

Concerning Valles Andinos' objection to the petitioners' request to withdraw the review with respect to Valles Andinos, we note that Valles Andinos did not itself request an administrative review. Rather, the review was requested solely by the petitioners. Therefore, because the petitioners requested a review of Valles Andinos and subsequently withdrew that request in a timely fashion, we are rescinding the administrative review with respect to Valles Andinos, as indicated above.

The following companies remain respondents in this administrative review: Olmue, SANCO, Vital Berry, and Uren Chile.

#### Assessment

The Department will instruct U.S. Customs and Border Protection ("CBP") to assess antidumping duties on all appropriate entries. For those companies for which this review is rescinded, antidumping duties shall be assessed at rates equal to the cash deposit of estimated antidumping duties required at the time of entry, or withdrawal from warehouse, for consumption, in accordance with 19 CFR 351.212(c)(1)(I).

The Department will issue appropriate assessment instructions directly to the CBP within 15 days of publication of this notice.

#### Cash Deposit Rates

For the companies for which this review is rescinded, the cash deposit rate will continue to be 6.33 percent, the "all others" rate established in the less-than-fair-value investigation. *See Notice of Amended Final Determination of Sales at Less Than Fair Value: IQF Red Raspberries From Chile*, 67 FR 40270 (June 12, 2002).

These cash deposit requirements shall remain in effect until publication of the final results of the next administrative review.

#### Notification to Importers

This notice serves as a reminder to importers of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during this review period. Failure to comply with this requirement could result in the Secretary's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of doubled antidumping duties.

#### Notification Regarding APOs

This notice also serves as a reminder to parties subject to administrative protective orders ("APOs") of their

responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305, which continues to govern business proprietary information in this segment of the proceeding. Timely written notification of the return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and terms of an APO is a violation which is subject to sanction.

This notice is issued and published in accordance with section 777(i) of the Tariff Act of 1930, as amended and 19 CFR 351.213(d)(4).

Dated: January 9, 2004.

**James J. Jochum,**

*Assistant Secretary for Import Administration.*

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**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-601]

#### **Tapered Roller Bearings and Parts Thereof, Finished and Unfinished, From the People's Republic of China: Amended Final Results of Antidumping Administrative Review**

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

**ACTION:** Notice of final court decision and amended final results of administrative review.

**SUMMARY:** The United States Court of International Trade has affirmed the Department of Commerce's final remand results affecting the final weighted-average margins for the 1997-1998 administrative review of the antidumping duty order on tapered roller bearings and parts thereof, finished and unfinished, from the People's Republic of China. There was no appeal to the United States Court of Appeals for the Federal Circuit. As there is now a final and conclusive court decision in this case, we are amending the final results of review and we will instruct the U.S. Customs and Border Protection to liquidate entries subject to this review. The period of review is June 1, 1997, through May 31, 1998.

**EFFECTIVE DATE:** January 15, 2004.

**FOR FURTHER INFORMATION CONTACT:** S. Anthony Grasso or Andrew Smith, AD/CVD Enforcement Group I, Office 1, Import Administration, International Trade Administration, U.S. Department

of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-3853 or (202) 482-1276, respectively.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

On November 15, 1999, the Department of Commerce (the "Department") published the final results of administrative review of the antidumping duty order on tapered roller bearings and parts thereof, finished and unfinished ("TRB"), from the People's Republic of China covering the period June 1, 1997, through May 31, 1998. *See Tapered Roller Bearings and Parts Thereof, Finished and Unfinished, From the People's Republic of China; Final Results of 1997-1998 Antidumping Duty Administrative Review and Final Results of New Shipper Review*, 64 FR 61837 (November 15, 1999) ("Final Results").

Luoyang Bearing Factory and the Timken Company contested the Department's decision in the *Final Results*. In issuing its decision in this case, the United States Court of International Trade ("CIT") instructed the Department to exclude the category "consumption of traded goods" from the direct input costs used in the calculation of the surrogate overhead, profit, and SG&A ratios used in the Department's antidumping duty margin calculations.

The Department issued final results of redetermination pursuant to remand on December 30, 2002, and on July 14, 2003. The CIT affirmed the Department's final remand results and dismissed the case on October 27, 2003. *See Luoyang Bearing Factory v. United States*, Slip Op. 03-141 (CIT October 27, 2003). There was no appeal to the United States Court of Appeals for the Federal Circuit. As there is now a final and conclusive court decision in this action, we are amending our final results of review and we will instruct the U.S. Customs and Border Protection ("CBP") to liquidate entries subject to this review.

##### **Amendment to Final Results**

Pursuant to section 516A(e) of the Tariff Act of 1930, as amended (the "Act"), we are now amending the final results of administrative review of the antidumping duty order of TRBs from the People's Republic of China for the period of review June 1, 1997, through May 31, 1998. In the *Final Results*, we established antidumping duty margins for Luoyang Bearing Factory ("Luoyang") and Premier Bearing and Equipment, Ltd. ("Premier"). Accordingly, we are amending the

antidumping duty margins for Luoyang and Premier consistent with those final results of redetermination pursuant to remand.

