

Whereas, the Foreign–Trade Zones Act provides for "...the establishment... of foreign–trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes," and authorizes the Foreign–Trade Zones Board to grant to qualified corporations the privilege of establishing foreign–trade zones in or adjacent to U.S. Customs and Border Protection ports of entry;

Whereas, the Board's regulations (15 CFR Part 400) provide for the establishment of special–purpose subzones when existing zone facilities cannot serve the specific use involved, and when the activity results in a significant public benefit and is in the public interest;

Whereas, the FTZ Corp of Southern Pennsylvania, grantee of Foreign–Trade Zone 147, has made application to the Board for authority to establish a special–purpose subzone for the manufacture of aerospace, industrial and R/F connectors at the facility of Souriau USA, located in York, Pennsylvania (FTZ Docket 33–2007, filed 8–3–07);

Whereas, notice inviting public comment was given in the **Federal Register** (72 FR 45221, 8/13/07); and,

Whereas, the Board adopts the findings and recommendations of the examiner's report, and finds that the requirements of the FTZ Act and the Board's regulations are satisfied, and that approval of the application is in the public interest;

Now, therefore, the Board hereby grants authority for subzone status for activity related to aerospace, industrial and R/F connector manufacturing at the facility of Souriau USA, located in York, Pennsylvania (Subzone 147B), as described in the application and **Federal Register** notice, and subject to the FTZ Act and the Board's regulations, including Section 400.28.

Signed at Washington, DC, this 28th day of April 2008.

**David M. Spooner,**

*Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign–Trade Zones Board.*

Attest:

**Andrew McGilvray,**

*Executive Secretary.*

[FR Doc. E8–9983 Filed 5–5–08; 8:45 am]

**BILLING CODE 3510–DS–S**

## DEPARTMENT OF COMMERCE

### International Trade Administration

#### U.S. Travel and Tourism Advisory Board: Meeting of the U.S. Travel and Tourism Advisory Board

**AGENCY:** International Trade Administration, U.S. Department of Commerce.

**ACTION:** Notice of an open meeting.

**SUMMARY:** The U.S. Travel and Tourism Advisory Board (Board) will hold a meeting to discuss topics related to the travel and tourism industry. The Board was re-chartered on September 21, 2007, to advise the Secretary of Commerce on matters relating to the travel and tourism industry.

**DATES:** May 20, 2008.

*Time:* 10 a.m. EST.

**ADDRESSES:** Department of Commerce, 1401 Constitution Avenue, NW., Room 4830, Washington, DC, 20230. Because of building security, all non-government attendees must pre-register. This program will be physically accessible to people with disabilities. Seating is limited and will be on a first come, first served basis. Requests for sign language interpretation, other auxiliary aids, or pre-registration, should be submitted no later than May 13, 2008, to Kate Worthington, U.S. Travel and Tourism Advisory Board, Room 4043, 1401 Constitution Avenue, NW., Washington, DC, 20230, telephone 202–482–4501, *Kate.Worthington@mail.doc.gov*.

**FOR FURTHER INFORMATION CONTACT:** Kate Worthington, U.S. Travel and Tourism Advisory Board, Room 4043, 1401 Constitution Avenue, NW., Washington, DC, 20230, telephone: 202–482–4501, e-mail: *Kate.Worthington@mail.doc.gov*.

Dated: April 30, 2008.

**Kate Worthington,**

*Executive Secretary, U.S. Travel and Tourism Advisory Board.*

[FR Doc. 08–1212 Filed 4–30–08; 3:40 pm]

**BILLING CODE 3510–DR–P**

## DEPARTMENT OF COMMERCE

### International Trade Administration

**A–557–813**

#### Polyethylene Retail Carrier Bags from Malaysia: Notice of Partial Rescission of the Administrative Review and Intent to Rescind the Administrative Review

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

**SUMMARY:** In response to requests by interested parties, the Department of Commerce (Department) initiated an administrative review of the antidumping duty order on polyethylene retail carrier bags (PRCBs) from Malaysia with respect to three producers/exporters of the subject merchandise. The period of review (POR) is August 1, 2006, through July 31, 2007.

The Department is rescinding this administrative review in part with respect to one company. In addition, the Department has preliminarily determined that there were no entries of subject merchandise from the two remaining companies during the POR to review and, therefore, intends to rescind the administrative review in its entirety. Interested parties are invited to comment on this intent to rescind the administrative review.

**EFFECTIVE DATE:** May 6, 2008.

**FOR FURTHER INFORMATION:** Lyn Johnson or Richard Rimlinger, AD/CVD Operations, Office 5, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482–5287 and (202) 482–4477, respectively.

