

**DEPARTMENT OF AGRICULTURE****Foreign Agricultural Service****Trade Adjustment Assistance for Farmers**

**AGENCY:** Foreign Agricultural Service, USDA.

**ACTION:** Notice of public hearings.

The Administrator today accepted a petition, and began a review of a petition, for trade adjustment assistance by the Michigan Agricultural Cooperative Marketing Association on behalf of apple producers in Michigan. A public hearing to review the merits of the petition will be held in Room 411-P of Suite 400, Portals Office Building, 1250 Maryland Ave., SW., Washington, DC 20024 on May 5, 2010, at 11 a.m. Eastern Time to receive written and oral comments associated with this petition.

**SUPPLEMENTARY INFORMATION:** The Administrator will determine within 40 days whether or not increasing imports of apple juice contributed to a greater than 15 percent decrease in the national average price of apples compared to the average of the 3 preceding marketing years. The petition maintains that Michigan apple producers have suffered primarily due to increased imports of apple juice concentrate. Over 81 percent of the apple juice consumed in the U.S. is from imported concentrate. If a determination is affirmative, producers who produce and market apples in Michigan will be eligible to apply to the Farm Service Agency for technical assistance and cash benefits. Persons who wish to speak at the hearing must register with the TAA Coordinator at (202) 720-0638 or (202) 690-0633, at least 24 hours before the hearing. Presenters will be allotted time to speak and should submit a written summary of their remarks for the record.

**FOR FURTHER INFORMATION CONTACT:** Trade Adjustment Assistance Staff, Office of Trade Programs, Foreign Agricultural Service, U.S. Department of Agriculture at (202) 720-0638, or by e-mail at: [tradeadjustment@fas.usda.gov](mailto:tradeadjustment@fas.usda.gov). Additional program information can be obtained at the Web site for the Trade Adjustment Assistance for Farmers program. The URL is <http://www.fas.usda.gov/itp/taa>.

Dated: April 28, 2010.

**John D. Brewer,**

*Administrator, Foreign Agricultural Service.*

[FR Doc. 2010-10431 Filed 5-3-10; 8:45 am]

**BILLING CODE 3410-10-P**

**DEPARTMENT OF AGRICULTURE****Foreign Agricultural Service****Trade Adjustment Assistance for Farmers**

**AGENCY:** Foreign Agricultural Service, USDA.

**ACTION:** Notice of public hearing.

The Administrator today accepted a petition, and began review of a petition, for trade adjustment assistance by the Prune Bargaining Association on behalf of prune producers in California. A public hearing to review the merits of the petition will be held via teleconference on May 6, 2010, at 3 p.m. Eastern Time to receive oral comments associated with this petition.

**SUPPLEMENTARY INFORMATION:** The Administrator will determine within 40 days whether or not increasing imports of prune juice contributed importantly to a greater than 15 percent decrease in the national average price of prunes compared to the average of the three preceding marketing years. The petition maintains that California prune producers have suffered a greater than 15 percent decrease in the national average price due primarily to U.S. imports of prune juice (primarily in the form of prune juice concentrate) and, to a smaller degree, dried prunes. If a determination is affirmative, producers who produce and market prunes in California will be eligible to apply to the Farm Service Agency for cash benefits and technical assistance at no cost. Persons who wish to listen or speak at the hearing must register with the TAA Coordinator at (202) 720-0638 or (202) 690-0633, at least 24 hours before the hearing. Presenters will be allotted time to speak via telephone and must dial 1 (800) 867-6144. When prompted for your conference code, please enter 4843 on your telephone keypad. Speakers should also submit a written summary of their remarks for the record by faxing them to (202) 720-0876.

**FOR FURTHER INFORMATION CONTACT:** Trade Adjustment Assistance Staff, FAS, USDA, at (202) 720-0638, or by e-mail at: [tradeadjustment@fas.usda.gov](mailto:tradeadjustment@fas.usda.gov). Additional program information can be obtained at the Web site for the Trade Adjustment Assistance for Farmers program. The URL is <http://www.fas.usda.gov/itp/taa>.

Dated: April 28, 2010.

