

February 1, 2003 through January 31, 2004.

**EFFECTIVE DATE:** October 29, 2004.

**FOR FURTHER INFORMATION CONTACT:** Alex Villanueva, AD/CVD Operations, Group III, Office 9, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington DC 20230; telephone: (202) 482-3208.

#### Time Limits

##### Statutory Time Limits

Section 751(a)(3)(A) of the Tariff Act of 1930, as amended ("the Act"), requires the Department of Commerce ("the Department") to make a preliminary determination within 245 days after the last day of the anniversary month of an order for which a review is requested and a final determination within 120 days after the date on which the preliminary determination is published. However, if it is not practicable to complete the review within these time periods, section 751(a)(3)(A) of the Act allows the Department to extend the time limit for the preliminary determination to a maximum of 365 days after the last day of the anniversary month.

##### Background

On March 26, 2004, the Department published a notice of initiation of a review of heavy forged hand tools ("HFHTs") from the PRC covering the period February 1, 2003 through January 31, 2004. See *Initiation of Antidumping and Countervailing Duty Administrative Reviews and Requests for Revocation in Part*, 69 FR 15788 (March 26, 2004).

##### Extension of Time Limit of Preliminary Results

Completion of the preliminary results of this review within the 245-day period is not practicable. This review covers three companies, and to conduct the sales and factor analyses for each requires the Department to gather and analyze a significant amount of information pertaining to each company's sales practices, manufacturing methods and corporate relationships. The Department is also extending the preliminary results because additional time is needed to determine whether the reporting methodology submitted by these respondents is appropriate. In addition, the Department is analyzing issues related to scope exclusions of certain products.

Therefore, given the number and complexity of issues in this case, and in accordance with section 751(a)(3)(A) of

the Act, we are extending the time period for issuing the preliminary results of review by 120 days until February 28, 2005. The final results continue to be due 120 days after the publication of the preliminary results.

Dated: October 25, 2004.

**Jeffrey A. May,**

*Deputy Assistant Secretary for Import Administration.*

[FR Doc. E4-2914 Filed 10-28-04; 8:45 am]

**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-533-809]

#### Stainless Steel Flanges from India: Extension of Time Limit for the Preliminary Results of Antidumping Duty Administrative Review

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

**ACTION:** Extension of Time Limit for the Preliminary Results of Antidumping Duty Administrative Review.

**SUMMARY:** The Department of Commerce (the Department) is extending the due date for the preliminary results of review of the antidumping duty order on stainless steel flanges from India from October 31, 2004, to February 28, 2005.

**EFFECTIVE DATE:** October 29, 2004.

**FOR FURTHER INFORMATION CONTACT:** Fred Baker or Robert James, AD/CVD Operations, Office 7, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone (202) 482-2924 or (202) 482-0649, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Background

On February 9, 1994, the Department published the antidumping duty order on stainless steel flanges from India. See *Amended Final Determination and Antidumping Duty Order; Certain Forged Stainless Steel Butt-Weld Flanges from India*, 59 FR 5994 (February 9, 1994). On February 27, 2004, Echjay Forgings and the Viraj Group, producers of the subject merchandise, requested reviews of their U.S. sales during the period February 1, 2003, through January 31, 2004. On March 26, 2004, the Department published a notice initiating the requested reviews. See *Initiation of Antidumping and Countervailing Duty*

*Administrative Reviews and Requests for Revocation in Part*, 69 FR 15788, (March 26, 2004).

#### Extension of Time Limit for Preliminary Results

The Tariff Act of 1930, as amended (the Act), at section 351(a)(3)(A), provides that the Department will issue the preliminary results of an administrative review of an antidumping duty order within 245 days after the last day of the anniversary month of the date of publication of the order. The Act provides further that if the Department determines that it is not practicable to complete the review within this time period, the Department may extend the 245-day period to 365 days.

The Department has determined that it is not practicable to complete the preliminary results by the current 245-day deadline of October 31, 2004. There are a number of discrepancies in the submitted data that require additional information and analysis. These discrepancies pertain, *inter alia*, to control numbers, customer categories, and claimed adjustments (e.g., duty drawback). We require additional time to analyze the questionnaire responses and issue supplemental questionnaires. Therefore, in accordance with section 751(a)(3)(A) of the Act, and 19 CFR 351.213(h)(2), the Department is extending the time limit for the preliminary results by 120 days to February 28, 2005.

This notice of postponement is in accordance with section 751(a)(3)(A) of the Act.

Dated: October 18, 2004.

**Jeffrey A. May,**

*Deputy Assistant Secretary for Import Administration.*

[FR Doc. E4-2915 Filed 10-28-04; 8:45 am]

**BILLING CODE 3510-DS-S**

## COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

### Denial of Commercial Availability Request under the Andean Trade Promotion and Drug Eradication Act (ATPDEA)

October 26, 2004.

**AGENCY:** The Committee for the Implementation of Textile Agreements (CITA).

**ACTION:** Denial of the request alleging that certain polyester monofilament yarn, for use in women's and children's apparel, cannot be supplied by the domestic industry in commercial

quantities in a timely manner under the AGOA.

**SUMMARY:** On August 23, 2004, the Chairman of CITA received a petition from Textiles Erre Emme Ltda. of Bogota, Colombia, alleging that certain polyester monofilament texturized, raw, white yarn, of denier 20D/F1, classified in subheading 5402.33.30 of the Harmonized Tariff Schedule of the United States (HTSUS), for use in women's and children's apparel, cannot be supplied by the domestic industry in commercial quantities in a timely manner, and requesting that such apparel made from such yarn be eligible for preferential treatment under the ATPDEA. Based on currently available information, CITA has determined that these subject yarns can be supplied by the domestic industry in commercial quantities in a timely manner and therefore denies the request.

