

implementation of the ISFMP. On May 25, 2010, the Commission notified the Secretary that North Carolina had taken corrective action to comply with the management measures in the ISFMP, and the Commission now finds North Carolina in compliance with the Weakfish ISFMP. NMFS reviewed the ISFMP and North Carolina's recently approved weakfish management measures and agrees with the Commission that North Carolina's newly enacted measures comply with the requirements of the Weakfish ISFMP. Therefore, NMFS determines that North Carolina is now carrying out its responsibilities under the Commission's Weakfish ISFMP and that the state is in compliance. With such a determination, NMFS' statutory responsibilities in this matter are discharged, the basis for further proceedings no longer exists, and the matter is concluded.

**Authority:** 16 U.S.C. 5101 *et seq.*

Dated: June 8, 2010

**Samuel D. Rauch III,**

*Deputy Assistant Administrator For Regulatory Programs, National Marine Fisheries Service.*

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**BILLING CODE 3510-22-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

RIN 6048-XW87

#### Endangered and Threatened Species; Take of Anadromous Fish

**AGENCY:** NOAA's National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), U. S. Department of Commerce.

**ACTION:** Issuance of an enhancement permit.

**SUMMARY:** Notice is hereby given that NMFS has issued scientific research Permit 14268 to Thomas R. Payne and Associates (TRPA) in Arcata, CA.

**ADDRESSES:** The permit application, the permit, and related documents are available for review, by appointment, at the foregoing address at: Protected Resources Division, NMFS, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802 (ph: 562-980-4026, fax: 562-980-4027, e-mail at:

[matthew.mcGoogan@noaa.gov](mailto:matthew.mcGoogan@noaa.gov). The permit application is also available for review online at the Authorizations and Permits for Protected Species website at <https://apps.nmfs.noaa.gov>.

**FOR FURTHER INFORMATION CONTACT:** Matt McGoogan at 562-980-4026, or e-mail: [matthew.mcGoogan@noaa.gov](mailto:matthew.mcGoogan@noaa.gov).

#### SUPPLEMENTARY INFORMATION:

##### Authority

The issuance of permits, as required by the Endangered Species Act of 1973 (16 U.S.C. 1531-1543) (ESA), is based on a finding that such permits/modifications: (1) are applied for in good faith; (2) would not operate to the disadvantage of the listed species which are the subject of the permits; and, (3) are consistent with the purposes and policies set forth in section 2 of the ESA. Authority to take listed species is subject to conditions set forth in the permits. Permits and modifications are issued in accordance with and are subject to the ESA and NMFS regulations (50 CFR parts 222-226) governing listed fish and wildlife permits.

##### Species Covered in This Notice

This notice is relevant to the federally endangered Southern California Distinct Population Segment of steelhead (*Oncorhynchus mykiss*).

##### Permits Issued

A notice of the receipt of an application for Permit 14268 was published in the **Federal Register** on June 17, 2009 (74 FR 28666). Permit 14268 was issued to TRPA on April 27, 2010. Permit 14268 authorizes TRPA to conduct a scientific study with endangered Southern California (SC) Distinct Population Segment (DPS) steelhead (*Oncorhynchus mykiss*) in the Ventura River. The purpose of this study is to use monitoring and sampling methods to gather information that will contribute to the understanding of abundance and distribution of juvenile steelhead in various portions of the Ventura River watershed. Information obtained by this study is anticipated to help support restoration efforts for the endangered SC DPS of steelhead. Permit 14268 authorizes the use of direct underwater observation techniques and electrofishing under certain specified instances as methods to assist in estimating abundance and distribution of steelhead. Electrofishing will be conducted only by qualified individuals and according to NMFS' electrofishing guidelines. See the permit application for a complete project description including tables and figures.

Permit 14268 authorizes TRPA an annual non-lethal take of up to 600 juvenile steelhead. No intentional lethal take has been authorized for this permit. The authorized unintentional lethal take (mortalities) that may occur during

research activities is up to 30 juvenile steelhead per year. All mortalities will be sent to NMFS Protected Resource Division in Long Beach, CA for genetic research and processing. Field activities authorized by Permit 14268 will begin in July 2010 and in successive years will be conducted between March 1st and September 30th. Permit 14268 expires on December 31, 2014.

Dated: June 7, 2010.

**Angela Somma,**

*Chief, Endangered Species Division, Office of Protected Resources, National Marine Fisheries Service.*

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**BILLING CODE 3510-22-S**

## DEPARTMENT OF COMMERCE

### International Trade Administration

[C-533-839]

#### Carbazole Violet Pigment 23 From India: Final Results of Countervailing Duty Administrative Review

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

**SUMMARY:** On January 7, 2008, the Department of Commerce published in the **Federal Register** its preliminary results of administrative review of the countervailing duty order on carbazole violet pigment 23 from India for the period January 1, 2007, through December 31, 2007. *See Carbazole Violet Pigment 23 from India: Preliminary Results of Countervailing Duty Administrative Review*, 75 FR 977 (January 7, 2010) (*Preliminary Results*).

Following the *Preliminary Results*, we provided interested parties with an opportunity to comment on the *Preliminary Results*. Our analysis of the comments submitted and information received after the *Preliminary Results* did not lead to any changes in the net countervailable subsidy rate. Therefore, the final results do not differ from the *Preliminary Results*. The final net countervailable subsidy rate for Alpanil Industries, Ltd. (Alpanil) is listed below in the section entitled "Final Results of Review."

**DATES:** *Effective Date:* June 11, 2010.

**FOR FURTHER INFORMATION CONTACT:** Myrna Lobo, AD/CVD Operations, Office 6, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; *telephone:* (202) 482-2371.

