

costs if these programs fail to receive funding or are cancelled because of other agency priorities. Publication of this announcement does not oblige NOAA or NSF to award any specific project or to obligate any available funds.

National Environmental Policy Act (NEPA)

NOAA must analyze the potential environmental impacts, as required by the National Environmental Policy Act (NEPA), for applicant projects or proposals which are seeking NOAA federal funding opportunities. Detailed information on NOAA compliance with NEPA can be found at the following NOAA NEPA website: <http://www.nepa.noaa.gov/>, including our NOAA Administrative Order 216-6 for NEPA, http://www.nepa.noaa.gov/NAO216_6_TOC.pdf, and the Council on Environmental Quality implementation regulations, http://ceq.eh.doe.gov/nepa/regs/ceq/toc_ceq.htm. Consequently, as part of an applicant's package, and under their description of their program activities, applicants are required to provide detailed information on the activities to be conducted, locations, sites, species and habitat to be affected, possible construction activities, and any environmental concerns that may exist (e.g., the use and disposal of hazardous or toxic chemicals, introduction of non-indigenous species, impacts to endangered and threatened species, aquaculture projects, and impacts to coral reef systems). In addition to providing specific information that will serve as the basis for any required impact analyses, applicants may also be requested to assist NOAA in the drafting of an environmental assessment, if NOAA determines an assessment is required. Applicants will also be required to cooperate with NOAA in identifying feasible measures to reduce or avoid any identified adverse environmental impacts of their proposal. The failure to do so shall be grounds for not selecting an application. In some cases if additional information is required after an application is selected, funds can be withheld by the Grants Officer under a special award condition requiring the recipient to submit additional environmental compliance information sufficient to enable NOAA to make an assessment on any impacts that a project may have on the environment.

The Department of Commerce Pre-Award Notification Requirements for Grants and Cooperative Agreements

The Department of Commerce Pre-Award Notification Requirements for

Grants and Cooperative Agreements contained in the **Federal Register** notice of February 11, 2008 (73 FR 7696), are applicable to this solicitation.

Paperwork Reduction Act

This document contains collection-of-information requirements subject to the Paperwork Reduction Act (PRA). The use of Standard Forms 424, 424A, 424B, and SF-LLL and CD-346 has been approved by the Office of Management and Budget (OMB) under the respective control numbers 0348-0043, 0348-0044, 0348-0040, 0348-0046, and 0605-0001. Notwithstanding any other provision of law, no person is required to, nor shall a person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the PRA unless that collection of information displays a currently valid OMB control number.

Executive Order 12866

This notice has been determined to be not significant for purposes of Executive Order 12866.

Executive Order 13132 (Federalism)

It has been determined that this notice does not contain policies with Federalism implications as that term is defined in Executive Order 13132.

Administrative Procedure Act/Regulatory Flexibility Act

Prior notice and an opportunity for public comment are not required by the Administrative Procedure Act or any other law for rules concerning public property, loans, grants, benefits, and contracts (5 U.S.C. 553(a)(2)). Because notice and opportunity for comment are not required pursuant to 5 U.S.C. 553 or any other law, the analytical requirements for the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) are inapplicable. Therefore, a regulatory flexibility analysis has not been prepared.

Dated: September 9, 2009.

Steven A. Murawski,

*NOAA Fisheries, Chief Scientific Advisor,
Director of Scientific Programs.*

Dated: September 8, 2009.

Phillip R. Taylor,

*Section Head, Ocean Section, Division of
Ocean Sciences, National Science
Foundation.*

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-552-802]

Certain Frozen Warmwater Shrimp from the Socialist Republic of Vietnam: Extension of Preliminary Results of Antidumping Duty New Shipper Review

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

SUMMARY: The Department of Commerce ("Department") is extending the time limit for the preliminary results of the new shipper review of certain frozen warmwater shrimp ("shrimp") from the Socialist Republic of Vietnam ("Vietnam"). This review covers the period February 1, 2008 through January 31, 2009.

EFFECTIVE DATE: September 15, 2009.

FOR FURTHER INFORMATION CONTACT: Toni Dach or Paul Walker, AD/CVD Operations, Office 9, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-1655 or (202) 482-0413, respectively.

SUPPLEMENTARY INFORMATION:

Background

On March 27, 2009, the Department published a notice of initiation of the new shipper review in the antidumping duty order on shrimp from Vietnam for Nhat Duc Co., Ltd.. *See Certain Frozen Warmwater Shrimp from the Socialist Republic of Vietnam: Initiation of Antidumping Duty New Shipper Review*, 74 FR 13416 (March 27, 2009). The preliminary results of this review are currently due no later than September 16, 2009.

Statutory Time Limits

In antidumping duty new shipper reviews, section 751(a)(2)(B)(iv) of the Tariff Act of 1930, as amended ("the Act"), and 19 CFR 351.214(i)(1) requires the Department to issue the preliminary results of a new shipper review within 180 days after the date on which the new shipper review was initiated and final results within 90 days after the date on which the preliminary results are issued. However, the Department may extend the deadline for completion of the preliminary results of a new shipper review to 300 days if it determines that the case is extraordinarily complicated. *See* 19 CFR 351.214(i)(2)

Extension of Time Limit for Preliminary Results of Review

The Department has determined that the review is extraordinarily complicated as the Department must issue additional supplemental questionnaires and conduct verification. Based on the timing of the case and the additional information that must be gathered and verified, the preliminary results of this new shipper review cannot be completed within the statutory time limit of 180 days.

Therefore, the Department is extending the time limit for completion of the preliminary results of this new shipper review by 106 days from the original September 16, 2009, deadline. The preliminary results will now be due no later than December 31, 2009. The final results continue to be due 90 days after the issuance of the preliminary results.

