

judgment, we are excluding Double F Limited from the AD order.

**DATES:** Applicable July 13, 2018.

**FOR FURTHER INFORMATION CONTACT:**

Aleksandras Nakutis, Office IV, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-3147.

**SUPPLEMENTARY INFORMATION:**

**Background**

As explained in further detail in the *Notice of Court Decision and Notice of Third Amended Final Determination*,<sup>1</sup> on July 3, 2018, the CIT sustained, in part, Commerce's fifth remand redetermination.<sup>2</sup> In particular, the CIT sustained Commerce's determination not to terminate the AD order<sup>3</sup> because the order was imposed, in part, based on indirect evidence of dumping by the China-wide entity, a finding which was not challenged.<sup>4</sup> With respect to the separate rate plaintiffs, the CIT ordered exclusion from the order for three separate respondents that sought voluntary examination in the investigation, but were denied: Dunhua City Jisen, Fine Furniture, and Armstrong Wood. The CIT held that

<sup>1</sup> See *Multilayered Wood Flooring from the People's Republic of China: Final Determination of Sales at Less Than Fair Value: Notice of Court Decision Not in Harmony with the Second Amended Final Determination and Notice of Third Amended Final Determination of the Antidumping Duty Investigation*, 83 FR 35217 (July 25, 2018) (*Notice of Court Decision and Notice of Third Amended Final Determination*). See also *Baroque Timber Indus. (Zhongshan) Co. v. United States*, 971 F. Supp. 2d 1333, 1336 (Ct. Int'l Trade 2014); *Final Results of Redetermination Pursuant to Court Order, Baroque Timber Industries (Zhongshan) Company, Limited, et al. v. United States*, dated November 14, 2013 (First Remand Redetermination); *Final Results of Redetermination Pursuant to Court Order, Baroque Timber Industries (Zhongshan) Company, Limited, et al. v. United States*, dated May 30, 2014 (Second Remand Redetermination); *Changzhou Hawd Flooring Co. v. United States*, 77 F. Supp. 3d 1351 (Ct. Int'l Trade 2015); *Changzhou Hawd Flooring Co. v. United States*, 848 F.3d 1006, 1008 (Fed. Cir. 2017); *Final Results of Redetermination Pursuant to Court Order, Changzhou Hawd Flooring Co., Ltd., et al. v. United States*, dated October 16, 2014 (Third Remand Redetermination); *Final Results of Redetermination Pursuant to Court Order, Changzhou Hawd Flooring Co., Ltd., et al. v. United States*, dated March 24, 2015 (Fourth Remand Redetermination); *Final Results of Redetermination Pursuant to Court Order, Court No. 12-00020*, dated February 25, 2017 (Fifth Remand Redetermination).

<sup>2</sup> See *Changzhou Hawd Flooring Co., et al. v. United States*, Ct. No. 12-20, Slip Op. 18-82 (Ct. Int'l Trade July 3, 2018).

<sup>3</sup> See *Multilayered Wood Flooring from the People's Republic of China: Amended Final Determination of Sales at Less Than Fair Value and Antidumping Duty Order*, 76 FR 76690 (December 8, 2011) (*First Amended Final Determination and Order*).

<sup>4</sup> See Slip Op. 18-82 at 11-12.

Commerce's application of the exclusion regulation, 19 CFR 351.204(e)(1), was arbitrary with respect to these respondents.<sup>5</sup> The CIT sustained Commerce's determination not to exclude the remaining separate rate plaintiffs that did not seek voluntary examination in the investigation.<sup>6</sup>

Pursuant to the CIT's July 3, 2018, final judgment, on July 25, 2018, Commerce issued the *Notice of Court Decision and Notice of Third Amended Final Determination*, which explained that the CIT's July 3, 2018, final judgment was a final decision of that court that is not in harmony with the *Second Amended Final Determination*, and excluded Dunhua City Jisen, Fine Furniture, and Armstrong Wood from the AD order.<sup>7</sup>

On August 15, 2018, in response to an unopposed motion filed by Fine Furniture, the CIT amended its July 3, 2018, final judgment, and ordered the exclusion of Fine Furniture's affiliate, Double F Limited, a party previously collapsed with Fine Furniture into a single entity,<sup>8</sup> from the AD order.<sup>9</sup> This notice is published in accordance with the CIT's August 15, 2018, order, and amends Commerce's July 25, 2018, *Notice of Court Decision and Notice of Third Amended Final Determination* to exclude Double F Limited, along with Fine Furniture, Donghua City Jisen, and Armstrong Wood.

