

of the United States Court of Appeals for the Federal Circuit (CAFC) in *Timken*,⁴ as clarified by *Diamond Sawblades*,⁵ the Department is notifying the public that the final CIT judgment in this case is not in harmony with the Department's *Final Determination* and is therefore amending its *Final Determination*.

DATES: Effective March 3, 2014.⁶

FOR FURTHER INFORMATION CONTACT:

Robert Copyak, Office III, AD/CVD Operations, Enforcement and Compliance, U.S. Department of Commerce, C129, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: 202-482-2209.

SUPPLEMENTARY INFORMATION: On April 4, 2011, the Department published the *Final Determination*. In the *Final Determination*, the Department determined that the Zhongya

Companies received a countervailable subsidy with regard to the Government of China's provision of land-use rights located in the Zhaoqing High-Tech Industry Development Zone (ZHTIDZ) for less than adequate remuneration (LTAR) in 2006. Because the Department determined that it could not use Chinese or world market prices as a benchmark, it compared the price that the Zhongya Companies paid for its land-use rights with comparable market-based prices for land purchases; specifically, we used the "indicative land values" for land in Thai industrial estates, parks, and zones, which are published in the "Asian Industrial Property Market Flash" by Coldwell Banker Richard Ellis (CBRE), for benchmark purposes.⁷

In *Zhaoqing*, the CIT held that it "cannot conclude that a reasonable reading of the record as a whole supports Commerce's rebuttal of Plaintiffs' claim that the land they leased was undeveloped in 2006 and therefore not comparable to a fully developed industrial park"⁸ and remanded the Department's selection of

Thai industrial land values as benchmarks for comparison with the land-use rights acquired by the Zhongya Companies for reconsideration or further explanation.⁹

In its final results of redetermination pursuant to *Zhaoqing*, the Department reconsidered, and revised, the land benchmark used to determine the benefit received by the Zhongya Companies in 2006. Specifically, we recalculated the countervailable subsidy provided to the Zhongya Companies using, instead of Thai industrial land prices, a benchmark based on the "non-infrastructure" land price listed for Subic Bay Freeport in the Philippines. As a result of this revision, the total net subsidy rate calculated for the Zhongya Companies changed from 8.02 percent *ad valorem* to 4.89 percent *ad valorem*.¹⁰

On February 19, 2014, the CIT affirmed the Department's final results of redetermination pursuant to remand.¹¹

Timken Notice

In its decision in *Timken*¹² as clarified by *Diamond Sawblades*, the CAFC has held that, pursuant to section 516A(c) of the Tariff Act of 1930, as amended (the Act), the Department must publish a notice of a court decision that is not "in harmony" with a Department determination and must suspend liquidation of entries pending a "conclusive" court decision. The CIT's February 19, 2014, judgment in *Zhaoqing II* affirming the Department's redetermination on remand to rely on a benchmark from the Philippines, and which results in a revised rate for the Zhongya Companies (4.89 percent *ad valorem*), constitutes a final decision of that court that is not in harmony with the Department's *Final Determination*. This notice is published in fulfillment of the publication requirements of *Timken*. Accordingly, the Department will continue the suspension of liquidation of the subject merchandise pending expiration of the period of appeal or, if appealed, pending a final and conclusive court decision.

Amended Final Determination

Because there is now a final CIT decision with respect to the *Final Determination*, the Department amends

⁹ *Id.*

¹⁰ See "Zhaoqing New Zhongya Aluminum Co., Ltd. and Zhongya Shaped Aluminum (HK) Holding Ltd. v. United States, Court No. 11-00181; Slip Op. 13-83 (CIT 2013), Final Results of Redetermination Pursuant to Court Remand," dated August 20, 2013 at 8.

¹¹ See *Zhaoqing II* at 2.

¹² See *Timken*, 893 F.2d at 341.

its *Final Determination* for the Zhongya Companies.¹³ The Department finds the following revised net subsidy rate exists:

Company	<i>Ad Valorem</i> net subsidy rate
Zhaoqing New Zhongya Aluminum Co., Ltd., Zhongya Shaped Aluminum HK Holding Ltd., and Karlton Aluminum Company Ltd. (collectively, the Zhongya Companies).	4.89 percent <i>ad valorem</i>

The cash deposit rate for the Zhongya Companies will be the rate listed above, effective March 3, 2014, and the Department will instruct U.S. Customs and Border Protection accordingly. This notice is issued and published in accordance with sections 516A(c)(1), 751(a)(1), and 777(i)(1) of the Act.

Dated: February 28, 2014.