We are issuing and publishing this notice in accordance with sections 751(a)(2)(B)(iv) and 777(i) of the Act.

Dated: September 8, 2009.

John M. Andersen,

Acting Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-552-802]

Certain Frozen Warmwater Shrimp From the Socialist Republic of Vietnam: Final Results and Final Partial Rescission of Antidumping Duty Administrative Review

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

SUMMARY: On March 9, 2009, the Department of Commerce ("the Department") published in the **Federal Register** the preliminary results of the third administrative review of the antidumping duty order on certain frozen warmwater shrimp from the Socialist Republic of Vietnam ("Vietnam"). *Certain Frozen Warmwater Shrimp from the Socialist Republic of Vietnam: Preliminary Results, Preliminary Partial Rescission and Request for Revocation, In Part, of the Third Administrative Review*, 74 FR 10009 (March 9, 2009) ("Preliminary Results"). We gave interested parties an opportunity to comment on the *Preliminary Results*. Based upon our analysis of the comments and

information received, we made changes to the margin calculations for the final results. We find that certain manufacturers/exporters have not sold subject merchandise at less than normal value ("NV") during the period of review ("POR") February 1, 2007, through January 31, 2008.

DATES: *Effective Date:* September 15, 2009.

FOR FURTHER INFORMATION CONTACT:

Irene Gorelik, AD/CVD Operations, Office 9, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-6905.

SUPPLEMENTARY INFORMATION:

Background

On March 9, 2009, the Department published the *Preliminary Results* of this administrative review. *See Preliminary Results*. On March 12, 2009, we extended the deadline for parties to submit the case briefs and rebuttal briefs to April 10, 2009 and April 24, 2009, respectively. On March 12, 2009, Phuong Nam filed a request for a public hearing. On March 24, 2009, Fish One,¹ a separate rate respondent, filed a request for a public hearing. On March 27, 2009, Petitioner² placed on the record additional surrogate value information. On March 30, 2009, the mandatory respondents,³ the Domestic Processors,⁴ and Contessa Premium Foods, Inc., ("Contessa"), a U.S. importer, submitted additional surrogate value information. On April 6, 2009, Minh Phu Group, Camimex, and certain separate rate respondents⁵ ("SR Respondents") filed a request for a public hearing. On April 8, 2009, the Domestic Processors filed a request for a hearing. On April 8, 2009, Contessa

¹ Vietnam Fish-One Co., Ltd. (Vietnam Fish-One) aka Viet Hai Seafoods Company Ltd. ("Vietnam Fish One Co. Ltd.") (collectively, "Fish One").

² Petitioner is the Ad Hoc Shrimp Trade Action Committee.

³ The mandatory respondents are: Minh Phu Seafood Export Import Corporation (and affiliated Minh Qui Seafood Co., Ltd. and Minh Phat Seafood Co., Ltd.), Minh Phu Seafood Corporation; Minh Phu Seafood Corp., Minh Qui Seafood Co., Ltd., Minh Qui Seafood, Minh Phat Seafood Co., Ltd., Minh Phat Seafood, (collectively, "Minh Phu Group"), Camau Frozen Seafood Processing Import Export Corporation ("Camimex"), and Phuong Nam Co. Ltd. ("Phuong Nam").

⁴ The Domestic Processors are the American Shrimp Processors Association ("ASPA") and the Louisiana Shrimp Association ("LSA"), (collectively, the "Domestic Processors").

⁵ Here, we refer to a SR Respondent as a company upon which we initiated a review, submitted either a separate rate certification or application, has been cooperative, but was not selected for individual review.

and Petitioner filed letters stating their intent to participate in a public hearing if one were to be held. On April 10, 2009, the mandatory respondents, Fish One, Petitioner, the Domestic Processors, C.P. Vietnam Livestock Co. ("CP Vietnam"), Kim Anh Co., Ltd. ("Kim Anh"), Contessa, and certain SR Respondents filed case briefs. On April 24, 2009, the mandatory respondents, Fish One, Petitioner, the Domestic Processors, and certain SR Respondents filed rebuttal briefs. On May 13, 2009, Minh Phu Group, Camimex and certain SR Respondents refiled the rebuttal brief to include missing pages inadvertently excluded from the April 24, 2009 rebuttal brief. On June 4, 2009, the Department held a public hearing pursuant to section 351.310(d)(1) of the Department's regulations. On June 22, 2009, the Department placed on the record of this review information reported by Minh Phu Group in the preceding administrative review. We invited comments from interested parties regarding this information. No interested parties provided comment regarding this information.

On June 4, 2009, the Department published a notice extending the deadline for the final results of the administrative review. *See Certain Frozen Warmwater Shrimp from the People's Republic of China and the Socialist Republic of Vietnam: Notice of Extension of Time Limit for the Final Results of the Third Administrative Reviews*, 74 FR 26839 (June 4, 2009). On July 22, 2009, the Department published a second notice extending the deadline for the final results of the administrative review. *See Certain Frozen Warmwater Shrimp from the People's Republic of China and the Socialist Republic of Vietnam: Notice of Extension of Time Limit for the Final Results of the Third Administrative Reviews*, 74 FR 36164 (July 22, 2009). Lastly, on August 31, 2009, the Department published a third notice extending the deadline for the final results of the administrative review. *See Certain Frozen Warmwater Shrimp from the People's Republic of China and the Socialist Republic of Vietnam: Notice of Extension of Time Limit for the Final Results of the Third Administrative Reviews*, 74 FR 44818 (August 31, 2009).

Analysis of Comments Received

All issues raised in the case and rebuttal briefs by parties to this review are addressed in *Certain Frozen Warmwater Shrimp from the Socialist Republic of Vietnam: Issues and Decision Memorandum for the Final Results of the Third Administrative Review*, dated September 8, 2009,