**John D. Brewer,**

*Administrator, Foreign Agricultural Service.*

[FR Doc. 2010-10439 Filed 5-3-10; 8:45 am]

**BILLING CODE 3410-10-P**

**DEPARTMENT OF COMMERCE****International Trade Administration**

A-560-822, A-583-843, A-552-806

**Antidumping Duty Orders:  
Polyethylene Retail Carrier Bags from  
Indonesia, Taiwan, and the Socialist  
Republic of Vietnam**

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

**SUMMARY:** Based on affirmative final determinations by the Department of Commerce (the Department) and the International Trade Commission (ITC), the Department is issuing antidumping duty orders on polyethylene retail carrier bags (PRCBs) from Indonesia, Taiwan, and the Socialist Republic of Vietnam (Vietnam). On April 26, 2010, the ITC notified the Department of its affirmative determination of the threat of material injury to a U.S. industry. Pursuant to section 736(a) of the Tariff Act of 1930, as amended (the Act), the Department of Commerce is issuing the antidumping duty orders on PRCBs from Indonesia, Taiwan, and Vietnam.

**EFFECTIVE DATE:** May 4, 2010

**FOR FURTHER INFORMATION CONTACT:** Yang Jin Chun (Indonesia) at (202) 482-5760 and Dmitry Vladimirov (Taiwan) at (202) 482-0665, AD/CVD Operations, Office 5, and Shawn Higgins (Vietnam) at (202) 482-0679, AD/CVD Operations, Office 4, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230.

**SUPPLEMENTARY INFORMATION:**

**Background**

On March 26, 2010, the Department published its affirmative final determination of sales at less than fair value in the antidumping duty investigation of PRCBs from Taiwan. *See Polyethylene Retail Carrier Bags from Taiwan: Final Determination of Sales at Less Than Fair Value*, 75 FR 14569 (March 26, 2010). On April 1, 2010, the Department published its affirmative final determinations of sales at less than fair value in the antidumping duty investigations of PRCBs from Indonesia and Vietnam. *See Polyethylene Retail Carrier Bags From Indonesia: Final Determination of Sales at Less Than Fair Value*, 75 FR 16431 (April 1, 2010), and *Polyethylene Retail Carrier Bags From the Socialist Republic of Vietnam: Final Determination of Sales at Less Than Fair Value*, 75 FR 16434 (April 1, 2010).

On April 26, 2010, the ITC notified the Department of its final

determination, pursuant to section 735(d) of the Act, that an industry in the United States is threatened with material injury by reason of less-than-fair-value imports of PRCBs from Indonesia, Taiwan, and Vietnam. See section 735(b)(1)(A)(i) of the Act and *Polyethylene Retail Carrier Bags from Indonesia, Taiwan, and Vietnam*, Investigation Nos. 701-TA-462 and 731-TA-1156-1158 (Final), USITC Publication 4144 (April 2010).

**Scope of the Orders**

The merchandise subject to these antidumping duty orders are PRCBs, which also may be referred to as t-shirt sacks, merchandise bags, grocery bags, or checkout bags. The subject merchandise is defined as non-sealable sacks and bags with handles (including drawstrings), without zippers or integral extruded closures, with or without gussets, with or without printing, of polyethylene film having a thickness no greater than 0.035 inch (0.889 mm) and no less than 0.00035 inch (0.00889 mm), and with no length or width shorter than 6 inches (15.24 cm) or longer than 40 inches (101.6 cm). The depth of the bag may be shorter than 6 inches (15.24 cm) but not longer than 40 inches (101.6 cm).

PRCBs are typically provided without any consumer packaging and free of charge by retail establishments, e.g., grocery, drug, convenience, department, specialty retail, discount stores, and restaurants to their customers to package and carry their purchased products. The scope of these antidumping duty orders exclude (1) polyethylene bags that are not printed with logos or store names and that are closeable with drawstrings made of polyethylene film and (2) polyethylene bags that are packed in consumer packaging with printing that refers to specific end-uses other than packaging and carrying merchandise from retail establishments, e.g., garbage bags, lawn bags, trash-can liners.

Imports of merchandise included within the scope of these antidumping duty orders are currently classifiable under statistical category 3923.21.0085 of the Harmonized Tariff Schedule of the United States (HTSUS). This subheading may also cover products that are outside the scope of these antidumping duty orders. Although the HTSUS subheading is provided for convenience and customs purposes, the written description of the scope of these antidumping duty orders is dispositive.

**Antidumping Duty Orders**

On April 26, 2010, in accordance with section 735(d) of the Act, the ITC notified the Department of its final determination that an industry in the United States is threatened with material injury within the meaning of section 735(b)(1)(A)(ii) of the Act by reason of less-than-fair-value imports of PRCBs from Indonesia, Taiwan, and Vietnam.

In accordance with section 736(a)(1) of the Act, the Department will direct U.S. Customs and Border Protection (CBP) to assess, upon further instruction by the Department, antidumping duties equal to the amount by which the normal value of the merchandise exceeds U.S. price of the merchandise for all relevant entries of PRCBs from Indonesia, Taiwan, and Vietnam.

