

## 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 November 19, 2013. Address written comments to Statutory Import Programs Staff, Room 3720, U.S. Department of Commerce, Washington, DC 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:* 13-034. Applicant: University of Minnesota—Twin Cities, 421 Washington Avenue SE., Minneapolis, MN 55455. Instrument: Diode-Pumped Solid-State Femtosecond Laser. Manufacturer: Light Conversion, Lithuania. Intended Use: The instrument will be used to study non-equilibrium materials processes ranging spatially from the atomic-scale up to micrometers and temporally from femtoseconds to seconds, including thermal transport, energy conversion (e.g., light to heat), crystallization, melting, phase transformations, fracture, and other dynamic events. The unique characteristics of the instrument required for the research objectives include a variable repetition rate from single-shot to 1 MHz controlled with TTL input for external triggering or via computer interface, 0.2 mJ/pulse (<30 kHz), 6 Watts at 1 MHz, collinear output from a harmonics module of fundamental (1030 nm), second harmonic (515 nm), and third harmonic (343 nm) with additional optics for operation at low and high repetition rates. Justification for Duty-Free Entry: There are no instruments of the same general category manufactured in the United States. Application accepted by Commissioner of Customs: July 30, 2013.

*Docket Number:* 13-036. Applicant: UChicago Argonne, 9700 South Cass Avenue, Lemont, IL 60439. Instrument: High pressure crystal growth furnace with Siemens programmable logic controller. Manufacturer: SCIDRE—Scientific Instruments, Germany.

Intended Use: The instrument will be used to create transition metal oxides, including oxides of iron, manganese, copper, cobalt, vanadium, iridium, ruthenium, rhenium, titanium, nickel, and zinc. It will also be used to grow crystals of intermetallic phases, which are non-oxides of these same transition metals, alloyed with lanthanide metals and/or main group metals (e.g., Al, Si, Bi). These materials will be created to understand a variety of physical phenomena including superconductivity, metal-insulator transitions, and magnetism. With the crystals grown on the instrument, a variety of tests will be performed including magnetic measurements, structural determination by x-ray or neutron scattering, and electrical transport. The unique characteristics of this instrument required for the research objectives include operation at pressures of oxygen or inert gases up to 150 atm, measurement of image zone using pyrometric probes, and cleansing of inert gas stream to better than  $10^{-12}$  ppm oxygen with monitoring during process. Justification for Duty-Free Entry: There are no instruments of the same general category manufactured in the United States. Application accepted by Commissioner of Customs: August 19, 2013.

*Docket Number:* 13-037. Applicant: Georgia Health Sciences University, 1120 15th Street, Augusta, GA 30912. Instrument: Imaging System/Digital Microscope & Accessories. Manufacturer: Till Photonics, Germany. Intended Use: The instrument will be used for fluorescence imaging of cellular organelles and calcium flux, photo-activation and photo-bleaching fluorescent proteins to study cellular organelles (mitochondria) and intracellular ion flux. The unique characteristics of the instrument include fast wavelength change, a dichromome system, and two different light sources that are incorporated and readily switchable, incorporated into a single unit of a wide field fluorescence microscope. Justification for Duty-Free Entry: There are no instruments of the same general category manufactured in the United States. Application accepted by Commissioner of Customs: August 22, 2013.

Dated: October 22, 2013.

**Gregory W. Campbell,**

Director of Subsidies Enforcement,  
Enforcement and Compliance.

[FR Doc. 2013-25599 Filed 10-29-13; 8:45 am]

**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

## International Trade Administration

[C-489-502]

## Circular Welded Carbon Steel Pipes and Tubes From Turkey: Final Results of Countervailing Duty Administrative Review; Calendar Year 2011

**AGENCY:** Enforcement and Compliance (Formerly Import Administration), International Trade Administration, Department of Commerce.

