

■ 3. Section 102.21 is amended by revising paragraph (c)(3)(ii) and by removing the entry for 6210–6212 and adding new entries for 6210–6211 and 6212 in the table in paragraph (e)(1) to read as follows:

§ 102.21 Textile and apparel products.

\* \* \* \* \*

- (c) \* \* \*
- (3) \* \* \*
- (ii) Except for fabrics of chapter 59 and goods of heading 5609, 5807, 5811, 6213, 6214, 6301 through 6306, and 6308, and subheadings 6209.20.5040, 6307.10, 6307.90, and 9404.90, if the good was not knit to shape and the good was wholly assembled in a single

country, territory, or insular possession, the country of origin of the good is the country, territory, or insular possession in which the good was wholly assembled.

\* \* \* \* \*

(e) \* \* \*

(1) \* \* \*

HTSUS	Tariff shift and/or other requirements
* * * * *	
6210–6211 .....	(1) If the good consists of two or more component parts, a change to an assembled good of heading 6210 through 6211 from unassembled components, provided that the change is the result of the good being wholly assembled in a single country, territory, or insular possession. (2) If the good does not consist of two or more component parts, a change to heading 6210 through 6211 from any heading outside that group, except from heading 5007, 5111 through 5113, 5208 through 5212, 5309 through 5311, 5407 through 5408, 5512 through 5516, 5602 through 5603, 5801 through 5806, 5809 through 5811, 5903, 5906 through 5907, 6001 through 6006, and 6217, and subheading 6307.90, and provided that the change is the result of a fabric-making process.
6212 .....	(1) If the good is not knit to shape and consists of two or more component parts, a change to an assembled good of heading 6212 from unassembled components, provided that the change is the result of the good being wholly assembled in a single country, territory, or insular possession. (2) If the good is not knit to shape and does not consist of two or more component parts, a change to heading 6212 from any other heading, except from heading 5007, 5111 through 5113, 5208 through 5212, 5309 through 5311, 5407 through 5408, 5512 through 5516, 5602 through 5603, 5801 through 5806, 5809 through 5811, 5903, 5906 through 5907, 6001 through 6006, and 6217, and subheading 6307.90, and provided that the change is the result of a fabric-making process. (3) If the good is knit to shape, a change to heading 6212 from any other heading, provided that the knit to shape components are knit in a single country, territory, or insular possession.
* * * * *	

Alan D. Bersin,  
Commissioner, U.S. Customs and Border Protection.

Approved: August 30, 2011.

Timothy E. Skud,  
Deputy Assistant Secretary of the Treasury.  
[FR Doc. 2011–22588 Filed 9–1–11; 8:45 am]

BILLING CODE 9111–14–P

DEPARTMENT OF COMMERCE

International Trade Administration

19 CFR Part 351

[Docket No. 0612243022–1484–02]

RIN 0625–AA66

**Certification of Factual Information To Import Administration During Antidumping and Countervailing Duty Proceedings: Supplemental Interim Final Rule**

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

ACTION: Supplemental interim final rule and request for comments.

SUMMARY: The Department of Commerce (“the Department”) is issuing this interim final rule to supplement an interim final rule published on February

10, 2011 (*Interim Final Rule*), which governs the certification of factual information submitted to the Department by a person or his or her representative during antidumping (“AD”) and countervailing duty (“CVD”) proceedings. This supplemental interim final rule concerns the certifications required of foreign governments.

By this supplemental interim final rule, foreign governments will be allowed to submit certifications in either the format that was in use prior to the effective date of the *Interim Final Rule* or in the format provided in the *Interim Final Rule*. This supplemental interim final rule will remain in effect until such time as a final rule is published. All other aspects of the *Interim Final Rule* remain in effect and fully apply to all parties and their counsel. Companies should continue to use the company certification provided for in the *Interim Final Rule*. Representatives of companies or governments should continue to use the representative certification provided for in the *Interim Final Rule*. The Department is also requesting comments on the appropriateness of requiring foreign governments to submit the certification provided for in the *Interim Final Rule*, as discussed in more detail

below. The Department is not soliciting comments with respect to any other issues concerning the *Interim Final Rule* as the deadline for such comments has expired.

**DATES: Effective date:** The effective date of this supplemental interim final rule is September 2, 2011.

**Applicability date:** This supplemental interim final rule will apply to all investigations initiated on the basis of petitions filed on or after September 2, 2011, and other segments of AD/CVD proceedings initiated on or after September 2, 2011, as well as all ongoing investigations and ongoing segments of proceedings. Those foreign governments that submitted certifications between March 14, 2011, the effective date of the *Interim Final Rule*, and September 2, 2011 that did not conform with the certification formats required by the *Interim Final Rule* will have 30 days to submit certifications that conform with the formats provided for in this supplemental interim final rule.