Pursuant to section 736(b)(2) of the Act, duties shall be assessed on subject merchandise entered, or withdrawn from warehouse, for consumption on or after the date of publication of the ITC's notice of final determination if that determination is based on the threat of material injury, other than threat of material injury described in section 736(b)(1) of the Act. Section 736(b)(1) states that, "if the Commission, in its final determination under section 735(b), finds material injury or threat of material injury which, but for the suspension of liquidation under section 733(d)(2) would have led to a finding of material injury, then entries of the

subject merchandise, the liquidation of which has been suspended under section 733(d)(2), shall be subject to the imposition of antidumping duties under section 731." In addition, section 736(b)(2) of the Act requires CBP to release any bond or other security and refund any cash deposit made of estimated antidumping duties posted since the Department's preliminary antidumping duty determinations.

Because the ITC's final determination is based on the threat of material injury and is not accompanied by a finding that injury would have resulted but for the imposition of suspension of liquidation of entries since the Department's preliminary determinations, section 736(b)(2) of the Act is applicable. According to section 736(b)(2) of the Act, where the ITC finds threat of material injury, duties shall only be assessed on subject merchandise entered, or withdrawn from warehouse, for consumption on or after the date of publication of the ITC's notice of final determination. In addition, section 736(b)(2) of the Act requires CBP to refund any cash deposits or bonds of estimated antidumping duties posted since the preliminary antidumping determinations and prior to the ITC's notice of final determination.

Therefore, on or after the date of publication of the ITC's notice of final determination in the **Federal Register**, CBP will require, pursuant to section 736(a)(3) of the Act, at the same time as importers would normally deposit estimated duties on this merchandise, a cash deposit equal to the estimated dumping margins listed below. The all-others rates for Indonesia and Taiwan apply to all Indonesian and Taiwanese producers or exporters not specifically listed. The Vietnam-wide rate applies to all Vietnamese exporters of subject merchandise not specifically listed.

The antidumping duty margins and cash-deposit rates are as follows:

**INDONESIA**

Producer or Exporter	Antidumping Duty Percent Margin
P.T. Sido Bangun Indonesia .....	85.17
P.T. Super Exim Sari Ltd. and P.T. Super Makmur .....	69.64
All Others .....	69.64

**TAIWAN**

Producer or Exporter	Antidumping Duty Percent Margin
Ipsido Corporation .....	95.81
TCI Plastic Co., Ltd. ....	36.54
All Others .....	36.54

SOCIALIST REPUBLIC OF VIETNAM<sup>1</sup>

Manufacturer	Exporter	Antidumping—Duty Percent Margin
Alpha Plastics (Vietnam) Co., Ltd. ^	Alpha Plastics (Vietnam) Co., Ltd. ^	52.30
Alta Company °	Alta Company °	52.30
Ampac Packaging Vietnam Ltd. ^	Ampac Packaging Vietnam Ltd. ^	52.30
BITAHACO *	BITAHACO *	52.30
Chin Sheng Co., Ltd. *	Chin Sheng Co., Ltd. *	52.30
Chung Va (Vietnam) Plastic Packaging Co., Ltd. ^	Chung Va Century Macao Commercial Offshore Limited ^	52.30
Hanoi 27–7 Packaging Company Limited, aka Hanoi 27–7 Packaging Company Limited, aka HAPACK Co. Ltd, aka HAPACK °	Hanoi 27–7 Packing Company Limited, aka Hanoi 27–7 Packing Company Limited, aka HAPACK Co. Ltd, aka HAPACK °	52.30
Hoi Hung Company Limited ^	Kong Wai Polybag Printing Company ^	52.30
Kinsplastic Vietnam Ltd. Co. ^	Kinsplastic Vietnam Ltd. Co. ^	52.30
Loc Cuong Trading Producing Company Limited, aka Loc Cuong Trading Producing Company, aka Loc Cuong Trading Producing Co. Ltd. *	Loc Cuong Trading Producing Company Limited, aka Loc Cuong Trading Producing Company, aka Loc Cuong Trading Producing Co. Ltd. *	52.30
Ontrue Plastics Co., Ltd. (Vietnam) ^	Ontrue Plastics Co., Ltd. (Vietnam) ^	52.30
Richway Plastics Vietnam Co., Ltd. ^	Richway Plastics Vietnam Co., Ltd. ^	52.30
RKW Lotus Limited Co., Ltd., aka RKW Lotus Limited, aka RKW Lotus Ltd. ^	RKW Lotus Limited Co., Ltd., aka RKW Lotus Limited, aka RKW Lotus Ltd. ^	52.30
VINAPACKINK Co., Ltd. *	VINAPACKINK Co., Ltd. *	52.30
VN K's International Polybags Joint Stock Company *	K's International Polybags MFG Ltd *	52.30
VN Plastic Industries Co. Ltd. ^	VN Plastic Industries Co. Ltd. ^	52.30
Vietnam–Wide Entity <sup>2</sup>		76.11

