

consistent with that provided by Shanghai Colour.

#### Period of Review

In accordance with 19 CFR 351.214(g)(1)(i)(A), the POR for a new shipper review initiated in the month immediately following the anniversary month will be the twelve-month period immediately preceding the anniversary month. Therefore, under this order, the POR is August 1, 2009, through July 31, 2010. The sales and entries into the United States of subject merchandise exported by Shanghai Colour and produced by Wuxi Colour occurred during this twelve-month POR. Therefore, the POR for this new shipper is August 1, 2009, through July 31, 2010.

#### Initiation of New Shipper Reviews

Pursuant to section 751(a)(2)(B) of the Act and 19 CFR 351.214, the Department finds that Shanghai Colour meets the threshold requirements for initiation of a NSR for the shipment of steel nails from the PRC produced by Wuxi Colour and exported by Shanghai Colour. See "Memorandum to the File From Emeka Chukwudebe, Case Analyst, New Shipper Initiation Checklist: Certain Steel Nails from the People's Republic of China (A-570-909)," dated concurrently with this notice.

The Department intends to issue the preliminary results of this NSR no later than 180 days from the date of initiation, and the final results no later than 90 days from the issuance of the preliminary determination. See section 751(a)(2)(B)(iv) of the Act.

It is the Department's usual practice, in cases involving non-market economies, to require that a company seeking to establish eligibility for an antidumping duty rate separate from the country-wide rate provide evidence of *de jure* and *de facto* absence of government control over the company's export activities. Accordingly, we will issue a questionnaire to Shanghai Colour which will include a section requesting information with regard to Shanghai Colour's export activities for separate rates purposes. The review will proceed if the response provides sufficient indication that Shanghai Colour is not subject to either *de jure* or *de facto* government control with respect to its export of subject merchandise.

We will instruct CBP to allow, at the option of the importer, the posting, until the completion of the review, of a bond or security in lieu of a cash deposit for each entry of the subject merchandise from Shanghai Colour in accordance with section 751(a)(2)(B)(iii) of the Act

and 19 CFR 351.214(e). Because Shanghai Colour certified that its subject merchandise was produced by Wuxi Colour, we will apply the bonding privilege to Shanghai Colour only for subject merchandise produced by Wuxi Colour.

Interested parties requiring access to proprietary information in this NSR should submit applications for disclosure under administrative protective order in accordance with 19 CFR 351.305 and 19 CFR 351.306. This initiation and notice are in accordance with section 751(a)(2)(B) of the Act and 19 CFR 351.214 and 19 CFR 351.221(c)(1)(i).

Dated: September 28, 2010.

**Susan H. Kuhbach,**

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

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XZ31**

#### Endangered Species; File No. 14176

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

**ACTION:** Issuance of permit.

**SUMMARY:** Notice is hereby given that Michael Mangold (Permit Holder and Principal Investigator), United States Fish and Wildlife Service's Maryland Fishery Resource Office, 177 Admiral Cochrane Drive, Annapolis, MD 21401 has been issued a permit to take shortnose sturgeon for purposes of scientific research.

**ADDRESSES:** The permit and related documents are available for review upon written request or by appointment in the following offices:

Permits, Conservation and Education Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301)713-2289; fax (301)713-0376;

Northeast Region, NMFS, 55 Great Republic Drive, Gloucester, MA 01930; phone (978)281-9328; fax (978)281-9394.

**FOR FURTHER INFORMATION CONTACT:** Colette Cairns or Malcolm Mohead, (301)713-2289.

**SUPPLEMENTARY INFORMATION:** On March 19, 2010, notice was published in the **Federal Register** (75 FR 13256) that a

request for a scientific research permit to take shortnose sturgeon had been submitted by the above-named Michael Mangold, U.S. Fish and Wildlife Service. The requested permit has been issued under the authority of the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*) and the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-226).

The applicant is authorized to conduct a five-year scientific study determining biological and life history information on shortnose sturgeon in the Potomac River. The permit authorizes non-lethal sampling with anchored gill nets, capturing up to 30 fish annually. Each fish will be captured, weighed, measured, PIT and Floy tagged, and sampled for genetic tissue analysis. A sub-set of 10 fish will be acoustically tagged, 5 internally and 5 externally, released, and tracked, determining seasonal movement and habitat selection. Additionally, the applicant is authorized to use D-nets lethally collecting up to 20 shortnose sturgeon in early life stages annually to estimate spawning success and periodicity.

Issuance of this permit, as required by the ESA, was based on a finding that such permit: (1) was applied for in good faith; (2) will not operate to the disadvantage of such endangered or threatened species; and (3) is consistent with the purposes and policies set forth in section 2 of the ESA.

Dated: September 27, 2010.

**P. Michael Payne,**

*Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XZ15**

#### Marine Mammals and Endangered Species; File Nos. 808-1735, 14233, 14506, 14603, and 14726

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

**ACTION:** Notice; issuance of permits and permit amendment.

**SUMMARY:** Notice is hereby given that NMFS has issued four permits and a permit amendment to conduct research