

enriched or fortified or containing milk or other optional ingredients such as chopped vegetables, vegetable purees, milk, gluten, diastases, vitamins, coloring and flavorings, and up to two percent egg white. The pasta covered by this scope is typically sold in the retail market, in fiberboard or cardboard cartons, or polyethylene or polypropylene bags of varying dimensions.

Excluded from the scope of this review are refrigerated, frozen, or canned pastas, as well as all forms of egg pasta, with the exception of non-egg dry pasta containing up to two percent egg white.

The merchandise subject to review is currently classifiable under item 1902.19.20 of the *Harmonized Tariff Schedule of the United States (HTSUS)*. Although the *HTSUS* subheading is provided for convenience and Customs purposes, the written description of the merchandise subject to the order is dispositive.

#### Scope Rulings

The Department has issued the following scope ruling to date: (1) On October 26, 1998, the Department self-initiated a scope inquiry to determine whether a package weighing over five pounds as a result of allowable industry tolerances is within the scope of the antidumping and countervailing duty orders. On May 24, 1999, we issued a final scope ruling finding that, effective October 26, 1998, pasta in packages weighing or labeled up to (and including) five pounds four ounces is within the scope of the antidumping and countervailing duty orders. See *Memorandum from John Brinkmann to Richard Moreland*, dated May 24, 1999, in the case file in the Central Records Unit, main Commerce building, room B-099 ("CRU").

#### Rescission of Administrative Review

The Department's regulations, at 19 CFR 351.213(d)(1), provide that the Department will rescind an administrative review if the party that requested a review withdraws the request within 90 days of the date of publication of the notice of initiation of the requested review. Gidasa withdrew its request for an administrative review on November 3, 2003, which is within the 90-day deadline. No other party requested a review of Gidasa's sales. Therefore, the Department is rescinding this administrative review.

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 or 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.

This notice is issued and published in accordance with 19 CFR 351.213(d)(4).

Dated: November 17, 2003.

**Jeffrey May,**

*Deputy Assistant Secretary for Import Administration.*

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**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### International Trade Administration

#### Export Trade Certificate of Review

**ACTION:** Notice of Issuance of an Export Trade Certificate of Review, Application No. 03-00005.

**SUMMARY:** The Department of Commerce has issued an Export Trade Certificate of Review to American Commodity Company, LLC ("ACC"). This notice summarizes the conduct for which certification has been granted.

**FOR FURTHER INFORMATION CONTACT:** Jeffrey C. Anspacher, Director, Office of Export Trading Company Affairs, International Trade Administration, by telephone at (202) 482-5131 (this is not a toll-free number), or by e-mail at [oetca@ita.doc.gov](mailto:oetca@ita.doc.gov).

**SUPPLEMENTARY INFORMATION:** Title III of the Export Trading Company Act of 1982 (15 U.S.C. 4001-21) authorizes the Secretary of Commerce to issue Export Trade Certificates of Review. The regulations implementing Title III are found at 15 CFR part 325 (2003).

The Office of Export Trading Company Affairs ("OETCA") is issuing this notice pursuant to 15 CFR 325.6(b), which requires the Department of Commerce to publish a summary of the Certification in the **Federal Register**. Under section 305 (a) of the Act and 15 CFR 325.11(a), any person aggrieved by the Secretary's determination may, within 30 days of the date of this notice, bring an action in any appropriate district court of the United States to set aside the determination on the ground that the determination is erroneous.

#### Description of Certified Conduct

##### *Export Trade*

##### 1. Products

U.S. rice and rice products including: rough rice, brown rice, milled,

undermilled or unpolished rice, coated rice, oiled rice, enriched rice, rice bran, rice polish, head rice, broken rice, secondhead rice, brewers rice, screenings, rice flour, and rice hulls.

##### 2. Technology Rights

Technology Rights, including, but not limited to: patents, trademarks, service marks, copyrights, trade secrets and know-how that relate to the Products.

##### 3. Export Trade Facilitation Services (as they relate to the Export of Products and Technology Rights)

Export Trade Facilitation Services, including, but not limited to: arranging and coordinating delivery of Product to port of export, arranging for inland and/or ocean transportation, allocating Product to vessel; arranging for storage space at port; arranging for warehousing, stevedoring, wharfage, handling, inspection, fumigation, quality control, financing, freight forwarding, insurance and documentation; reviewing letters of credit; invoicing foreign buyer; collecting payment; and arranging for payment of applicable brokerage fees and commissions.

##### *Export Markets*

The Export Markets include all parts of the world except the United States (the fifty states of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, American Samoa, Guam, the Commonwealth of the Northern Mariana Islands, and the Trust Territory of the Pacific Islands).

