

production facility in the PRC and is affiliated with Max Fortune Vietnam, it is reasonable to infer that R&D takes place in the PRC; (3) the cutting, folding and packaging activities (*i.e.*, the converting process) performed by Max Fortune Vietnam do not alter the fundamental characteristics of the tissue paper, and therefore, reflect a production process which is minor or insignificant; (4) Max Fortune Vietnam's labor-intensive converting operations suggest a significantly lower level of investment in production assets than that required by the capital-intensive nature of the papermaking process; and 5) Max Fortune Vietnam's limited operations suggest that converting tissue paper adds little value to the merchandise imported into the United States.

With respect to the value of the merchandise produced in the PRC, the petitioner relied on the information and arguments in the "minor or insignificant process" portion of its anti-circumvention request to indicate that the value of the PRC jumbo rolls and sheets of tissue paper is significant relative to the total value of finished merchandise exported to the United States. We find that this information adequately meets the requirements of this factor, as discussed above.

Finally, the petitioner argued that the Department should also consider the pattern of trade, affiliation, and subsequent import volume as factors in determining whether to initiate the anti-circumvention inquiry. The import information submitted by the petitioner indicates that Vietnamese imports of tissue paper from the PRC and U.S. imports of tissue paper from Vietnam rose significantly after the initiation of the investigation and the establishment of Max Fortune Vietnam. In addition, the petitioner provides information suggesting that Max Fortune Vietnam's affiliation with a known producer of the subject merchandise in the PRC, the timing of Max Fortune Vietnam's establishment, and the nature of Max Fortune Vietnam's operations reflect an intention to shift completion of merchandise subject to the PRC tissue paper order from the PRC to Vietnam.

Accordingly, we are initiating a formal anti-circumvention inquiry concerning the antidumping duty order on certain tissue paper products from the PRC, pursuant to section 781(b) of the Act. In accordance with 19 CFR 351.225(l)(2), if the Department issues a preliminary affirmative determination, we will then instruct U.S. Customs and Border Protection to suspend liquidation and require a cash deposit of estimated duties, at the applicable rate,

for each unliquidated entry of the merchandise at issue, entered or withdrawn from warehouse for consumption on or after the date of initiation of the inquiry.

The Department is focusing its analysis of the significance of the production process in Vietnam on the single company identified by the petitioner, namely Max Fortune Vietnam, in its February 18, 2010, anti-circumvention inquiry request and about which sufficient information to initiate an anti-circumvention inquiry has been provided. If the Department receives a formal request from an interested party regarding potential circumvention by other Vietnamese companies involved in processing PRC jumbo rolls and/or sheets for export to the United States within sufficient time, we will consider conducting the inquiries concurrently.

The Department will, following consultation with interested parties, establish a schedule for questionnaires and comments on the issues. The Department intends to issue its final determination within 300 days of the date of publication of this initiation consistent with the language of section 781(f) of the Act.

This notice is published in accordance with 19 CFR 351.225(f).

Dated: March 29, 2010.

**Ronald K. Lorentzen,**

*Deputy Assistant Secretary for Import Administration.*

[FR Doc. 2010-7662 Filed 4-2-10; 8:45 am]

**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XV14**

#### **Pacific Halibut Fishery; Guideline Harvest Levels for the Charter Vessel Fishery for Pacific Halibut in International Pacific Halibut Commission Areas 2C and 3A**

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

**ACTION:** Notice of guideline harvest level.

**SUMMARY:** NMFS provides notice of the 2010 Pacific halibut guideline harvest levels (GHLs) for the charter vessel fishery in International Pacific Halibut Commission (IPHC) regulatory areas (Area) 2C and 3A. This notice is necessary to meet the regulatory requirement to publish notice

announcing the GHLs and to inform the public about the 2010 GHLs for the charter vessel fishery for halibut. The GHLs are benchmark harvest levels for participants in the charter vessel fishery. The 2010 GHLs remain the same as the 2009 GHLs; the Area 2C GHL is 788,000 lb (357.4 mt), and the Area 3A GHL is 3,650,000 lb (1,655.6 mt).

**DATES:** The GHLs are effective beginning February 1, 2010, through December 31, 2010. This period is specified by IPHC as the sport fishing season in all waters in and off Alaska.

**FOR FURTHER INFORMATION CONTACT:** Peggy Murphy, (907) 586-7228.

**SUPPLEMENTARY INFORMATION:**

#### **Background**

In 2003, NMFS implemented a final rule (68 FR 47256, August 8, 2003) to establish GHLs for Pacific halibut (*Hippoglossus stenolepis*) harvested by the charter vessel fishery in IPHC regulatory area (Area) 2C and Area 3A. Regulations implementing the GHLs have been amended twice. In 2008, the GHL table was corrected at 50 CFR 300.65(c)(1) (73 FR 30504, May 28, 2008). In 2009, regulatory provisions were amended for NMFS' annual publication of the GHL notice and to clarify NMFS' authority to take action at any time to limit the charter vessel angler catch to the GHL (74 FR 21194, May 6, 2009).

This notice is consistent with § 300.65(c) and announces the 2010 GHLs for the charter vessel fishery for halibut in IPHC Areas 2C and 3A. Regulations at § 300.65(c)(1) specify the GHLs based on the total constant exploitation yield (CEY) that is established annually by the IPHC. The total CEY for 2010 is 5,020,000 lb (2,277 mt) in Area 2C, and 26,192,000 lb (11,880 mt) in Area 3A. The corresponding GHLs are 788,000 lb (357.4 mt) in Area 2C, and 3,650,000 lb (1,655.6 mt) in Area 3A. The GHLs in Areas 2C and 3A did not change from the 2009 level. NMFS may take action at any time to limit the charter halibut harvest to as close to the GHL as practicable (50 CFR 300.65 (c)(3)).