**Amendment to Timken Notice**

In its decision in *Timken*,<sup>10</sup> as clarified by *Diamond Sawblades*,<sup>11</sup> the United States Court for the Federal Circuit (CAFC) held that, pursuant to section 516A(e) of the Tariff Act of 1930, as amended (the Act), Commerce must publish a notice of a court decision that is not "in harmony" with Commerce's determination and must suspend liquidation of entries pending a "conclusive" court decision. The CIT's August 15, 2018, amendment to its July

<sup>5</sup> *Id.* at 16.

<sup>6</sup> *Id.* at 15-16.

<sup>7</sup> See *Notice of Court Decision and Notice of Third Amended Final Determination*, 83 FR at 35219.

<sup>8</sup> See *Multilayered Wood Flooring from the People's Republic of China: Final Results of Antidumping Duty Administrative Review; 2011-2012*, 79 FR 26712 (May 9, 2014); unchanged in *Multilayered Wood Flooring from the People's Republic of China: Amended Final Results of Antidumping Duty Review; 2011-2012*, 79 FR 35314 (June 20, 2014).

<sup>9</sup> See *Changzhou Hawd Flooring Co., et al. v. United States*, Ct. No. 12-20, Dkt. No. 199 (Ct. Int'l Trade Aug. 15 2018).

<sup>10</sup> See *Timken Co. v. United States*, 893 F.2d 337 (Fed. Cir. 1990) (*Timken*).

<sup>11</sup> See *Diamond Sawblades Mfrs. Coalition v. United States*, 626 F.3d 1374 (Fed. Cir. 2010).

3, 2018, final judgment ordering the exclusion of Double F Limited constitutes a final decision of that court that is not in harmony with the *Second Amended Final Determination*. This notice is published in fulfillment of the publication requirements of *Timken*.

**Amendment to Third Amended Final Determination**

Pursuant to the CIT's August 15, 2018, order, we are amending the *Notice of Court Decision and Notice of Third Amended Final Determination* to exclude Double F Limited from the AD order. Section 735(c)(2)(A)-(B) of the Act instructs Commerce to terminate suspension of liquidation and to release any bond or other security, and refund any cash deposit, in the event of a negative determination. Here, suspension of liquidation must continue during the pendency of the appeals process (in accordance with *Timken* and as discussed above), and, therefore, we will continue to instruct U.S. Customs and Border Protection (CBP) at this time to (A) continue suspension at a cash deposit rate of zero percent until instructed otherwise; and (B) release any bond or other security, and refund any cash deposit made pursuant to the order by Double F Limited. In the event that the CIT's ruling is not appealed, or appealed and upheld by the CAFC, Commerce will instruct CBP to terminate the suspension of liquidation and to liquidate those unliquidated entries of subject merchandise without regard to antidumping duties.

This notice is issued and published in accordance with sections 516A(e)(1), 735, and 777(i)(1) of the Act.

Dated: August 24, 2018.

**Gary Taverman,**

*Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, performing the non-exclusive functions and duties of the Assistant Secretary for Enforcement and Compliance.*

[FR Doc. 2018-18725 Filed 8-28-18; 8:45 am]

**BILLING CODE 3510-DS-P**

**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**Science Advisory Board; Solicitation for Members of the NOAA Science Advisory Board**

**AGENCY:** National Oceanic and Atmospheric Administration (NOAA), Office of Oceanic and Atmospheric Research (OAR), Department of Commerce (DOC).

**ACTION:** Notice of solicitation for members of the NOAA Science Advisory Board.

**SUMMARY:** NOAA is soliciting nominations for members of the NOAA Science Advisory Board (SAB). The SAB is the only Federal Advisory Committee with the responsibility to advise the Under Secretary of Commerce for Oceans, Atmosphere, and NOAA Administrator on long- and short-range strategies for research, education, and application of science to resource management and environmental assessment and prediction. The SAB consists of approximately fifteen members reflecting the full breadth of NOAA's areas of responsibility and assists NOAA in maintaining a complete and accurate understanding of scientific issues critical to the agency's missions.

**DATES:** Nominations should be sent to the web address specified below and must be received by October 15, 2018.

**ADDRESSES:** Applications should be submitted electronically to [noaa.sab.newmembers@noaa.gov](mailto:noaa.sab.newmembers@noaa.gov).

**FOR FURTHER INFORMATION CONTACT:** Dr. Cynthia Decker, Executive Director, Science Advisory Board, NOAA, Rm. 11230, 1315 East-West Highway, Silver Spring, Maryland 20910. (Phone: 301-734-1156, Fax: 301-713-1459, Email: [Cynthia.Decker@noaa.gov](mailto:Cynthia.Decker@noaa.gov)); or visit the NOAA SAB website at <http://www.sab.noaa.gov>.