**SUMMARY:** On April 9, 2013, the Department of Commerce (the Department) published in the **Federal Register** its preliminary results of administrative review of the countervailing duty (CVD) order on circular welded carbon steel pipes and tubes (steel pipes and tubes) from Turkey for the January 1, 2011, through December 31, 2011, period of review (POR).<sup>1</sup> The Department preliminarily found that the following producers/exporters of subject merchandise covered by this review had *de minimis* net subsidy rates for the POR: (1) Borusan Group, Borusan Mannesmann Boru Sanayi ve Ticaret A.S. (BMB), and Borusan Istikbal Ticaret T.A.S. (Istikbal) (collectively, Borusan); (2) Erbosan Erciyas Boru Sanayi ve Ticaret A.S. (Erbosan AS) and Erbosan Erciyas Pipe Industry and Trade Co. Kayseri Free Zone Branch (Erbosan FZB), (collectively Erbosan), and (3) Tosyali dis Ticaret A.S. (Tosyali) and Toscelik Profil ve Sac Endustrisi A.S. (Toscelik Profil), (collectively, Toscelik). The Department has now completed the administrative review in accordance with section 751(a) of the Tariff of 1930, as amended (the Act). Based on our analysis of comments received, the net subsidy rates for Borusan and Erbosan, although revised, continue to be *de minimis*. The Department has also revised the net subsidy rate for Toscelik. Further discussion of our analysis of the comments received is provided in the accompanying Final Decision Memorandum.<sup>2</sup> The final net subsidy rates for Borusan, Erbosan, and Toscelik

<sup>1</sup> See *Circular Welded Carbon Steel Pipes and Tubes from Turkey: Preliminary Results of Countervailing Duty Administrative Review; Calendar Year 2011*, 78 FR 21107 (April 9, 2013) (Preliminary Results).

<sup>2</sup> See Decision Memorandum for Final Results of Countervailing Duty (CVD) Administrative Review: *Circular Welded Carbon Steel Pipes and Tubes from Turkey* from Christian Marsh, Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, to Paul Piquado, Assistant Secretary for Enforcement and Compliance dated concurrently with these final results (Final Decision Memorandum).

are listed below in the "Final Results of Review" section.

**DATES:** *Effective:* October 30, 2013.

**FOR FURTHER INFORMATION CONTACT:** Jolanta Lawska at 202-482-8362 (for Borusan and Erbosan) at 202-482-8362 and John Conniff at 202-482-1009 (for Toscelik), AD/CVD Operations, Office III, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230.

### Background

On March 7, 1986, the Department published in the **Federal Register** the CVD order on steel pipes and tubes from Turkey.<sup>3</sup> On April 9, 2013, the Department published in the **Federal Register** the preliminary results for this review. In the *Preliminary Results*, we invited interested parties to submit case briefs commenting on the preliminary results and to request a hearing.<sup>4</sup> On May 9, 2013, we received case briefs from Borusan and Petitioners.<sup>5</sup> On May 14, 2013, we received a rebuttal brief from Toscelik. We did not hold a hearing in this review, as none was requested by interested parties.

### Scope of Order

The products covered by this order are certain welded carbon steel pipe and tube with an outside diameter of 0.375 inch or more, but not over 16 inches, of any wall thickness (pipe and tube) from Turkey. These products are currently provided for under the Harmonized Tariff Schedule of the United States (HTSUS) as item numbers 7306.30.10, 7306.30.50, and 7306.90.10. Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the merchandise is dispositive.

### Analysis of Comments Received

All issues raised in the case and rebuttal briefs by parties to this administrative review are addressed in the Final Decision Memorandum, dated concurrently with this notice and which is hereby adopted by this notice. A list of the issues which parties have raised, and to which we have responded in the Final Decision Memorandum, is attached to this notice as an Appendix. The Final Decision Memorandum is a public document and is on file

<sup>3</sup> See *Countervailing Duty Order: Certain Welded Carbon Steel Pipe and Tube Products From Turkey*, 51 FR 7984 (March 7, 1986).

<sup>4</sup> See *Preliminary Results*.

<sup>5</sup> Petitioners in this review are Wheatland Tube Company (Wheatland), Allied Tube and Conduit Corporation and TMK IPSCO, and United States Steel Corporation (collectively, Petitioners).

electronically via IA ACCESS. IA ACCESS is available to registered users at <http://iaaccess.trade.gov> and in the Central Records Unit, room 7046 of the main Department of Commerce building. In addition, a complete version of the Final Decision Memorandum can be accessed directly on the Internet at <http://enforcement.ita.doc.gov/frn/index.html>. The signed Final Decision Memorandum and the electronic versions of the Final Decision Memorandum are identical in content.

### Final Results of Review

Consistent with the *Preliminary Results*, the total net subsidy rate for Erbosan remained 0.30 percent *ad valorem*. In these final results, we have revised Borusan's total net subsidy rate to 0.19 percent *ad valorem*. Pursuant to 19 CFR 351.106(c), the calculated rates for Erbosan and Borusan are *de minimis*. We have also revised the net subsidy rate for Toscelik. In these final results, we have calculated a total net subsidy rate of 0.83 percent for Toscelik.

