, Room 6111, Silver Spring, MD 20910

and on the following Web site: <http://www.ogc.doc.gov/czma.htm>.

#### FOR FURTHER INFORMATION CONTACT:

Gladys P. Miles, Attorney-Advisor, NOAA, Office of the General Counsel, 301-713-7384 or at [gcos.inquiries@noaa.gov](mailto:gcos.inquiries@noaa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Notice of Appeal

Villa Marina has filed notice of an appeal with the Secretary of Commerce (Secretary), pursuant to the Coastal Zone Management Act of 1972 (CZMA), 16 U.S.C. 1451 *et seq.*, and implementing regulations found at 15 CFR Part 930, Subpart H. The appeal is taken from an objection by PRPB to Villa Marina's consistency certification for a U.S. Army Corps of Engineers permit for a marina expansion in Fajardo, Puerto Rico.

Under the CZMA, the Secretary may override PRPB's objection on grounds that the proposed activity is consistent with the objectives or purposes of the CZMA or otherwise necessary in the interest of national security. To make the determination that the proposed activity is "consistent with the objectives or purposes" of the CZMA, the Secretary must find that: (1) The proposed activity furthers the national interest as articulated in sections 302 or 303 of the CZMA, in a significant or substantial manner; (2) the adverse effects of the proposed activity do not outweigh its contribution to the national interest, when those effects are considered separately or cumulatively; and (3) no reasonable alternative is available that would permit the activity to be conducted in a manner consistent with enforceable policies of the PRPB's coastal management program. 15 CFR 930.121. Conversely, to make the determination that the proposed activity is "necessary in the interest of national security," the Secretary must find that a national defense or other national security interest would be significantly impaired were the activity not permitted to go forward as proposed. 15 CFR 930.122.

##### II. Opportunity for Federal Agency and Public Comment

Pursuant to Department of Commerce regulations, the public and interested Federal agencies may submit comments on this appeal. Written comments must be sent no later than September 30, 2009 to the NOAA, Office of the General Counsel for Ocean Services, 1305 East-West Highway, Room 6111, Silver Spring, MD 20910 or via e-mail to [gcos.comments@noaa.gov](mailto:gcos.comments@noaa.gov).

### III. Opportunity for a Public Hearing

Pursuant to Department of Commerce regulations, the Secretary may hold a public hearing on this appeal, either in response to a request for a public hearing or upon his own initiative. A request for a public hearing must be filed with the Secretary within 30 days of the publication of this notice in the **Federal Register**. If a hearing is held, it shall be noticed in the **Federal Register**, and the Secretary shall reopen the public and Federal agency comment period for a 10-day period following the hearing. Requests for a public hearing must be sent to the NOAA, Office of the General Counsel for Ocean Services, 1305 East-West Highway, Room 6111, Silver Spring, MD 20910 or via e-mail to [gcos.comments@noaa.gov](mailto:gcos.comments@noaa.gov).

### IV. Appeal Documents

NOAA intends to provide the public with access to all publicly available materials and related documents comprising the appeal record on the following Web site: <http://www.ogc.doc.gov/czma.htm>; and during business hours, at the NOAA, Office of the General Counsel for Ocean Services. For additional information concerning this appeal, please contact Gladys P. Miles, Attorney-Advisor, NOAA, Office of the General Counsel, 301-713-7393 or [gcos.inquiries@noaa.gov](mailto:gcos.inquiries@noaa.gov).

Dated: August 19, 2009.

**Joel La Bissonniere,**  
Assistant General Counsel for Ocean Services.

[Federal Domestic Assistance Catalog No. {XX.XXX} Coastal Zone Management Program Assistance.]  
[FR Doc. E9-20318 Filed 8-21-09; 8:45 am]

BILLING CODE P

---

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### Final Management Plan and Environmental Assessment for Thunder Bay National Marine Sanctuary: Notice of Public Availability

**AGENCY:** Office of National Marine Sanctuaries (ONMS), National Ocean Service (NOS), National Oceanic and Atmospheric Administration (NOAA), Department of Commerce (DOC).