Paul Piquado,

Assistant Secretary, for Enforcement and Compliance.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648-XD132

Schedules for Atlantic Shark Identification Workshops and Protected Species Safe Handling, Release, and Identification Workshops

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

ACTION: Notice of public workshops.

SUMMARY: Free Atlantic Shark Identification Workshops and Protected Species Safe Handling, Release, and Identification Workshops will be held in April, May, and June of 2014. Certain fishermen and shark dealers are

¹³ As a result of the CIT's severance and consolidation of parties' challenges to the *Final Determination*, the *Final Determination* was previously amended, in *Aluminum Extrusions From the People's Republic of China: Notice of Court Decision Not in Harmony With Final Affirmative Countervailing Duty Determination and Notice of Amended Final Affirmative Countervailing Duty Determination*, 77 FR 74466 (December 14, 2012) (*Amended Final Determination*). The *Amended Final Determination* amended the "all others" rate but did not amend the Zhongya Companies' net subsidy rate.

Court No. 11-00181 (CIT 2014) (Order) (*Zhaoqing II*).

⁴ See *Timken Co. v. United States*, 893 F.2d 337 (Fed. Cir. 1990) (*Timken*).

⁵ See *Diamond Sawblades Mfrs. Coalition v. United States*, 626 F.3d 1374 (Fed. Cir. 2010) (*Diamond Sawblades*).

⁶ March 1, 2014, 10 days after the Court's decision was issued, falls on a Saturday. Therefore, the effective date is Monday, March 3, 2014. See *Notice of Clarification: Application of "Next Business Day" Rule for Administrative Determination Deadlines Pursuant to the Tariff Act of 1930, As Amended*, 70 FR 24533 (May 10, 2005).

⁷ See *Final Determination*, and accompanying Issues and Decision Memorandum at "Provision of Land-Use Rights and Fee Exemptions To Enterprises Located in the ZHTIDZ for LTAR" and Comment 24.

⁸ See *Zhaoqing*, 929 F. Supp. 2d at 1329.

required to attend a workshop to meet regulatory requirements and to maintain valid permits. Specifically, the Atlantic Shark Identification Workshop is mandatory for all federally permitted Atlantic shark dealers. The Protected Species Safe Handling, Release, and Identification Workshop is mandatory for vessel owners and operators who use bottom longline, pelagic longline, or gillnet gear, and who have also been issued shark or swordfish limited access permits. Additional free workshops will be conducted during 2014 and will be announced in a future notice.

DATES: The Atlantic Shark Identification Workshops will be held on April 10, May 15, and June 4, 2014.

The Protected Species Safe Handling, Release, and Identification Workshops will be held on April 10, April 29, May 7, May 14, June 3, and June 27, 2014.

See **SUPPLEMENTARY INFORMATION** for further details.

ADDRESSES: The Atlantic Shark Identification Workshops will be held in Wilmington, NC; Bohemia, NY; and Manahawkin, NJ.

The Protected Species Safe Handling, Release, and Identification Workshops will be held in Manahawkin, NJ; Kitty Hawk, NC; Kenner, LA; Warwick, RI; Palm Coast, FL; and Ronkonkoma, NY.

See **SUPPLEMENTARY INFORMATION** for further details on workshop locations.

FOR FURTHER INFORMATION CONTACT: Rick Pearson by phone: (727) 824-5399, or by fax: (727) 824-5398.

SUPPLEMENTARY INFORMATION: The workshop schedules, registration information, and a list of frequently asked questions regarding these workshops are posted on the Internet at: <http://www.nmfs.noaa.gov/sfa/hms/workshops/>.

Atlantic Shark Identification Workshops

Since January 1, 2008, Atlantic shark dealers have been prohibited from receiving, purchasing, trading, or bartering for Atlantic sharks unless a valid Atlantic Shark Identification Workshop certificate is on the premises of each business listed under the shark dealer permit that first receives Atlantic sharks (71 FR 58057; October 2, 2006). Dealers who attend and successfully complete a workshop are issued a certificate for each place of business that is permitted to receive sharks. These certificate(s) are valid for 3 years. Approximately 95 free Atlantic Shark Identification Workshops have been conducted since January 2007.

Currently, permitted dealers may send a proxy to an Atlantic Shark Identification Workshop. However, if a

dealer opts to send a proxy, the dealer must designate a proxy for each place of business covered by the dealer's permit which first receives Atlantic sharks. Only one certificate will be issued to each proxy. A proxy must be a person who is currently employed by a place of business covered by the dealer's permit; is a primary participant in the identification, weighing, and/or first receipt of fish as they are offloaded from a vessel; and who fills out dealer reports. Atlantic shark dealers are prohibited from renewing a Federal shark dealer permit unless a valid Atlantic Shark Identification Workshop certificate for each business location that first receives Atlantic sharks has been submitted with the permit renewal application. Additionally, trucks or other conveyances that are extensions of a dealer's place of business must possess a copy of a valid dealer or proxy Atlantic Shark Identification Workshop certificate.