**SUPPLEMENTARY INFORMATION:** At this time, individuals are sought with expertise in cloud computing, artificial intelligence and data management; weather modeling and data assimilation; remote/autonomous sensing technology; ocean exploration science and technology; and 'omics science. Individuals with expertise in other NOAA mission areas are also welcome to apply.

*Composition and Points of View:* The Board will consist of approximately fifteen members, including a Chair, designated by the Under Secretary in accordance with FACA requirements.

Members will be appointed for three-year terms, renewable once, and serve at the discretion of the Under Secretary. If a member resigns before the end of his or her first term, the vacancy appointment shall be for the remainder of the unexpired term, and shall be renewable twice if the unexpired term is less than one year. Members will be appointed as special government employees (SGEs) and will be subject to the ethical standards applicable to SGEs. Members are reimbursed for actual and reasonable travel and per

diem expenses incurred in performing such duties but will not be reimbursed for their time. As a Federal Advisory Committee, the Board's membership is required to be balanced in terms of viewpoints represented and the functions to be performed as well as the interests of geographic regions of the country and the diverse sectors of U.S. society.

The SAB meets in person three times each year, exclusive of teleconferences or subcommittee, task force, and working group meetings. Board members must be willing to serve as liaisons to SAB working groups and/or participate in periodic reviews of the NOAA Cooperative Institutes and overarching reviews of NOAA's research enterprise.

*Nominations:* Interested persons may nominate themselves or third parties.

*Applications:* An application is required to be considered for Board membership, regardless of whether a person is nominated by a third party or self-nominated. The application package must include: (1) The nominee's full name, title, institutional affiliation, and contact information; (2) the nominee's area(s) of expertise; (3) a short description of his/her qualifications relative to the kinds of advice being solicited by NOAA in this Notice; and (4) a current resume (maximum length four [4] pages).

Dated: August 23, 2018.

**David Holst,**

*Chief Financial Officer/Administrative Officer, Office of Oceanic and Atmospheric Research, National Oceanic and Atmospheric Administration.*

[FR Doc. 2018-18663 Filed 8-28-18; 8:45 am]

**BILLING CODE 3510-KD-P**

## DEPARTMENT OF COMMERCE

### United States Patent and Trademark Office

[Docket No. PTO-C-2018-0049]

#### Performance Review Board (PRB)

**AGENCY:** United States Patent and Trademark Office, Commerce.

**ACTION:** Notice.

**SUMMARY:** In conformance with the Civil Service Reform Act of 1978, the United States Patent and Trademark Office announces the appointment of persons to serve as members of its Performance Review Board.

**ADDRESSES:** Director, Human Capital Management, Office of Human Resources, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450.

**FOR FURTHER INFORMATION CONTACT:** Anne T. Mendez at (571) 272-6173.

**SUPPLEMENTARY INFORMATION:** The membership of the United States Patent and Trademark Office Performance Review Board is as follows:

Anthony P. Scardino, Chair, Acting Deputy Under Secretary of Commerce for Intellectual Property and Acting Deputy Director of the United States Patent and Trademark Office

Frederick W. Steckler, Vice Chair, Chief Administrative Officer, United States Patent and Trademark Office

Andrew H. Hirshfeld, Commissioner for Patents, United States Patent and Trademark Office

Mary Boney Denison, Commissioner for Trademarks, United States Patent and Trademark Office

Sean M. Mildrew, Acting Chief Financial Officer, United States Patent and Trademark Office

David Chiles, Acting Chief Information Officer, United States Patent and Trademark Office

Sarah T. Harris, General Counsel, United States Patent and Trademark Office

Shira Perlmutter, Chief Policy Officer and Director for International Affairs, United States Patent and Trademark Office

#### Alternates

Meryl L. Hershkowitz, Deputy Commissioner for Trademark Operations, United States Patent and Trademark Office

Andrew I. Faile, Deputy Commissioner for Patent Operations, United States Patent and Trademark Office

Dated: August 21, 2018.

**Andrei Iancu,**

*Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office.*

[FR Doc. 2018-18703 Filed 8-28-18; 8:45 am]

**BILLING CODE 3510-18-P**

## COMMODITY FUTURES TRADING COMMISSION

### Agency Information Collection Activities Under OMB Review

**AGENCY:** Commodity Futures Trading Commission.

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act of 1995 ("PRA"), this notice announces that the Information Collection Request ("ICR") abstracted below has been forwarded to the Office of Management and Budget ("OMB") for review and comment. The