### Assessment Rates/Cash Deposits

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, to liquidate shipments of subject merchandise by Borusan and Erbosan entered, or withdrawn from warehouse, for consumption on or after January 1, 2011, through December 31, 2011, without regard to CVDs because a *de minimis* subsidy rate was calculated for each company. We will also instruct CBP to continue to suspend liquidation but to collect no cash deposits of estimated CVDs on shipments of the subject merchandise by Borusan and Erbosan, entered, or withdrawn from warehouse, for consumption on or after the date of publication of the final results of this review.

For Toscelik, the Department intends to issue assessment instructions to CBP 15 days after the date of publication of these final results of review to liquidate shipments of subject merchandise by Toscelik entered, or withdrawn from warehouse, for consumption on or after January 1, 2011, through December 31, 2011, at the *ad valorem* assessment rate listed above. We will also instruct CBP to collect cash deposits for Toscelik at the CVD cash deposit rate indicated above on all shipments of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the date of publication of these final results of review.

For all non-reviewed companies, we will instruct CBP to continue to collect

cash deposits at the most recent company-specific or country-wide rate applicable to the company. Accordingly, the cash deposit rates that will be applied to companies covered by this order, but not examined in this review, are those established in the most recently completed administrative proceeding for each company. The cash deposit rates for all companies not covered by this review are not changed by the results of this review, and remain in effect until further notice.

### Return or Destruction of Proprietary Information

This notice also serves as a reminder to parties subject to administrative protective order (APO) of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3). Timely written notification of the return/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 final results in accordance with sections 751(a)(1) and 777(i)(1) of the Act.

Dated: October 23, 2013.

**Paul Piquado,**

*Assistant Secretary for Enforcement and Compliance.*

### Appendix

#### I. Methodology and Background Information

##### *Subsidies Valuation Information*

- A. Attribution of Subsidies
- B. Benchmark Interest Rates

#### II. Analysis of Programs

- I. *Programs Determined To Be Countervailable*
  - A. Deduction from Taxable Income for Export Revenue
  - B. Short Term Pre-Shipment Rediscount Program
  - C. Law 5084: Withholding of Income Tax on Wages and Salaries
  - D. Law 5084: Incentive for Employers' Share in Insurance Premiums
  - E. Law 5084: Allocation of Free Land and Purchase of Land for Less Than Adequate Remuneration (LTAR)
  - F. Law 5084: Energy Support
  - G. Organized Industrial Zone (OIZ): Exemption From Property Tax
  - H. Corporate Income Tax Exemption Under the Free Zones Law
  - I. *Investment Encouragement Program (IEP): Customs Duty Exemptions*
- II. *Programs Determined To Not Confer Countervailable Benefits During the POR*
  - A. Inward Processing Certificate Exemption
  - B. Provision of Buildings and Land Use Rights for LTAR Under the Free Zones Law

III. *Programs Found Not Countervailable During the POR*

- A. Deductions on Social Security Payments Program Under Law 5510
- B. Deductions on Social Security Payments Program Under Law 5921
- C. Customs Duties and Value-Added Tax (VAT) Exemptions Under the Free Zones Law

IV. *Programs Determined To Not Be Used During the POR*

- A. Stamp Duties and Fees Exemptions Under the Free Zones Law
- B. Other Programs Not Used
- Post-Shipment Export Loans
  - Export Credit Bank of Turkey Buyer Credits
  - Subsidized Turkish Lira Credit Facilities
  - Subsidized Credit for Proportion of Fixed Expenditures
  - Subsidized Credit in Foreign Currency
  - Regional Subsidies
  - VAT Support Program (Incentive Premium on Domestically Obtained Goods)
  - IEP: VAT Exemptions
  - IEP: Reductions in Corporate Taxes
  - IEP: Interest Support
  - IEP: Social Security Premium Support
  - IEP: Land Allocation
  - National Restructuring Program
  - Regional Incentive Scheme: Reduced Corporate Tax Rates
  - Regional Incentive Scheme: Social Security Premium Contribution for Employees
  - Regional Incentive Scheme: Allocation of State Land
  - Regional Incentive Scheme: Interest Support
  - OIZ: Waste Water Charges
  - OIZ: Exemptions From Customs Duties, VAT, and Payments for Public Housing Fund, for Investments for Which an Income Certificate Is Received
  - OIZ: Credits for Research and Development Investments, Environmental Investments, Certain Technology Investments, Certain "Regional Development" Investments, and Investments Moved From Developed Regions to "Regions of Special Purpose"
  - Foreign Trade Companies Short Term Export Credits
  - Pre-Export Credits
  - Pre-shipment Export Credits
  - OIZ: Exemption From Building and Construction Charges
  - OIZ: Exemption From Amalgamation and Allotment Transaction Charges

