

- Guangdong Gainwell Industrial Furniture Co., Ltd.
- Hainan Rulai Furniture Co., Ltd.
- Hong Kong Boliya Industry Development Co., Ltd.
- Hong Kong Jingbi Group
- Huizhou Jadom Furniture Co., Ltd., Jadom Furniture Co., Ltd.
- Hwangho New Century Furniture (Dongguan) Corp. Ltd., Trade Rich Furniture (Dongguan) Corp., Ltd.
- Kong Fong Furniture, Kong Fong Mao Iek Hong
- Kunshan Junsen Furniture Co., Ltd.
- Nanjing Jardine Enterprise Ltd.
- Nantong Dongfang Orient Furniture Co., Ltd.
- Nathan China Group
- Ningbo Fubang Furniture Industries Limited
- Ningbo Techniwood Furniture Industries Limited
- Ningbo Furniture Industries Company Limited
- Northeast Lumber Co., Ltd.
- Passwell Wood Corporation
- Putian Ou Dian Furniture Co., Ltd.
- Shanghai Season Industry & Commerce Co., Ltd.
- Sino Concord (Zhangzhou) Furniture Co., Ltd.
- Speedy International Ltd.
- Starcorp Furniture Co., Ltd., Starcorp Furniture (Shanghai) Co., Ltd., Orin Furniture (Shanghai) Co., Ltd., Shanghai Star Furniture Co., Ltd., Shanghai XingDing Furniture Industrial Co., Ltd.
- Techniwood (Macao Commercial Offshore) Limited,
- Time Crown (U.K.) International Ltd., China United International Company
- Top Goal Furniture Co., Ltd. (Shenzhen)
- Tradewinds International Enterprise Ltd.
- Trendex Industries Limited (BVI)
- Triple J Furniture Enterprises Co., Mandarin Furniture (Shenzhen) Co., Ltd.
- Winky Top Ltd.
- Zhejiang NiannianHong Industrial Co., Ltd.
- Zhongshan Fengheng Furniture Co., Ltd.
- Zhongshan Yiming Furniture Co. Ltd.
- Zhongshan Youcheng Wooden Arts & Crafts Co., Ltd.

The review will continue with respect to all other entities identified in the *Initiation Notice*.

#### Notification to Importers

This notice serves as a final reminder to importers of their responsibility under 19 CFR 351.402(f) 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 assumption that reimbursement of antidumping duties occurred and subsequent assessment of double antidumping duties.

#### Notification Regarding Administrative Protective Orders ("APOs")

This notice also serves as a reminder to parties subject to APOs of their responsibility concerning the return or destruction of proprietary information disclosed under an 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 in accordance with section 777(i)(1) of the Act, and 19 CFR 351.213(d)(4).

Dated: August 18, 2008.

Edward C. Yang,

Acting Deputy Assistant Secretary for Import Administration.

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[C-570-827]

#### Certain Cased Pencils from the People's Republic of China: Extension of Time Limit for Preliminary Results of the Antidumping Duty Administrative Review

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

**EFFECTIVE DATE:** August 25, 2008.

#### FOR FURTHER INFORMATION CONTACT:

Alexander Montoro at (202) 482-0238 or Shane Subler at (202) 482-0189; AD/CVD Operations, Office 1, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230.

#### SUPPLEMENTARY INFORMATION:

##### Background

On January 28, 2008, the Department published a notice of initiation of administrative review of the antidumping duty order on certain cased pencils from the People's

Republic of China, covering the period December 1, 2006 through November 30, 2007. See *Initiation of Antidumping and Countervailing Duty Administrative Reviews and Request for Revocation in Part*, 73 FR 4829 (January 28, 2008). The current deadline for the preliminary results of this administrative review is September 2, 2008.<sup>1</sup>

#### 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 issue the preliminary results of an administrative review within 245 days after the last day of the anniversary month of an order for which a review is requested and the final results of review within 120 days after the date on which the preliminary results are published. If it is not practicable to complete the review within the time period, section 751(a)(3)(A) of the Act allows the Department to extend these deadlines to a maximum of 365 days and 180 days, respectively.

#### Extension of Time Limit for Preliminary Results

The Department requires additional time to review and analyze the sales and cost responses in this administrative review. Moreover, the Department requires additional time to analyze complex issues related to surrogate value selections. Because the Department requires additional time to analyze the information, issue supplemental questionnaires, and possibly verify the information, it is not practicable to complete this review within the originally anticipated time limit (*i.e.*, by September 2, 2008). Therefore, the Department is extending the time limit for completion of the preliminary results by 112 days to not later than December 22, 2008, in accordance with section 751(a)(3)(A) of the Act.

We are issuing and publishing this notice in accordance with sections 751(a)(1) and 777(i)(1) of the Act.

<sup>1</sup> We note that Monday, September 1, 2008, is 245 days after December 31, 2007, the last day of the anniversary month of the antidumping order for this proceeding. September 1, 2008, is Labor Day. When a deadline falls on a weekend or federal holiday, the Department's practice is to use the next business day as the appropriate deadline. See *Notice of Clarification: Application of "Next Business Day" Rule for Administrative Determination Deadlines Pursuant to the Tariff Act of 1930, As Amended*, 70 FR 24533 (May 10, 2005).

Dated: August 18, 2008.