##### *Export Trade Activities and Methods of Operation*

With respect to the sale of Products, licensing of Technology Rights, and provisions of the Export Trade Facilitation Services, under its proposed Export Trade Certificate of Review, the American Commodity Company, LLC may:

(a) Receive information on an individual basis from individual Suppliers regarding Product available for export and delivery schedules for the purpose of determining the availability of Products for purchase and export;

(b) Solicit offers from Suppliers to sell Product to ACC for a specific export opportunity;

(c) Obtain agreements from Suppliers to offer/sell Product through the certified activities of ACC;

(d) Establish prices, quantities and terms for sales of Product in export markets;

(e) Solicit orders from potential foreign distributors and purchasers of Product for delivery to export markets;

(f) Submit offers to potential distributors and purchasers for sale of Product for delivery to export markets;

(g) Negotiate and enter into agreements for sale of Product in export markets;

(h) Enter into agreements to purchase Product from one or more Suppliers by which Suppliers may agree to sell exclusively to ACC for delivery in a particular export market or markets. ACC may agree to purchase exclusively from particular Supplier(s) for resale of Product in a particular export market or markets;

(i) Enter into agreements with one or more Export Trade Intermediaries or purchasers for their purchase of Product by which ACC may agree to deal exclusively with a given customer in the export market and/or that customer may agree to deal exclusively with ACC. Additionally, that customer may agree not to purchase from ACC's competitors unless authorized by the ACC to do so;

(j) Allocate sales of Product and/or distribute export orders among Suppliers on any basis ACC deems appropriate;

(k) Act as broker and/or operate as sub-contractor to suppliers and possibly take title to Product;

(l) Utilize applicable export assistance and incentive programs which are available to ACC within the government and trade sectors;

(m) Provide and/or arrange for the provision of Export Trade Facilitation Services;

(n) Use its discretion, in good faith, to sell Product, quote prices for Product, provide information regarding Product, or to market or sell Product to any distributors or purchasers of its choosing in export markets or in any countries or geographic areas in export markets; and

(o) Meet with Suppliers, Export Trade Intermediaries, or trade associations periodically to discuss matters specific to exporting Product (not related to price and supply arrangements between applicant and the individual suppliers) such as relevant facts concerning export markets (e.g. demand conditions, transportation costs and prices), or the possibility of joint marketing, selling or bidding arrangements in the export markets.

#### Definition

"Export Trade Intermediary" means a person who acts as distributor, sales representative, sales or marketing agent, or broker, or who performs similar functions including or arranging for the

provision of Export Trade Facilitation Services.

"Supplier" means a person who produces, provides or sells a Product.

#### Terms and Conditions of Certificate

1. In engaging in Export Trade Activities and Methods of Operation, ACC shall not intentionally disclose, directly or indirectly, to any Supplier any information regarding its or any other Supplier's costs, production, capacity, inventories, domestic prices, domestic sales, domestic customers, or U.S. business plans, strategies, or methods, unless such information is already generally available to the trade or public.

2. ACC will comply with requests made by the Secretary of Commerce on behalf of the Secretary or the Attorney General for information or documents relevant to conduct under the Certificate. The Secretary of Commerce will request such information or documents when either the Attorney General or the Secretary of Commerce believes that the information or documents are required to determine that the Export Trade, Export Trade Activities and Methods of Operation of a person protected by this Certificate of Review continue to comply with the standards of section 303(a) of the Act.

A copy of this certificate will be kept in the International Trade Administration's Freedom of Information Records Inspection Facility Room 4102, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230.

Dated: November 19, 2003.

**Jeffrey C. Anspacher,**

*Director, Office of Export Trading, Company Affairs.*

[FR Doc. 03-29563 Filed 11-25-03; 8:45 am]

**BILLING CODE 3510-DR-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[Docket No. 030602141-3284-05; I.D. 061703A]

**RIN 0648-ZB55**

#### Availability of Grants Funds for Fiscal Year 2004

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

**ACTION:** Notice; extension of application deadline.

**SUMMARY:** The National Oceanic and Atmospheric Administration, National

Marine Fisheries Service publishes this notice to extend the solicitation period on a notice inviting the public to submit proposals for available funding for the Chesapeake Bay Fisheries Research Program, which funds projects that support research, monitoring, modeling and management addressing various aspects of Chesapeake Bay fisheries, published on Friday, October 17, 2003. NOAA extends the solicitation period by 11 days to provide the public more time to submit proposals. The new deadline for the receipt of proposals is December 12, 2003. All other requirements for this solicitation remain the same.

**DATES:** Applications must be received by 5 p.m. eastern daylight savings time on December 12, 2003. Originally, the application deadline was published on October 17, 2003 (68 FR 59778).

**ADDRESSES:** The address for submitting Proposals electronically is: <http://www.grants.gov/>. (Electronic submission is encouraged). Paper applications must be mailed to the following address: Derek M. Orner, NOAA Chesapeake Bay Office, 410 Severn Avenue, Suite 107A, Annapolis, MD 21403.

**FOR FURTHER INFORMATION CONTACT:** For further information, contact Derek M. Orner, NOAA Chesapeake Bay Office, 410 Severn Avenue, Suite 107A, Annapolis, MD 21403, or by phone at 410-267-5676, or fax to 410-267-5666, or via Internet at [derek.ornier@noaa.gov](mailto:derek.ornier@noaa.gov).

Dated: November 20, 2003.

**John Oliver,**

*Deputy Assistant Administrator for Operations, National Marine Fisheries Service.*

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**BILLING CODE 3510-12-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### Commercial Remote Sensing Advisory Committee Meeting

**ACTION:** Notice of public meeting.

**SUMMARY:** The Advisory Committee on Commercial Remote Sensing (ACCRES) will meet December 11, 2003.

*Date and Time:* The meeting is scheduled as follows:

December 11, 2003, 8:30 a.m.-5 p.m.

The first part of this meeting will be closed to the public. The public portion of the meeting will begin at 1 p.m.

**ADDRESSES:** The meeting will be held in Room 8331 of Silver Spring Metro