**SUPPLEMENTARY INFORMATION:**

#### Background

On August 2, 2007, the Department published a notice of opportunity to request an administrative review of PRCBs from Malaysia for the period August 1, 2006, through July 31, 2007. See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity to Request Administrative Review*, 72 FR 42383 (August 2, 2007). On August 31, 2007, interested parties requested an administrative review in accordance with 19 CFR 351.213(b)(1). The review requests were as follows: (1) The Polyethylene Retail Carrier Bag Committee and its individual members, Hilex Poly Co., LLC and Superbag Corporation (Petitioners) requested a review of Euro Plastics Malaysia Sdn. Bhd. and its affiliate Eplastics Procurement Center Sdn. Bhd. (Euro Plastics); (2) Zhin Hin Plastic Manufacturer Sdn. Bhd. (also known as Chin Hin Plastic Manufacture) (Zhin Hin) requested a review of itself; (3) King Pac Industrial Co., Ltd. (King Pac) requested a review of itself. On September 25, 2007, the Department initiated administrative reviews of Euro Plastics, Zhin Hin, and King Pac. See *Initiation of Antidumping and Countervailing Duty Administrative*

*Reviews and Requests for Revocation in Part*, 72 FR 54428 (September 25, 2007).

### Scope of the Order

The merchandise subject to this antidumping duty order is PRCBs which may be referred to as t-shirt sacks, merchandise bags, grocery bags, or checkout bags. The subject merchandise is defined as non-sealable sacks and bags with handles (including drawstrings), without zippers or integral extruded closures, with or without gussets, with or without printing, of polyethylene film having a thickness no greater than 0.035 inch (0.889 mm) and no less than 0.00035 inch (0.00889 mm), and with no length or width shorter than 6 inches (15.24 cm) or longer than 40 inches (101.6 cm). The depth of the bag may be shorter than 6 inches (15.24 cm) but not longer than 40 inches (101.6 cm).

PRCBs are typically provided without any consumer packaging and free of charge by retail establishments, e.g., grocery, drug, convenience, department, specialty retail, discount stores, and restaurants, to their customers to package and carry their purchased products. The scope of the order excludes (1) polyethylene bags that are not printed with logos or store names and that are closeable with drawstrings made of polyethylene film and (2) polyethylene bags that are packed in consumer packaging with printing that refers to specific end-uses other than packaging and carrying merchandise from retail establishments, e.g., garbage bags, lawn bags, trash-can liners.

Imports of the subject merchandise are currently classifiable under statistical category 3923.21.0085 of the Harmonized Tariff Schedule of the United States (HTSUS). Furthermore, although the HTSUS subheading is provided for convenience and customs purposes, the written description of the scope of this order is dispositive.

### Rescission in Part

On October 4, 2007, we received a timely withdrawal of the request for review of King Pac. King Pac informed us that its request was intended for the order on PRCBs from Thailand instead of Malaysia. In accordance with 19 CFR 351.213(d)(1), the Department will rescind an administrative review "if a party that requested the review withdraws the request within 90 days of the date of publication of notice of initiation of the requested review." Therefore, because King Pac withdrew its request within the 90-day time limit and there were no other requests to review King Pac, we are rescinding the review in part with respect to King Pac.

### Intent to Rescind

On October 22, 2007, in response to the Department's quantity and value questionnaire, Euro Plastics reported that it did not ship to the United States during the POR. We examined U.S. Customs and Border Protection (CBP) data and did not find entries of subject merchandise from Euro Plastics during the POR. See the April 25, 2008, memorandum to The File entitled "Polyethylene Retail Carrier Bags from Malaysia - Customs Data for Entries during the period August 1, 2006, through July 31, 2007."

On October 22, 2007, in response to the Department's quantity and value questionnaire, Zhin Hin reported that it had shipments to the United States during the POR. Accordingly, we issued an antidumping duty questionnaire to Zhin Hin on November 26, 2007. On November 29, 2007, Zhin Hin provided CBP documentation to support its claim that it had shipments to the United States during the POR. Upon reviewing the CBP documentation provided in Zhin Hin's November 29, 2007, letter and January 9, 2008, questionnaire response, we found that Zhin Hin relied on the "import date," which fell within the POR, as the relevant date to support its request for review. It is the Department's practice, however, to consider the "entry date" as the determinative date for purposes of whether an entry falls within a POR. In this case, we found that the CBP documentation which Zhin Hin submitted also showed an "entry summary date" which fell outside of the POR. We examined additional CBP data and tied the entry from the CBP documentation Zhin Hin submitted to the additional CBP data by the entry number. The additional CBP data showed that this entry had an "entry date" which occurred outside the POR. Based on this information, we concluded that there were no entries of subject merchandise from Zhin Hin during the POR. *Id.*