The revised weighted-average dumping margins for Luoyang and Premier are as follows:

| Exporter/manufacture                     | Weighted-average margin percentage |
|--|------------------------------------|
| Luoyang Bearing Factory .....            | 5.15                               |
| Premier Bearing and Equipment, Ltd. .... | 24.55                              |

The Department will issue appraisal instructions directly to the CBP. The Department will instruct CBP to assess appropriate antidumping duties on the relevant entries of the subject merchandise covered by this review.

This notice is issued and published in accordance with section 751(a)(1) of the Act.

Dated: January 9, 2004.

**James J. Jochum,**

*Assistant Secretary for Import Administration.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 122203D]

#### Endangered and Threatened Species; Take of Anadromous Fish

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

**ACTION:** Receipt of an application for a scientific research/enhancement permit (1463); request for comment.

**SUMMARY:** Notice is hereby given that NMFS has received an application for a permit from Ted Sedell, U. S. Forest Service in Corvallis, OR (permit 1463). The permit would affect one Evolutionarily Significant Unit (ESU) of salmonids identified in the Supplementary Information section of this notice. This document serves to notify the public of the availability of the permit application for review and comment before a final approval or disapproval is made by NMFS.

**DATES:** Written comments must be received at the appropriate address or fax number (see **ADDRESSES**) no later than 5 p.m. Daylight Savings Time on February 17, 2004.

**ADDRESSES:** Written comments on the modification request should be sent to the Arcata Field Office, Protected Resources Division, NMFS, 1655 Heidon Road, Arcata, CA, 95521. Comments may also be sent via fax to 707 825 4840. Comments will not be accepted if submitted via e-mail or the Internet.

The permit application and related documents are available for review, by appointment at the Arcata Field Office, Protected Resources Division, NMFS, 1655 Heidon Road, Arcata, CA, 95521, (ph: 707-825-5180; fax: 707 825 4840).

#### FOR FURTHER INFORMATION CONTACT:

Karen Hans at 707-825-5180, or e-mail: [Karen.Hans@noaa.gov](mailto:Karen.Hans@noaa.gov).

#### SUPPLEMENTARY INFORMATION:

##### Authority

Issuance of permits and permit modifications, as required by the Endangered Species Act of 1973 (16 U.S.C. 1531 1543) (ESA), is based on a finding that such permits/modifications (1) Are applied for in good faith, (2) would not operate to the disadvantage of the listed species which are the subject of the permits, and (3) are consistent with the purposes and policies set forth in section 2 of the ESA. Authority to take listed species is subject to conditions set forth in the permits. Permits and permit modifications are issued in accordance with and are subject to the ESA and NMFS regulations governing listed fish and wildlife permits (50 CFR parts 222-226).

This notice is relevant to the following ESU:

Coho salmon (*Oncorhynchus kisutch*): threatened Southern Oregon/Northern California Coast (SONCC).

Individuals requesting a hearing on the application listed in this notice should set out in writing the specific reasons why a hearing on that application would be appropriate (see **ADDRESSES**). The holding of such a hearing is at the discretion of the Assistant Administrator for Fisheries, NOAA. All statements and opinions contained in the permit action summaries are those of the applicant and do not necessarily reflect the views of NMFS.

#### Permit Application Received

Ted Sedell, U.S. Forest Service, requests a permit for the take of 700 juvenile ESA-listed SONCC coho salmon associated with studies assessing presence and population abundances of fish and amphibian species in selected streams/rivers throughout northern California. The

study is part of a larger survey program designed to monitor land use actions on all federal lands covered by the Northwest Forest Plan (NWFP). The applicant proposes to use single pass electrofishing as the method of capture. Permit 1463 will expire December 31, 2006.

Dated: January 9, 2004.

**Phil Williams,**

*Chief, Endangered Species Division, Office of Protected Resources, National Marine Fisheries Service.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 122203E]

#### Endangered and Threatened Species; Take of Anadromous Fish

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

**ACTION:** Receipt of applications for scientific research/enhancement permits (1464 and 1467); request for comment.

**SUMMARY:** Notice is hereby given that NMFS has received permit applications from S.P. Cramer & Associates, Inc. (S.P. Cramer) in Chico, CA (1464), and A.P. Klimley in Davis, CA (1467). The permits would affect federally endangered Sacramento River winter-run Chinook salmon, threatened Central Valley spring-run Chinook salmon, and threatened Central Valley steelhead. This document serves to notify the public of the availability of the permit applications for review and comment before a final approval or disapproval is made by NMFS.

**DATES:** Written comments must be received at the appropriate address or fax number (see **ADDRESSES**) no later than 5 p.m. Pacific Standard Time on February 17, 2004.

Written comments on the permit applications should be sent to the Protected Resources Division, NMFS, 650 Capitol Mall, Suite 8-300, Sacramento, CA 95814. Comments may also be sent via fax to 916-930-3629. Comments will not be accepted if submitted via e-mail or the Internet. The applications and related documents are also available for review by appointment, for permits 1464 and 1467 at the aforementioned address.

#### FOR FURTHER INFORMATION CONTACT:

Rosalie del Rosario at 916-930-3614, or e-mail: [Rosalie.delRosario@noaa.gov](mailto:Rosalie.delRosario@noaa.gov).