**FOR FURTHER INFORMATION CONTACT:** Shikha Bhatnagar, International Trade Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, (202) 482-3400.

**SUPPLEMENTARY INFORMATION:**

**Authority:** Section 204 (b)(3)(B)(ii) of the ATPDEA, Presidential Proclamation 7616 of October 31, 2002, Executive Order 13277 of November 19, 2002, and the United States Trade Representative's Notice of Further Assignment of Functions of November 25, 2002.

**Background**

The ATPDEA provides for quota- and duty-free treatment for qualifying textile and apparel products. Such treatment is generally limited to products manufactured from yarns and fabrics formed in the United States or a beneficiary country. The ATPDEA also provides for quota- and duty-free treatment for apparel articles that are both cut (or knit-to-shape) and sewn or otherwise assembled in one or more ATPDEA beneficiary countries from fabric or yarn that is not formed in the United States or a beneficiary country, if it has been determined that such fabric or yarn cannot be supplied by the domestic industry in commercial quantities in a timely manner. Pursuant to Executive Order No. 13277 (67 FR 70305) and the United States Trade Representative's Notice of Redesignation of Authority and Further Assignment of Functions (67 FR 71606), the President's authority to determine whether yarns or fabrics cannot be supplied by the domestic industry in commercial quantities in a timely manner under the ATPDEA has been delegated to CITA.

On August 23, 2004, the Chairman of CITA received a petition from Textiles

Erre Emme Ltda of Bogota, Colombia, alleging that certain polyester monofilament texturized, raw, white yarn, of denier 20D/F1, classified in subheading 5402.33.30 of the Harmonized Tariff Schedule of the United States (HTSUS), for use in women's and children's apparel, cannot be supplied by the domestic industry in commercial quantities in a timely manner. The petitioner requested quota- and duty-free treatment under the ATPDEA for such apparel that are woven or knit in one or more ATPDEA beneficiary countries from such yarn.

On August 31, 2004, CITA solicited public comments regarding this request, particularly with respect to whether these yarns can be supplied by the domestic industry in commercial quantities in a timely manner. On September 16, 2004, CITA and USTR offered to hold consultations with the Senate Finance Committee and the House Ways and Means Committee. Neither Committee has requested consultations on this request. We also requested the advice of the U.S. International Trade Commission and the relevant Industry Trade Advisory Committees.

CITA has determined that certain polyester monofilament texturized, raw, white yarn, of denier 20D/F1, classified in subheading 5402.33.30 of the Harmonized Tariff Schedule of the United States (HTSUS), for use in women's and children's apparel can be supplied by the domestic industry in commercial quantities in a timely manner. Textiles Erre Emme Ltda.'s request is denied.

**D. Michael Hutchinson,**

*Acting Chairman, Committee for the Implementation of Textile Agreements.*

[FR Doc.E4-2913 Filed 10-28-04; 8:45 am]

**BILLING CODE 3510-DR-S**

**DEPARTMENT OF DEFENSE**

**Department of the Army**

**Performance Review Board Membership**

**AGENCY:** Department of the Army, DoD.

**ACTION:** Notice.

**SUMMARY:** Notice is given of the names of members of a Performance Review Board for the Department of the Army.  
**EFFECTIVE DATE:** October 22, 2004.

**FOR FURTHER INFORMATION CONTACT:** Marilyn Ervin, U.S. Army Senior Executive Service Office, Assistant Secretary of the Army, Manpower & Reserve Affairs, 111 Army, Washington, DC 20310-0111.

**SUPPLEMENTARY INFORMATION:** Section 4314(c)(1) through (5) of Title 5, U.S.C., requires each agency to establish, in accordance with regulations, one or more Senior Executive Service performance review boards. The boards shall review and evaluate the initial appraisal of senior executives' performance by supervisors and make recommendations to the appointing authority or rating official relative to the performance of these executives.

The members of the Performance Review Board for The Office of the Surgeon General are:

1. MG Joseph G. Webb, Jr., Deputy Surgeon General, Office of the Surgeon General.
2. Mr. John C. Metzler, Jr., Director of Cemetery Operations, Arlington National Cemetery, Military District of Washington.
3. Ms. Patricia A. Rivers, Chief, Environmental Division, Directorate of Military Programs, U.S. Army Corps of Engineers.

**Brenda S. Bowen,**

*Army Federal Register Liaison Officer.*

[FR Doc. 04-24196 Filed 10-28-04; 8:45 am]

**BILLING CODE 3710-08-M**

**DEPARTMENT OF ENERGY**

[Docket No. EA-122-B]

**Application to Export Electric Energy; Dynegy Power Marketing, Inc.**

**AGENCY:** Office of Fossil Energy, DOE.

**ACTION:** Notice of application.

**SUMMARY:** Dynegy Power Marketing, Inc. (DYPM) has applied to renew of its authority to transmit electric energy from the United States to Canada pursuant to section 202(e) of the Federal Power Act.

**DATES:** Comments, protests or requests to intervene must be submitted on or before November 15, 2004.

**ADDRESSES:** Comments, protests or requests to intervene should be addressed as follows: Office of Coal & Power Systems (FE-27), Office of Fossil Energy, U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585-0350 (FAX 202-287-5736).

**FOR FURTHER INFORMATION CONTACT:** Xavier Puslowski (Program Office) 202-586-4708 or Michael Skinker (Program Attorney) 202-586-6667.

**SUPPLEMENTARY INFORMATION:** Exports of electricity from the United States to a foreign country are regulated and require authorization under section 202(e) of the Federal Power Act (FPA) (16 U.S.C. § 824a(e)).