Section 751(a)(2) of the Tariff Act of 1930, as amended (the Act), instructs the Department that, when conducting an administrative review, it is to determine the dumping margin for entries during the relevant period. Further, according to 19 CFR 351.213(d)(3), the Department may rescind an administrative review in whole or only with respect to a particular exporter or producer if it concludes that, during the POR, there were no entries, exports, or sales of the subject merchandise, as the case may be. The Department has interpreted the statutory and regulatory language as

requiring "that there be entries during the period of review upon which to assess antidumping duties." See *Granular Polytetrafluoroethylene Resin from Japan: Notice of Rescission of Antidumping Duty Administrative Review*, 70 FR 44088 (August 1, 2005). In *Allegheny Ludlum Corp. v. United States*, 346 F.3d 1368, 1372 (CAFC 2003), the Court of Appeals for the Federal Circuit upheld the Department's practice of rescinding annual reviews when there are no entries of subject merchandise during the POR. See also *Stainless Steel Plate in Coils from Taiwan: Final Rescission of Antidumping Duty Administrative Review*, 68 FR 63067, 63068 (November 7, 2003) (stating that "the Department's interpretation of its statute and regulations, as affirmed by the Court of Appeals for the Federal Circuit, supports not conducting an administrative review when the evidence on the record indicates that respondents had no entries of subject merchandise during the POR").

As explained above, we did not find entries of subject merchandise from Euro Plastics or Zhin Hin during the POR. Because we preliminarily find that Euro Plastics and Zhin Hin had no entries of subject merchandise during the POR and these are the only remaining companies in this review, we intend to rescind the administrative review in its entirety. If we continue to find that there were no entries of subject merchandise from these companies after consideration of comments from interested parties, we will rescind the entire administrative review of PRCBs from Malaysia in accordance with 19 CFR 351.213(d)(3).

### Public Comment

Any interested party may request a hearing within 30 days of the publication of this notice in the **Federal Register** in accordance with 19 CFR 351.310. If a hearing is requested, the Department will notify interested parties of the hearing schedule.

Interested parties are invited to comment on the intent to rescind the administrative review. The Department will consider case briefs filed by interested parties within 30 days after the date of publication of this notice in the **Federal Register**. Interested parties may file rebuttal briefs, limited to issues raised in the case briefs. The Department will consider rebuttal briefs filed not later than five days after the time limit for filing case briefs. Parties who submit arguments are requested to submit with each argument a statement of the issue, a brief summary of the argument, and a table of authorities

cited. Further, we request that parties submitting written comments provide the Department with a diskette containing an electronic copy of the public version of such comments. See, generally, 19 CFR 351.309(c) and (d).

This rescission in part and intent to rescind the administrative review are issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Act.

Dated: April 30, 2008.

**Stephen J. Claeys,**

*Deputy Assistant Secretary for Import Administration.*

[FR Doc. E8-9992 Filed 5-5-08; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

A-570-898

#### Chlorinated Isocyanurates from the People's Republic of China: Preliminary Results of Antidumping Duty Administrative Review

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

**SUMMARY:** In response to requests from interested parties, the Department of Commerce ("the Department") is conducting an administrative review of the antidumping duty order on chlorinated isocyanurates ("chlorinated isos") from the People's Republic of China ("PRC"). The period of review ("POR") for this administrative review is June 1, 2006, through May 31, 2007. This administrative review covers two producers/exporters of the subject merchandise.

We preliminarily determine that both respondents in this administrative review made sales in the United States at prices below normal value ("NV"). If these preliminary results are adopted in our final results of review, we will instruct U.S. Customs and Border Protection ("CBP") to assess antidumping duties on entries of subject merchandise during the POR for which the importer-specific assessment rates are above *de minimis*.

We invite interested parties to comment on these preliminary results. Parties who submit comments are requested to submit with each argument a statement of the issue and a brief summary of the argument. We intend to issue the final results of this review no later than 120 days from the date of publication of this notice, pursuant to section 751(a)(3)(A) of the Tariff Act of 1930, as amended ("the Act").

**EFFECTIVE DATE:** May 6, 2008.

**FOR FURTHER INFORMATION CONTACT:**

Jennifer Moats or Charles Riggle, AD/CVD Operations, Office 8, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-5047 or (202) 482-0650, respectively.