**ACTION:** Notice of public availability.

**SUMMARY:** In accordance with section 304(e) of the National Marine Sanctuaries Act (NMSA), as amended, NOAA is releasing the Final Management Plan and Environmental Assessment for Thunder Bay National Marine Sanctuary.

**DATES:** The Final Management Plan and Environmental Assessment for Thunder Bay National Marine Sanctuary will be available on August 25, 2009.

**ADDRESSES:** *To obtain a copy:* For a copy of the Final Management Plan and Environmental Assessment, please contact Tera Panknin, Management Plan Review Coordinator, Thunder Bay National Marine Sanctuary, 500 W. Fletcher Street, Alpena, MI 49707; (989) 356-8805 ext. 38; or via e-mail at [TBMPR@noaa.gov](mailto:TBMPR@noaa.gov). Copies can also be downloaded from the Thunder Bay NMS Web site at <http://thunderbay.noaa.gov>.

**FOR FURTHER INFORMATION CONTACT:** Tera Panknin at (989) 356-8805 ext. 38 or via e-mail at [TBMPR@noaa.gov](mailto:TBMPR@noaa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Background Information

Thunder Bay was designated in 2000 as the nation's thirteenth national marine sanctuary. It is jointly managed by NOAA and the State of Michigan. It was designated to preserve nationally significant shipwrecks and regional maritime landscape through resource protection, education, and research.

Thunder Bay NMS's first management plan review began in September 2006 with public scoping meetings, followed by meetings of working groups made up of sanctuary staff, sanctuary advisory council members, and members of the public to developed action plans of the management plan.

NOAA released a draft revised management plan on February 24, 2009 (74 FR 8231) and accepted comments through April 10, 2009. During this time, NOAA held four public meetings in Rogers City, MI (March 18, 2009), Harrisville, MI (March 19, 2009), Lansing, MI (March 20, 2009), and Alpena, MI (March 24, 2009). A total of 24 people provided oral comments at those meetings, and 23 people submitted written comments on the draft revised management plan for a total of 61 individual comments. Each of these comments are addressed in the Response to Comments document.

##### II. Summary of the Final Management Plan

The core of the Final Management Plan is four action plans: Resource Protection, Education and Outreach, Research, and Sanctuary Operations and Administration. Each is summarized below:

###### A. Resource Protection Action Plan

This action plan involves considering the need for boundary expansion, assessing recreational use of the

sanctuary, increasing compliance with regulations, fostering greater awareness of the sanctuary by recreational users, and preserving maritime heritage artifacts.

###### B. Education and Outreach Action Plan

The second action plan involves developing education material for a broader audience, increasing awareness of the sanctuary through education programs, enhancing sanctuary communications with other entities, maintaining a sanctuary presence in the community, and maximizing the effects of education through ongoing evaluation.

###### C. Research Action Plan

The third action plan involves characterizing the sanctuary's maritime heritage resources and landscape features, developing a monitoring program for sanctuary maritime heritage sites, continuing partnership with Alpena County Public Library to manage the Thunder Bay Sanctuary Research Collection, developing partnerships with local, national, and international researchers and organizations, and utilizing volunteers, fellows, students, and interns for sanctuary characterization, research, and monitoring.

###### D. Sanctuary Operations and Administration Action Plan

The fourth and final action plan involves developing infrastructure to enhance and maintain the Great Lakes Maritime Heritage Center and for research vessels, equipment, and field operations; hiring staff; enhancing operation of the Thunder Bay Sanctuary Advisory Council; and developing procedures to ensure safety for staff and sanctuary visitors.

### III. Environmental Assessment

NOAA prepared an environmental assessment that analyzes the environmental impacts of the revised management plan pursuant to the National Environmental Policy Act. In doing so, the environmental assessment analyzes two alternatives: The status quo (no change to the 1999 management plan) and the preferred alternative (revising the 1999 management plan). Included with the environmental assessment is NOAA's finding of no significant impact.

Dated: August 17, 2009.

**Daniel J. Basta,**  
Director, Office of National Marine Sanctuaries.

[FR Doc. E9-20332 Filed 8-21-09; 8:45 am]

BILLING CODE 3510-NK-P