Workshop Dates, Times, and Locations

1. April 10, 2014, 12 p.m.–4 p.m., Hampton Inn, 124 Old Eastwood Road, Wilmington, NC 28403.
2. May 15, 2014, 12 p.m.–4 p.m., LaQuinta Inn & Suites, 10 Aero Road, Bohemia, NY 11716.
3. June 4, 2014, 12 p.m.–4 p.m., Holiday Inn, 151 Route 72 East, Manahawkin, NJ 08050.

Registration

To register for a scheduled Atlantic Shark Identification Workshop, please contact Eric Sander at esander@peoplepc.com or at (386) 852-8588.

Registration Materials

To ensure that workshop certificates are linked to the correct permits, participants will need to bring the following specific items to the workshop:

- Atlantic shark dealer permit holders must bring proof that the attendee is an owner or agent of the business (such as articles of incorporation), a copy of the applicable permit, and proof of identification.
- Atlantic shark dealer proxies must bring documentation from the permitted dealer acknowledging that the proxy is attending the workshop on behalf of the permitted Atlantic shark dealer for a specific business location, a copy of the appropriate valid permit, and proof of identification.

Workshop Objectives

The Atlantic Shark Identification Workshops are designed to reduce the number of unknown and improperly identified sharks reported in the dealer

reporting form and increase the accuracy of species-specific dealer-reported information. Reducing the number of unknown and improperly identified sharks will improve quota monitoring and the data used in stock assessments. These workshops will train shark dealer permit holders or their proxies to properly identify Atlantic shark carcasses.

Protected Species Safe Handling, Release, and Identification Workshops

Since January 1, 2007, shark limited-access and swordfish limited-access permit holders who fish with longline or gillnet gear have been required to submit a copy of their Protected Species Safe Handling, Release, and Identification Workshop certificate in order to renew either permit (71 FR 58057; October 2, 2006). These certificate(s) are valid for 3 years. As such, vessel owners who have not already attended a workshop and received a NMFS certificate, or vessel owners whose certificate(s) will expire prior to the next permit renewal, must attend a workshop to fish with, or renew, their swordfish and shark limited-access permits. Additionally, new shark and swordfish limited-access permit applicants who intend to fish with longline or gillnet gear must attend a Protected Species Safe Handling, Release, and Identification Workshop and submit a copy of their workshop certificate before either of the permits will be issued. Approximately 172 free Protected Species Safe Handling, Release, and Identification Workshops have been conducted since 2006.

In addition to certifying vessel owners, at least one operator on board vessels issued a limited-access swordfish or shark permit that uses longline or gillnet gear is required to attend a Protected Species Safe Handling, Release, and Identification Workshop and receive a certificate. Vessels that have been issued a limited-access swordfish or shark permit and that use longline or gillnet gear may not fish unless both the vessel owner and operator have valid workshop certificates onboard at all times. Vessel operators who have not already attended a workshop and received a NMFS certificate, or vessel operators whose certificate(s) will expire prior to their next fishing trip, must attend a workshop to operate a vessel with swordfish and shark limited-access permits that uses longline or gillnet gear.

Workshop Dates, Times, and Locations

1. April 10, 2014, 9 a.m.–5 p.m.,
Holiday Inn, 151 Route 72 East,
Manahawkin, NJ 08050.

2. April 29, 2014, 9 a.m.–5 p.m.,
Hilton Garden Inn, 5353 North Virginia
Dare Trail, Kitty Hawk, NC 27949.

3. May 7, 2014, 9 a.m.–5 p.m., Hilton
Inn, 901 Airline Drive, Kenner, LA
70062.

4. May 14, 2014, 9 a.m.–5 p.m., Hilton
Garden Inn, 1 Thurber Street, Warwick,
RI 02886.

5. June 3, 2014, 9 a.m.–5 p.m., Hilton
Garden Inn, 55 Town Center Boulevard,
Palm Coast, FL 32164.

6. June 27, 2014, 9 a.m.–5 p.m.,
Clarion Inn, 3845 Veterans Memorial
Highway, Ronkonkoma, NY 11779.

Registration

To register for a scheduled Protected
Species Safe Handling, Release, and
Identification Workshop, please contact
Angler Conservation Education at (386)
682–0158.