**Request for public comment:** The Department is requesting public comment on this supplemental interim final rule. To be assured of consideration, comments must be received no later than October 3, 2011. The Department is not soliciting rebuttal

comments. All comments should refer to RIN 0625-AA66. The Department intends to issue a final rule within a year after the publication of this supplemental interim final rule.

**ADDRESSES:** In order to ensure the timely receipt and consideration of comments, the Department requires commenters to make on-line submissions, using the <http://www.regulations.gov> Web site, unless they do not have access to the Internet. Comments to this notice should be submitted under docket number ITA-2010-0007. To find this docket, enter the docket number in the "Enter Keyword or ID" window at the <http://www.regulations.gov> home page and click "Search." The site will provide a search-results page listing all documents associated with that docket number. Find a reference to the supplemental interim final rule notice by selecting "Rule" under "Document Type" on the search-results page, and click on the link entitled "Submit a Comment." The <http://www.regulations.gov> Web site provides the option of making submissions by filling in a comments field, or by attaching a document. ITA prefers submissions to be provided in an attached document. (For further information on using the <http://www.regulations.gov> Web site, please consult the resources provided on the Web site by clicking on the "Help" tab.)

Commenters who do not have access to the Internet may submit the original and two copies of each set of comments by mail or hand delivery/courier. All comments should be addressed to Ronald K. Lorentzen, Deputy Assistant Secretary for Import Administration, Room 1870, Department of Commerce, 1401 Constitution Avenue, NW., Washington, DC 20230.

The Department will consider all relevant comments regarding the supplemental interim final rule that are received before the close of the comment period. The Department will not accept comments accompanied by a request that part or all of the material be treated confidentially because of its business proprietary nature or for any other reason. All comments responding to this notice will be a matter of public record and will be available for inspection at Import Administration's Central Records Unit (Room 7046 of the Herbert C. Hoover Building) or on the Federal eRulemaking Portal ("Portal") at <http://www.regulations.gov>.

Any questions concerning file formatting, document conversion, access to the Internet, or other electronic filing issues should be addressed to Andrew Lee Beller, Import

Administration Webmaster, at (202) 482-0866, e-mail address: [webmaster-support@ita.doc.gov](mailto:webmaster-support@ita.doc.gov).

**FOR FURTHER INFORMATION CONTACT:** Rebecca Cantu, Attorney, Office of the General Counsel, Office of Chief Counsel for Import Administration, or Myrna Lobo, International Trade Analyst, Office 6, Import Administration, U.S. Department of Commerce, 1401 Constitution Avenue, NW., Washington, DC 20230, 202-482-4618 or 202-482-2371, respectively.

**SUPPLEMENTARY INFORMATION:**

**Background**

In the *Interim Final Rule* (see *Certification of Factual Information to Import Administration During Antidumping and Countervailing Duty Proceedings: Interim Final Rule*, 76 FR 7491 (February 10, 2011)) the Department invited comments and rebuttal comments from the public by May 11, 2011 and June 27, 2011, respectively. Subsequently, the Department reopened the period for rebuttal comments until July 14, 2011 because interested parties were unable to file their rebuttal comments within the established deadline due to technical difficulties with the Portal. See *Interim Final Rule on Certification of Factual Information To Import Administration During Antidumping and Countervailing Duty Proceedings: Reopening of Rebuttal Comment Period*, 76 FR 39770 (July 7, 2011).

Some of the comments received in response to the *Interim Final Rule* discussed the appropriateness of requiring foreign governments and their officials to submit a certification that one commenter claims includes an acknowledgement that the certifying individual may be subject to criminal sanctions under U.S. law (including, but not limited to 18 U.S.C. 1001). This reference to 18 U.S.C. 1001 was not contained in the prior version of the certification. Some parties contend that it is inappropriate for the Department to impose a certification requirement that, these parties claim, subjects foreign government officials to potential liability from which they are immune, absent limited exceptions, pursuant to U.S. statutory law (e.g., the Foreign Sovereign Immunities Act) and common law.

In addition, the new certification requirements include language which, certain parties claim, imposes additional, enforceable legal obligations on foreign governments. These parties have identified language in the new certifications which indicates that the submitter is aware that the Department

may preserve the submission for purposes of determining the accuracy of a certification, even if a party otherwise withdraws the submission from the record, and also language which indicates that the submitter must maintain the original of the certification for a five-year period. These parties contend that the purported additional legal obligations which this language imposes are also contrary to principles of sovereign immunity.