**Edward C. Yang,**

*Acting Deputy Assistant Secretary for Import Administration.*

[FR Doc. E8-19663 Filed 8-22-08; 8:45 am]

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### Federal Consistency Appeal by Foothill/Eastern Transportation Corridor Agency

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

**ACTION:** Notice of stay—closure of administrative appeals decision record.

**SUMMARY:** This announcement provides notice that the Secretary of Commerce has stayed, for a period of 60 days, closure of the decision record in an administrative appeal filed by Foothill/Eastern Transportation Corridor Agency and its Board of Directors (TCA).

**DATES:** The decision record for the Foothill/Eastern Transportation Corridor Agency Consistency Appeal will now close on October 24, 2008.

**ADDRESSES:** Office of the General Counsel for Ocean Services, National Oceanic and Atmospheric Administration, U.S. Department of Commerce, 1305 East-West Highway, Silver Spring, MD 20910.

**FOR FURTHER INFORMATION CONTACT:** Thomas Street or Gladys Miles, Attorney-Advisors, Office of the General Counsel, via e-mail at [gcos.inquiries@noaa.gov](mailto:gcos.inquiries@noaa.gov), or at (301) 713-2967.

**SUPPLEMENTARY INFORMATION:** On February 15, 2008, TCA filed notice of an appeal with the Secretary of Commerce (Secretary), pursuant to the Coastal Zone Management Act of 1972 (CZMA), 16 U.S.C. 1451 *et seq.*, and implementing regulations found at 15 C.F.R. Part 930, Subpart H. TCA appealed an objection to its construction of an extension to California State Route 241 in northern San Diego and southern Orange Counties, California.

Under the CZMA, the Secretary must close the decision record in an appeal 160 days after the notice of appeal is published in the **Federal Register**. 16 U.S.C. 1465. However, the CZMA authorizes the Secretary to stay closing the decision record for up to 60 days when the Secretary determines it necessary to receive, on an expedited basis, any supplemental information specifically requested by the Secretary

to complete a consistency review or any clarifying information submitted by a party to the proceeding related to information in the consolidated record compiled by the lead Federal permitting agency. 16 U.S.C. 1465(b)(3).

The decision record is currently scheduled to close on August 25, 2008. After reviewing the decision record developed to date, the Secretary has decided to solicit supplemental and clarifying information. In order to allow receipt of this information, the Secretary hereby stays closure of the decision record until October 24, 2008.

Additional information about the TCA Consistency Appeal and the CZMA appeals process is available from the Department of Commerce CZMA appeals Web site <http://www.ogc.doc.gov/czma.htm>.

Dated: August 20, 2008.

**Joel La Bissonniere,**

*Assistant General Counsel for Ocean Services.* (Federal Domestic Assistance Catalog No. 11.419 Coastal Zone Management Program Assistance.)

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

RIN 0648-XJ31

#### Fisheries of the Northeast Region; Fisheries of the Southeast Region; Highly Migratory Species

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

**ACTION:** Notification of determination of overfished and overfishing conditions.

**SUMMARY:** This action serves as a notice that NMFS, on behalf of the Secretary of Commerce (Secretary), has determined that northeast smooth skate, South Atlantic red snapper, and Gulf of Mexico gray triggerfish are overfished and that northeast thorny skate is subject to overfishing. NMFS notified the respective regional fishery management councils (Councils) responsible for these fisheries of its determination. The Councils are required to take action within 1 year following notification by NMFS that overfishing is occurring, a stock is approaching overfishing, a stock is overfished, a stock is approaching an overfished condition, or existing remedial action taken to end overfishing or rebuild an overfished stock has not resulted in adequate progress. In

addition, the Secretary has determined that the highly migratory species blacknose shark is overfished and overfishing is occurring.

**FOR FURTHER INFORMATION CONTACT:** Seanbob Kelly, telephone: (301) 713-2341.

**SUPPLEMENTARY INFORMATION:** Pursuant to sections 304(e)(2) and (e)(7) of the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act), 16 U.S.C. 1854(e)(2) and (e)(7), and implementing regulations at 50 CFR 600.310(e)(2), NMFS, on behalf of the Secretary, notifies fishery management councils when overfishing is occurring, a stock is approaching overfishing, a stock is overfished, a stock is approaching an overfished condition, or existing action taken to end previously identified overfishing or rebuilding a previously identified overfished stock or stock complex has not resulted in adequate progress.

On June 20, 2008, the NMFS approved Amendment 30A to the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico and implemented it with a final rule published in the **Federal Register** (73 FR 38139; July 3, 2008). Amendment 30A established management targets and thresholds for Gulf of Mexico gray triggerfish that were previously undefined. Based on these new status determination criteria the NMFS found that the Gulf of Mexico gray triggerfish is overfished using an earlier stock assessment (SEDAR 9, 2006). Amendment 30A includes a rebuilding plan for Gulf of Mexico gray triggerfish.

On July 8, 2008, the NMFS Southeast Regional Administrator sent a letter notifying the South Atlantic Fishery Management Council (South Atlantic Council) that South Atlantic red snapper is overfished. The South Atlantic Council must submit a rebuilding plan for red snapper within one year of that notification.

On July 21, 2008, the NMFS Northeast Regional Administrator sent a letter notifying the New England Fishery Management Council (New England Council) that smooth skate is overfished and that thorny skate is undergoing overfishing. Thorny skate is currently under a rebuilding plan. The New England Council must therefore ensure that overfishing is ended and that the stock rebuilds on schedule. Copies of the notification letters sent to the fishery management councils for the aforementioned determinations are available at <http://www.nmfs.noaa.gov/sfa/statusoffisheries/SOSmain.htm>.