<sup>1</sup> The symbol “^” designates companies as foreign-owned separate-rate recipients, “\*” designates companies as Vietnamese separate-rate recipients, and “°” designates companies as state-owned separate-rate recipients.

<sup>2</sup> Advance Polybag Co., Ltd., Fotai Vietnam Enterprise Corp., Green Care Packaging Industrial (Vietnam) Co., An Phat Plastic and Packing Joint Stock Co., Genius Development Ltd., J.K.C. Vina Co., Ltd., are all part of the Vietnam-wide entity.

In accordance with section 736(b)(2) of the Act and 19 CFR 351.211(b), the Department will instruct CBP to terminate the suspension of liquidation for entries of PRCBs from Indonesia, Taiwan, and Vietnam entered, or withdrawn from warehouse, for consumption and refund any cash deposits made and release any bonds posted for estimated antidumping duties between the dates of publication of the Department's preliminary determinations on October 27, 2009,<sup>3</sup> for Taiwan and November 3, 2009,<sup>4</sup> for Indonesia and Vietnam and the day before publication of the ITC's final determination in the **Federal Register**.

This notice constitutes the antidumping duty orders with respect to PRCBs from Indonesia, Taiwan, and Vietnam pursuant to section 736(a) of

the Act. Interested parties may contact the Central Records Unit of the main Department of Commerce building, Room 1117, for copies of an updated list of antidumping duty orders currently in effect.

These orders are published in accordance with section 736(a) of the Act and 19 CFR 351.211(b).

Dated: April 27, 2010.  
**Ronald K. Lorentzen,**  
*Deputy Assistant Secretary for Import Administration.*

[FR Doc. 2010-10254 Filed 5-3-10; 8:45 am]

**BILLING CODE 3510-DS-S**

**DEPARTMENT OF COMMERCE**

**International Trade Administration**

**Application(s) for Duty-Free Entry of Scientific Instruments**

Pursuant to Section 6(c) of the Educational, Scientific and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, as amended by Pub. L. 106-36; 80 Stat. 897; 15 CFR part 301), we invite comments on the question of whether instruments of equivalent scientific value, for the purposes for which the instruments shown below are

intended to be used, are being manufactured in the United States. Comments must comply with 15 CFR 301.5(a)(3) and (4) of the regulations and be postmarked on or before May 24, 2010. Address written comments to Statutory Import Programs Staff, Room 3720, U.S. Department of Commerce, Washington, D.C. 20230. Applications may be examined between 8:30 A.M. and 5:00 P.M. at the U.S. Department of Commerce in Room 3720.  
*Docket Number: 10-008.* Applicant: Colorado State University, Department of Biomedical Sciences 200 Westlake St., Campus Delivery 1617, Fort Collins, CO 80523. Instrument: Electron Microscope. Manufacturer: JEOL, Ltd., Japan. Intended Use: This instrument will be used for the tomographic analysis of viruses. Justification for Duty-Free Entry: There are no instruments of the same general category as this instrument being produced in the United States. Application accepted by Commissioner of Customs: April 15, 2010.  
*Docket Number: 10-009.* Applicant: University of Oregon, Purchasing & Contracting Services, 720 E. 13th Ave., Suite 302, Eugene, OR 97401-3753. Instrument: Electron Microscope Manufacturer: FEI Company, Czech

<sup>3</sup> See *Polyethylene Retail Carrier Bags From Taiwan: Preliminary Determination of Sales at Less Than Fair Value and Postponement of Final Determination*, 74 FR 55183 (October 27, 2009).

<sup>4</sup> See *Polyethylene Retail Carrier Bags from Indonesia: Preliminary Determination of Sales at Less Than Fair Value and Postponement of Final Determination*, 74 FR 56807 (November 3, 2009), and *Polyethylene Retail Carrier Bags From the Socialist Republic of Vietnam: Preliminary Determination of Sales at Less Than Fair Value and Postponement of Final Determination*, 74 FR 56813 (November 3, 2009).