The Department requires additional time to analyze these comments as they relate specifically to the government certifications, to obtain public views on the comments described above, and to address fully the parties' comments. We are therefore supplementing the *Interim Final Rule* to allow foreign governments to submit certifications in either the format that was in use prior to the *Interim Final Rule* (which does not include the statutory reference or language described above) or in the new format provided in the *Interim Final Rule* until such time as a final rule is published. This supplemental interim final rule is applicable only to foreign government certifications (i.e., it is not applicable to company certifications or representative certifications).

**Issuance of Supplemental Interim Final Rule**

In light of the comments received on the *Interim Final Rule* regarding the appropriateness of requiring foreign governments to provide certifications that include the new language provided for in the *Interim Final Rule*, the Department is hereby publishing a supplemental interim final rule pertaining to the government certifications that must accompany factual submissions in AD/CVD proceedings. This supplemental interim final rule, like the *Interim Final Rule*, is part of the ongoing rulemaking process whereby the Department is seeking to strengthen the certification requirements for all parties. This supplemental interim final rule allows foreign governments to submit certifications in either the format that was in use prior to the effective date of the *Interim Final Rule* or in the format provided in the *Interim Final Rule* until such time as a final rule is published.

*Classification*

This supplemental interim final rule has been determined to be not significant for purposes of Executive Order 12866.

The Department finds good cause under 5 U.S.C. 553(b)(B) to waive prior notice and the opportunity for public comment before this regulation becomes

effective. The purpose of this supplemental interim final rule is to permit foreign governments to file certifications in either the format that was in use prior to the effective date of the *Interim Final Rule* or in the format provided in the *Interim Final Rule* in order for the Department to have sufficient time to analyze fully the comments received for the *Interim Final Rule*. Any delay could impede the ability of foreign governments to participate in ongoing AD and CVD proceedings, including their ability to submit information, and as a result, any delay could negatively impact the Department's ability to administer the AD and CVD law. Thus, providing prior notice would be contrary to the public interest. For the same reasons, it would be contrary to the public interest to allow the public an opportunity to comment on this rule before it became effective. Since this is a supplement to the interim final rule, the public will have an opportunity to comment on this supplement until the end of the comment period. The Department will consider those comments before announcing the final rule.

#### *Regulatory Flexibility Act*

In accordance with the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, the Chief Counsel for Regulation at the Department certified to the Chief Counsel for Advocacy, Small Business Administration, that the proposed rule would not have a significant economic impact on a substantial number of small entities. The factual basis for this certification was published with the *Interim Final Rule*.<sup>1</sup> The changes made by this rule do not change this conclusion, and a final regulatory flexibility analysis is not required and has not been prepared.

#### *Paperwork Reduction Act*

It has been determined that this rulemaking is not subject to the Paperwork Reduction Act.<sup>2</sup>

#### *Executive Order 13132*

It has been determined that the rulemaking does not contain federalism implications warranting the preparation of a federalism assessment.

#### **List of Subjects in 19 CFR Part 351**

Administrative practice and procedure, Antidumping duties, Business and industry, Confidential business information, Countervailing duties, Investigations, Reporting and recordkeeping requirements.

Dated: August 25, 2011.

**Ronald K. Lorentzen,**

*Deputy Assistant Secretary for Import Administration.*

For the reasons stated above, 19 CFR part 351 is amended as follows:

#### **PART 351—ANTIDUMPING AND COUNTERVAILING DUTIES**

■ 1. The authority citation for 19 CFR part 351 continues to read as follows:

**Authority:** 5 U.S.C. 301; 19 U.S.C. 1202 note; 19 U.S.C. 1303 note; 19 U.S.C. 1671 *et seq.*; and 19 U.S.C. 3538.

■ 2. Section 351.303(g) is revised to read as follows:

#### **§ 351.303 Filing, document identification, format, translation, service, and certification of documents.**

\* \* \* \* \*

(g) *Certifications.* A person must file with each submission containing factual information the certification in paragraph (g)(1) of this section and, in addition, if the person has legal counsel or another representative, the certification in paragraph (g)(2) of this section.