**SUPPLEMENTARY INFORMATION:**

**Background**

On June 24, 2005, the Department published in the **Federal Register** the antidumping duty order on chlorinated isos from the PRC.<sup>1</sup> On June 1, 2007, the Department published a notice of opportunity to request an administrative review of the antidumping duty order on chlorinated isos from the PRC for the period June 1, 2006, through May 31, 2007.<sup>2</sup> On June 28, 2007, in accordance with 19 CFR 351.213(b)(2), Nanning Chemical Industry Co. Ltd. ("Nanning"), a foreign producer/exporter of subject merchandise, requested that the Department review its sale(s) of subject merchandise. On June 29, 2007, in accordance with 19 CFR 351.213(b)(2), Hebei Jiheng Chemical Company Ltd. ("Jiheng"), a foreign producer/exporter of subject merchandise, requested that the Department review its sales of subject merchandise. On July 2, 2007, Clearon Corporation ("Clearon") and Occidental Chemical Corporation ("OxyChem"), petitioners in the underlying investigation, and BioLab, Inc. ("BioLab"), a domestic producer of the like product, requested that the Department conduct an administrative review of Jiheng's sales and entries during the POR.

On July 26, 2007, the Department initiated the second administrative review of the antidumping duty order on chlorinated isos from the PRC.<sup>3</sup> On August 10, 2007, the Department issued its antidumping duty questionnaire to Jiheng and Nanning. On September 7, 2007, the Department requested that the Office of Policy provide a list of surrogate countries for this review.<sup>4</sup> On

September 17, 2007, the Office of Policy issued its list of surrogate countries.<sup>5</sup>

On September 25, 2007, the Department issued a letter to interested parties seeking comments on surrogate country selection and surrogate values. On October 10, 2007, Jiheng submitted comments regarding the selection of a surrogate country. On October 22, 2007, Clearon and OxyChem ("Petitioners") submitted rebuttal comments regarding surrogate country selection. On November 2, 2007, Jiheng and Nanning submitted publicly available information to value the factors of production ("FOP"). On November 13, 2007, Petitioners submitted rebuttal surrogate value comments. On February 13, 2008, Jiheng submitted rebuttal comments to Petitioners' surrogate value comments. On April 9, 2008, Jiheng submitted additional surrogate value information on electricity.

On September 7, 2007, Nanning submitted its section A questionnaire response ("Nanning AQR"). On September 10, 2007, Jiheng submitted its section A questionnaire response ("Jiheng AQR"). On October 2, 2007, Jiheng submitted its sections C and D questionnaire responses ("Jiheng CQR and Jiheng DQR", respectively). On October 4, 2007, Nanning submitted its sections C and D questionnaire responses ("Nanning CQR and Nanning DQR", respectively). On November 8, 2007, Petitioners submitted comments on Nanning's AQR, CQR, and DQR. On November 28, 2007, the Department issued supplemental questionnaires to Jiheng and Nanning. On December 20, 2007, Jiheng and Nanning submitted their supplemental questionnaire responses ("Jiheng 1<sup>st</sup> SQR and Nanning 1<sup>st</sup> SQR", respectively).

On January 9, 2008, Department met with counsel for Jiheng to explain some concerns regarding Jiheng's FOP reporting methodology and claimed by products and to introduce questions that would be included in a second supplemental questionnaire issued to Jiheng. See January 17, 2008 Memorandum to The File regarding Meeting with Counsel of Hebei Jiheng Chemical Company, Ltd. On January 15, 2008, the Department issued a second supplemental questionnaire to Jiheng. On January 24, 2008, Petitioners submitted comments on Nanning's 1<sup>st</sup> SQR. On February 12, 2008, the Department issued a second supplemental questionnaire to Nanning. On February 20, 2008, Jiheng submitted

<sup>1</sup> See *Notice of Antidumping Duty Order: Chlorinated Isocyanurates From the People's Republic of China*, 70 FR 36561 (June 24, 2005).

<sup>2</sup> See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity to Request Administrative Review*, 72 FR 30542 (June 1, 2007).

<sup>3</sup> See *Initiation of Antidumping and Countervailing Duty Administrative Reviews and Request for Revocation in Part*, 72 FR 41057 (July 26, 2007) ("Initiation Notice").

<sup>4</sup> See Memorandum regarding "Request for Surrogate-Country Selection: 2006-2007 Administrative Review of the Antidumping Duty Order on Chlorinated Isocyanurates from the People's Republic of China" (September 7, 2007).

<sup>5</sup> See the Memorandum regarding "Antidumping Duty Administrative Review of Chlorinated Isocyanurates from the People's Republic of China: Request for a List of Surrogate Countries" (September 17, 2007) ("Surrogate Country List").