**SUPPLEMENTARY INFORMATION:**

## Background

Since the publication of the *Preliminary Results*, the following events have occurred. The Department issued a supplemental questionnaire to Alpanil on March 10, 2010, and Alpanil filed its response on March 22, 2010. The Department issued a letter to the Government of India (GOI), seeking clarification on the Export Oriented Unit Program, on February 1, 2010, and the GOI responded on February 12, 2010. In response to Alpanil's December 11, 2009 submission to the Department regarding Alpanil's claimed name change to Meghmani Pigments, the Department issued a memorandum on April 20, 2010, determining that it would not examine the matter in this segment of the proceeding, but would consider it in the next appropriate segment of the proceeding. See *Memorandum to File from Myrna Lobo, International Trade Compliance Analyst, AD/CVD Operations, Office 6: Administrative Review of the Countervailing Duty Order on Carbazole Violet Pigment 23 from India—Alpanil Industries, Ltd. Name Change to Meghmani Pigments* (April 20, 2010). On the same day, the Department set a briefing schedule and informed all interested parties of the same. On May 4, 2010, Alpanil filed comments on the *Preliminary Results*. We did not receive comments from any other parties; neither did we receive a request for a hearing.

On May 12, 2010, the Department extended the deadline for the final results from May 14, 2010 to June 8, 2010. See *Carbazole Violet Pigment 23 from India: Extension of Time Limit for Final Results of Countervailing Duty Administrative Review*, 75 FR 26716 (May 12, 2010).

## Scope of the Order

The merchandise covered by this order is Carbazole Violet Pigment 23 identified as Color Index No. 51319 and Chemical Abstract No. 6358-30-1, with the chemical name of *diindolo [3,2-b:3',2'-m] triphenodioxazine, 8,18-dichloro-5,15-diethyl-5,15-dihydro*, and molecular formula of  $C_{34}H_{22}Cl_2N_4O_2$ .<sup>1</sup> The subject merchandise includes the crude pigment in any form (e.g., dry powder, paste, wet cake) and finished pigment in the form of presscake and dry color. Pigment dispersions in any form (e.g., pigments dispersed in oleoresins, flammable solvents, water) are not included within the scope of the

review. The merchandise subject to this order is classifiable under subheading 3204.17.9040 of the Harmonized Tariff Schedule of the United States (HTSUS). Although the HTSUS subheading is provided for convenience and customs purposes, the written description of the merchandise covered by the order is dispositive.

## Period of Review

The period for which we are measuring subsidies, i.e., the period of review ("POR"), is January 1, 2007 through December 31, 2007.

## Analysis of Comments Received

All issues raised in Alpanil's case brief are addressed in the "Issues and Decision Memorandum for the Final Results of the Countervailing Duty Administrative Review of Carbazole Violet Pigment 23 (CVP-23) from India, from John M. Anderson, Acting Deputy Assistant Secretary to Ronald K. Lorentzen, Deputy Assistant Secretary for Import Administration" (June 8, 2010) (Issues and Decision Memorandum), dated concurrently with this notice and which is hereby adopted by this notice. The *Issues and Decision Memorandum* also contains a complete analysis of the programs covered by this review, and the methodologies used to calculate the subsidy rates. A list of the comments raised in the case brief, and addressed in the *Issues and Decision Memorandum*, is appended to this notice. The *Issues and Decision Memorandum* is a public document on file in the Central Records Unit, Room 1117 of the main Department building, and can be accessed directly on the Web at <http://ia.ita.doc.gov/frn>. The paper copy and electronic version of the *Issues and Decision Memorandum* are identical in content.

## Final Results of Review

In accordance with section 751(a)(1)(A) of the Tariff Act of 1930, as amended (Act) and 19 CFR 351.221(b)(5), we calculated an individual *ad valorem* subsidy rate for Alpanil, the only producer/exporter subject to review for the calendar year 2007, set forth below:

Manufacturer/ exporter	Net countervailable subsidy rate
Alpanil Industries, Ltd	7.79% Ad Valorem.

## Assessment and Cash Deposit Instructions

The Department intends to issue assessment instructions to U.S. Customs and Border Protection (CBP) 15 days after the date of publication of these

final results of review to liquidate shipments of subject merchandise by Alpanil entered, or withdrawn from warehouse, for consumption on or after January 1, 2007 through December 31, 2007. We will also instruct CBP to collect cash deposits of estimated countervailing duties, at the above rate, on shipments of the subject merchandise by Alpanil entered, or withdrawn from warehouse, for consumption on or after the date of publication of these final results of review. The cash deposit rates for all companies not covered by this review are not changed by the results of this review.

## Return or Destruction of Proprietary Information

This notice serves as a reminder to parties subject to the administrative protective order (APO) of their responsibility concerning the disposition of proprietary information disclosed under the APO in accordance with 19 CFR 351.305(a)(3). Timely written notification of return or destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and the terms of an APO is a sanctionable violation.

We are issuing and publishing these results in accordance with sections 751(a)(1) and 777(i)(1) of the Act.

Dated: June 7, 2010.

**Ronald K. Lorentzen,**

*Deputy Assistant Secretary for Import Administration.*

## Appendix I—List of Issues Addressed in the Issues and Decision Memorandum

Comment 1: Whether Pre-Shipment Loans Provided a Benefit to Subject Merchandise

Comment 2: Whether Certain Shortfall Amounts Were Incorrectly Included in the DEPBS Benefit Calculation

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

RIN 0648-XW89

### Marine Fisheries Advisory Committee; Public Meetings

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

**ACTION:** Notice of open public meeting.

<sup>1</sup> The bracketed section of the product description, [3,2-b:3',2'-m], is not business proprietary information; the brackets are part of the chemical nomenclature.