Registration Materials

To ensure that workshop certificates
are linked to the correct permits,
participants will need to bring the
following specific items with them to
the workshop:

- Individual vessel owners must
bring a copy of the appropriate
swordfish and/or shark permit(s), a copy
of the vessel registration or
documentation, and proof of
identification.

- Representatives of a business-
owned or co-owned vessel must bring
proof that the individual is an agent of
the business (such as articles of
incorporation), a copy of the applicable
swordfish and/or shark permit(s), and
proof of identification.

- Vessel operators must bring proof of
identification.

Workshop Objectives

The Protected Species Safe Handling,
Release, and Identification Workshops
are designed to teach longline and
gillnet fishermen the required
techniques for the safe handling and
release of entangled and/or hooked
protected species, such as sea turtles,
marine mammals, and smalltooth
sawfish. In an effort to improve
reporting, the proper identification of
protected species will also be taught at
these workshops. Additionally,
individuals attending these workshops
will gain a better understanding of the
requirements for participating in these
fisheries. The overall goal of these
workshops is to provide participants
with the skills needed to reduce the
mortality of protected species, which

may prevent additional regulations on
these fisheries in the future.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: February 28, 2014.

Emily H. Menashes,

*Acting Director, Office of Sustainable
Fisheries, National Marine Fisheries Service.*

[FR Doc. 2014–05016 Filed 3–6–14; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE**National Oceanic and Atmospheric
Administration**

RIN 0648–XS35

Marine Mammals; File No. 14450

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

ACTION: Notice; issuance of permit.

SUMMARY: Notice is hereby given that a
permit has been issued to the National
Marine Fisheries Service's Southeast
Fisheries Science Center (SEFSC), 75
Virginia Beach Drive, Miami, Florida
33149 [Principal Investigator: Dr. Keith
Mullin] to conduct research on marine
mammals.

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

Permits and Conservation Division,
Office of Protected Resources, NMFS,
1315 East-West Highway, Room 13705,
Silver Spring, MD 20910; phone (301)
427–8401; fax (301) 713–0376;

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

Southeast Region, NMFS, 263 13th
Avenue South, Saint Petersburg, FL
33701; phone (727) 824–5312; fax (727)
824–5309.

FOR FURTHER INFORMATION CONTACT:
Kristy Beard, (301) 427–8401.

SUPPLEMENTARY INFORMATION: On
October 19, 2009, notice was published
in the **Federal Register** (74 FR 53467)
that a request for a permit to conduct
research on all cetacean species that
occur in U.S. and international waters of
the Atlantic Ocean, Gulf of Mexico and
Caribbean Sea had been submitted by
the above-named applicant. The
requested permit has been issued under
the authority of the Marine Mammal
Protection Act of 1972, as amended (16
U.S.C. 1361 *et seq.*), the regulations
governing the taking and importing of
marine mammals (50 CFR part 216), 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 permit authorizes takes by
harassment during aerial and vessel-
based line-transect sampling, acoustic
sampling, behavioral observations, and
vessel-based photo-identification and
biopsy sampling. Tissue samples
collected in other countries may be
imported into the U.S. The permit is
valid for five years from the date of
issuance.

In compliance with the National
Environmental Policy Act of 1969 (42
U.S.C. 4321 *et seq.*), a final
determination has been made that the
activity proposed is categorically
excluded from the requirement to
prepare an environmental assessment or
environmental impact statement.

As required by the ESA, issuance of
this permit 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 species; and (3) is
consistent with the purposes and
policies set forth in section 2 of the
ESA.

Dated: March 4, 2014.

Perry F. Gayaldo,

*Acting Deputy Director, Office of Protected
Resources, National Marine Fisheries Service.*

[FR Doc. 2014–05014 Filed 3–6–14; 8:45 am]

BILLING CODE 3510–22–P

**COMMITTEE FOR PURCHASE FROM
PEOPLE WHO ARE BLIND OR
SEVERELY DISABLED****Procurement List; Additions and
Deletions**

AGENCY: Committee for Purchase From
People Who Are Blind or Severely
Disabled.

ACTION: Additions to and Deletions from
the Procurement List.

SUMMARY: This action adds products to
the Procurement List that will be
furnished by the nonprofit agency
employing persons who are blind or
have other severe disabilities, and
deletes products and a service from the
Procurement List previously furnished
by such agencies.

DATES: Effective April 7, 2014.

ADDRESSES: Committee for Purchase
From People Who Are Blind or Severely
Disabled, 1401 S. Clark Street, Suite
10800, Arlington, Virginia 22202–4149.

FOR FURTHER INFORMATION CONTACT:
Barry S. Lineback, Telephone: (703)