(1) For the person(s) officially responsible for presentation of the factual information:

##### (i) **COMPANY CERTIFICATION** \*

I, **(PRINTED NAME AND TITLE)**, currently employed by **(COMPANY NAME)**, certify that I prepared or otherwise supervised the preparation of the attached submission of **(IDENTIFY THE SPECIFIC SUBMISSION BY TITLE AND DATE)** pursuant to the **(INSERT ONE OF THE FOLLOWING: THE (ANTIDUMPING OR COUNTERVAILING DUTY) INVESTIGATION OF (PRODUCT) FROM (COUNTRY) (CASE NUMBER) or THE (DATES OF POR) (ADMINISTRATIVE OR NEW SHIPPER) REVIEW UNDER THE (ANTIDUMPING OR COUNTERVAILING) DUTY ORDER ON (PRODUCT) FROM (COUNTRY)) (CASE NUMBER) or THE SUNSET REVIEW OR CHANGED CIRCUMSTANCE REVIEW OR SCOPE RULING OR CIRCUMVENTION INQUIRY OF AD/ CVD ORDER ON (PRODUCT) FROM (COUNTRY) (CASE NUMBER)**. I certify

that the information contained in this submission is accurate and complete to the best of my knowledge. I am aware that the information contained in this submission may be subject to verification or corroboration (as appropriate) by the U.S. Department of Commerce. I am also aware that U.S. law (including, but not limited to, 18 U.S.C. 1001) imposes criminal sanctions

on individuals who knowingly and willfully make material false statements to the U.S. Government. In addition, I am aware that, even if this submission may be withdrawn from the record of the AD/CVD proceeding, the Department may preserve this submission, including a business proprietary submission, for purposes of determining the accuracy of this certification. I certify that I am filing a copy of this signed certification with this submission to the U.S. Department of Commerce and that I will retain the original for a five-year period commencing with the filing of this document. The original will be available for inspection by U.S. Department of Commerce officials.

**Signature:** \_\_\_\_\_

**Date:** \_\_\_\_\_

\* For multiple person certifications, all persons should be listed in the first sentence of the certification and all persons should sign and date the certification. In addition, singular pronouns and possessive adjectives should be changed accordingly, e.g., "I" should be changed to "we" and "my knowledge" should be changed to "our knowledge."

##### (ii) **GOVERNMENT CERTIFICATION** \*\*

I, **(PRINTED NAME AND TITLE)**, currently employed by **(GOVERNMENT)**, certify that I prepared or otherwise supervised the preparation of the attached submission of **(IDENTIFY THE SPECIFIC SUBMISSION BY TITLE AND DATE)** pursuant to the **(INSERT ONE OF THE FOLLOWING: THE (ANTIDUMPING OR COUNTERVAILING DUTY) INVESTIGATION OF (PRODUCT) FROM (COUNTRY) (CASE NUMBER) or THE (DATES OF POR) (ADMINISTRATIVE OR NEW SHIPPER) REVIEW UNDER THE (ANTIDUMPING OR COUNTERVAILING) DUTY ORDER ON (PRODUCT) FROM (COUNTRY)) (CASE NUMBER) or THE SUNSET REVIEW OR CHANGED CIRCUMSTANCE REVIEW OR SCOPE RULING OR CIRCUMVENTION INQUIRY OF AD/ CVD ORDER ON (PRODUCT) FROM (COUNTRY) (CASE NUMBER)**. I certify that the information contained in this submission is accurate and complete to the best of my knowledge. I am aware that the information contained in this submission may be subject to verification or corroboration (as appropriate) by the U.S. Department of Commerce. I am also aware that U.S. law (including, but not limited to, 18

<sup>1</sup> *Interim Final Rule*, 76 FR at 7498–99.

<sup>2</sup> *Id.*

U.S.C. 1001) imposes criminal sanctions on individuals who knowingly and willfully make material false statements to the U.S. Government. In addition, I am aware that, even if this submission may be withdrawn from the record of the AD/CVD proceeding, the Department may preserve this submission, including a business proprietary submission, for purposes of determining the accuracy of this certification. I certify that I am filing a copy of this signed certification with this submission to the U.S. Department of Commerce and that I will retain the original for a five-year period commencing with the filing of this document. The original will be available for inspection by U.S. Department of Commerce officials.

**Signature:** \_\_\_\_\_

**Date:** \_\_\_\_\_

\*\* For multiple person certifications, all persons should be listed in the first sentence of the certification and all persons should sign and date the certification. In addition, singular pronouns and possessive adjectives should be changed accordingly, e.g., "I" should be changed to "we" and "my knowledge" should be changed to "our knowledge."

#### OR

I, (name and title), currently employed by (person), certify that (1) I have read the attached submission, and (2) the information contained in this submission is, to the best of my knowledge, complete and accurate.