NMFS is in the process of implementing a new limited entry system for charter vessels in the guided sport fishery for halibut in Areas 2C and 3A. Beginning in 2011, the limited access system limits the number of charter vessels that may participate in the fishery to qualified business owners (75 FR 554, January 5, 2010). The North Pacific Fishery Management Council also has proposed alternative management measures to allocate an annual halibut catch limit established

by the IPHC between the commercial and charter vessel fisheries. If approved by the Secretary of Commerce, this new allocation program would not be effective before 2012.

**Authority:** 16 U.S.C. 773 *et seq.*

Dated: March 30, 2010.

**Emily H. Menashes,**

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

[FR Doc. 2010-7626 Filed 4-2-10; 8:45 am]

**BILLING CODE 3510-22-S**

**DEPARTMENT OF COMMERCE**

**Economic Development Administration**

**Notice of Petitions by Firms for Determination of Eligibility To Apply for Trade Adjustment Assistance**

**AGENCY:** Economic Development Administration, Department of Commerce.

**ACTION:** Notice and opportunity for public comment.

Pursuant to Section 251 of the Trade Act of 1974 (19 U.S.C. 2341 *et seq.*), the

Economic Development Administration (EDA) has received petitions for certification of eligibility to apply for Trade Adjustment Assistance from the firms listed below. EDA has initiated separate investigations to determine whether increased imports into the United States of articles like or directly competitive with those produced by each firm contributed importantly to the total or partial separation of the firm's workers, or threat thereof, and to a decrease in sales or production of each petitioning firm.

**LIST OF PETITIONS RECEIVED BY EDA FOR CERTIFICATION OF ELIGIBILITY TO APPLY FOR TRADE ADJUSTMENT**

[3/23/2010 through 3/30/2010]

| Firm                                  | Address   | Date accepted for filing | Products  |
|---------------------------------------|---|--------------------------|---|
| Mansfield Plumbing Products, LLC      | 150 E. 1st St., Perrysville, OH 44864.          | 3/23/2010                | Sinks and lavatories made of porcelain or china.  |
| Hurst Manufacturing .....             | 1551 East Broadway, Princeton, NJ 47670.        | 3/24/2010                | Electric Motors, Brushless DC, AC Induction, Step-per and Synchronous.  |
| Adams USA, Inc .....                  | 610 S Jefferson Avenue, Cookeville, TN 38501.   | 3/25/2010                | The firm produces sporting goods equipment; primary materials include plastic and fabric.   |
| Bailey Knit Corporation .....         | 1606 Sanders Ave, NE., Fort Payne, AL 35967.    | 3/25/2010                | The firm produces socks; primary materials include cotton and synthetic fibers.   |
| Development Associates, Inc .....     | 300 Old Baptist Road, North Kingston, RI 02852. | 3/25/2010                | Development Associates manufactures polyurethane Resin, clear polyurethane resin—auto grade, non-yellowing, uv stable, mercury free, urethane Adhesive, epoxy primer, wire and cable coating.   |
| Hawaiian Sun Products, Inc .....      | 259 Sand Island Access, Honolulu, HI 96819.     | 3/25/2010                | Hawaiian Sun produces tropical fruit juices, preserves, chocolate covered food products, macadamia nuts, and a variety of other food products.  |
| Pierce Aluminum Company, Inc .....    | 34 Forge Park, Franklin, MA 02038.              | 3/25/2010                | Pierce Aluminum specializes in aluminum products for use in the marine, transportation, defense, Architectural, and general manufacturing. They also provide finished aluminum products for first line production capabilities for the same industries. |
| Alpha Machining & Manufacturing, Inc. | 1604 N. 161st East Avenue, Tulsa, OK 74116.     | 3/29/2010                | Machined parts for the aircraft industry.   |

Any party having a substantial interest in these proceedings may request a public hearing on the matter.

A written request for a hearing must be submitted to the Trade Adjustment Assistance for Firms Division, Room 7106, Economic Development Administration, U.S. Department of Commerce, Washington, DC 20230, no later than ten (10) calendar days following publication of this notice.

Please follow the procedures set forth in section 315.9 of EDA's final rule (71 FR 56704) for procedures for requesting a public hearing. The Catalog of Federal Domestic Assistance official program number and title of the program under which these petitions are submitted is 11.313, Trade Adjustment Assistance.

Dated: March 30, 2010.

**Bryan Borlik,**

*Program Director.*

[FR Doc. 2010-7587 Filed 4-2-10; 8:45 am]

**BILLING CODE 3510-24-P**

**DEPARTMENT OF DEFENSE**

**Department of the Army; Corps of Engineers**

**Intent To Prepare a Draft Environmental Impact Statement for Hurricane and Storm Damage Reduction for South Ponte Vedra Beach, Vilano Beach, and Summer Haven Beach Reaches, St. Johns County, FL**

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DoD.

**ACTION:** Notice of intent.

**SUMMARY:** The U.S. Army Corps of Engineers, Jacksonville District, intends to prepare a Draft Environmental Impact Statement (DEIS) for evaluation of the feasibility of providing hurricane and storm damage reduction (HSDR), and related purposes to the shores of St. Johns County, Florida. In cooperation with St. Johns County, the study will evaluate alternatives that will maximize HSDR while minimizing environmental impacts within three reaches designated critically eroded by Florida Department of Environmental Protection (FDEP): (1) South Ponte Vedra Beach (R84-R110/5 miles), (2) Vilano Beach (R110-R122/2.5 miles) and (3) Summer Haven Beach (R197-R209/2.3 miles).

**ADDRESSES:** U.S. Army Corps of Engineers, Planning Division, Environmental Branch, P.O. Box 4970, Jacksonville, FL 32232-0019.