**Analysis of Comments**

*Borusan*

Comment 1: Whether the Department Should Grant an Offset to the Gross Subsidy Found on Turkish Eximbank Loans for the Bank Guarantee Fees

Comment 2: Whether the Department Erred in Including Certain Eximbank Loans in the Department's Preliminary Benefit Calculations

*Erbosan*

Comment 3: Whether the Department Should Find Provision of Buildings and Land Use Rights for Less than Adequate

Remuneration under the Free Zones Law Program Countervailable

*Toscelik*

Comment 4: Benchmark Used to Calculate the Benefit under the Osmaniye Organized Industrial Zone Program Used by Toscelik

Comment 5: Treatment of Investment Encouragement Program (IEP)

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**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**Interagency Ocean Observation Committee, Meeting of the Data Management and Communications Steering Team**

**AGENCY:** National Ocean Service (NOS), National Oceanic and Atmospheric Administration (NOAA), U.S. Department of Commerce (DOC).

**ACTION:** Notice of open meeting.

**SUMMARY:** NOAA's Integrated Ocean Observing System (IOOS®) Program publishes this notice on behalf of the Interagency Ocean Observation Committee (IOOC) to announce a formal meeting of the IOOC's Data Management and Communications Steering Team (DMAC-ST). The DMAC-ST membership is comprised of IOOC-approved federal agency representatives and non-federal participants representing academic, non-profit, private, regional and state sectors who will discuss issues outlined in the agenda.

**DATES:** The meeting is scheduled for November 19, 2013, between 9 a.m. and 5 p.m. and November 20, 2013, between 9 a.m. and noon, Eastern Standard Time.

**ADDRESSES:** The meeting will be broadcast via a conference telephone call. Public access is available at the Consortium for Ocean Leadership, 1201 New York Avenue NW., 4th Floor, Washington, DC 20005.

**FOR FURTHER INFORMATION CONTACT:** For further information about this notice, please contact the U.S. IOOS Program (Charles Alexander, 301-427-2429, [Charles.Alexander@noaa.gov](mailto:Charles.Alexander@noaa.gov)) or the IOOC Support Office (Joshua Young, 202-787-1622, [jyoung@oceanleadership.org](mailto:jyoung@oceanleadership.org)).

**SUPPLEMENTARY INFORMATION:** The IOOC was established by Congress under the Integrated Coastal and Ocean Observation System Act of 2009 and created under the National Ocean Research Leadership Council (NORLC).

The DMAC-ST was subsequently chartered by the IOOC in December 2010 to assist with technical guidance with respect to the management of ocean data collected under the U.S. IOOS®. The IOOC's Web site (<http://www.iooc.us/>) contains more information about their charter and responsibilities. A summary of the DMAC-ST meetings, documentations, activities and terms of reference can also be found on-line, at the following address: <http://www.iooc.us/committee-news/dmac>.

**Authority:** 33 U.S.C. 3601-3610.

Dated: October 21, 2013.

**Zdenka S. Willis,**

*Director, Integrated Ocean Observing System Program.*

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**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**RIN 0648-XC893**

**Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Rocky Intertidal Monitoring Surveys Along the Oregon and California Coasts**

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

**ACTION:** Notice; proposed incidental harassment authorization; request for comments.

**SUMMARY:** NMFS has received an application from the Partnership for Interdisciplinary Study of Coastal Oceans (PISCO) at the University of California (UC) Santa Cruz for an Incidental Harassment Authorization (IHA) to take marine mammals, by harassment, incidental to rocky intertidal monitoring surveys. Pursuant to the Marine Mammal Protection Act (MMPA), NMFS is requesting comments on its proposal to issue an IHA to PISCO to incidentally take, by Level B harassment only, marine mammals during the specified activity.

**DATES:** Comments and information must be received no later than November 29, 2013.

**ADDRESSES:** Comments on the application should be addressed to Michael Payne, Chief, Permits and Conservation Division, Office of Protected Resources, National Marine Fisheries Service, 1315 East-West Highway, Silver Spring, MD 20910. The