(2) For the legal counsel or other representative:

#### REPRESENTATIVE CERTIFICATION \*\*\*

I, (PRINTED NAME), with (LAW FIRM or OTHER FIRM), counsel or representative to (COMPANY OR GOVERNMENT OR PARTY), certify that I have read the attached submission of (IDENTIFY THE SPECIFIC SUBMISSION BY TITLE AND DATE) pursuant to the (INSERT ONE OF THE FOLLOWING: THE (ANTIDUMPING OR COUNTERVAILING DUTY) INVESTIGATION OF (PRODUCT) FROM (COUNTRY) (CASE NUMBER) or THE (DATES OF POR) (ADMINISTRATIVE OR NEW SHIPPER) REVIEW UNDER THE (ANTIDUMPING OR COUNTERVAILING) DUTY ORDER ON (PRODUCT) FROM (COUNTRY) (CASE NUMBER) or THE SUNSET REVIEW OR CHANGED CIRCUMSTANCE REVIEW OR SCOPE RULING OR

**CIRCUMVENTION INQUIRY OF AD/CVD ORDER ON (PRODUCT) FROM (COUNTRY) (CASE NUMBER).** In my capacity as an adviser, counsel, preparer or reviewer of this submission, I certify that the information contained in this submission is accurate and complete to the best of my knowledge. I am aware that U.S. law (including, but not limited to, 18 U.S.C. 1001) imposes criminal sanctions on individuals who knowingly and willfully make material false statements to the U.S. Government. In addition, I am aware that, even if this submission may be withdrawn from the record of the AD/CVD proceeding, the Department may preserve this submission, including a business proprietary submission, for purposes of determining the accuracy of this certification. I certify that I am filing a copy of this signed certification with this submission to the U.S. Department of Commerce and that I will retain the original for a five-year period commencing with the filing of this document. The original will be available for inspection by U.S. Department of Commerce officials.

**Signature:** \_\_\_\_\_

**Date:** \_\_\_\_\_

\*\*\* For multiple representative certifications, all representatives and their firms should be listed in the first sentence of the certification and all representatives should sign and date the certification. In addition, singular pronouns and possessive adjectives should be changed accordingly, e.g., "I" should be changed to "we" and "my knowledge" should be changed to "our knowledge."

[FR Doc. 2011-22344 Filed 9-1-11; 8:45 am]

BILLING CODE 3510-DS-P

#### SOCIAL SECURITY ADMINISTRATION

##### 20 CFR Part 422

[Docket No. SSA-2011-0052]

RIN 0960-AH35

#### Protecting the Public and Our Personnel to Ensure Operational Effectiveness

**AGENCY:** Social Security Administration.

**ACTION:** Interim final rule with request for comments.

**SUMMARY:** We are publishing the process we follow when we ban an individual from entering our field offices. Due to escalating reports of threats to our personnel and our customers in our offices, we are taking steps to increase

the level of protection we provide. We expect that this rule will result in a safer environment for our personnel and members of the public who use our facilities, while ensuring that we continue to serve the American people with as little disruption to our operations as possible.

**DATES:** *Effective Date:* This interim final rule is effective September 2, 2011.

*Comment date:* To ensure that your comments are considered, we must receive them no later than November 1, 2011.

**ADDRESSES:** You may submit comments by any one of three methods—Internet, fax, or mail. Do not submit the same comments multiple times or by more than one method. Regardless of which method you choose, please state that your comments refer to Docket No. SSA-2011-0052 so that we can associate your comments with the correct regulation.

*Caution:* You should be careful to include in your comments only information that you wish to make publicly available. We strongly urge you not to include in your comments any personal information, such as SSN or medical information.

1. *Internet:* We strongly recommend that you submit your comments via the Internet. Please visit the Federal eRulemaking portal at <http://www.regulations.gov>. Use the Search function to find docket number SSA-2011-0052. The system will issue a tracking number to confirm your submission. You will not be able to view your comment immediately because we must post each comment manually. It may take up to a week for your comment to be viewable.

2. *Fax:* Fax comments to (410) 966-2830.

3. *Mail:* Mail your comments to the Office of Regulations, Social Security Administration, 107 Altmeyer Building, 6401 Security Boulevard, Baltimore, Maryland 21235-6401.

Comments are available for public viewing on the Federal eRulemaking portal at <http://www.regulations.gov> or in person, during regular business hours, by arranging with the contact person identified below.

**FOR FURTHER INFORMATION CONTACT:** Bill McClelland, Office of Public Service and Operations Support, 6401 Security Boulevard, Baltimore, Maryland 21235-6401, 410-965-8004. For information on eligibility or filing for benefits, call our national toll-free number, 1-800-772-1213 or TTY 1-800-325-0778, or visit our Internet site, Social Security Online, at <http://www.socialsecurity.gov>.