

NPA: Fairfax Opportunities Unlimited, Inc.,  
Alexandria, Virginia

**Louis R. Bartalot,**

*Deputy Director (Operations).*

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Docket 30-2000]

#### **Proposed Foreign-Trade Zone—City of Eureka (Humboldt County), California; Application and Public Hearing**

An application has been submitted to the Foreign-Trade Zones (FTZ) Board (the Board) by the City of Eureka, California, to establish a general-purpose foreign-trade zone at sites in Eureka, California, within/adjacent to the Eureka Customs port of entry. The application was submitted pursuant to the provisions of the FTZ Act, as amended (19 U.S.C. 81a-81u), and the regulations of the Board (15 CFR part 400). It was formally filed on June 16, 2000. The applicant is authorized to make the proposal under section 6302 of the California Code.

The proposed zone would consist of 4 sites (722 acres) in the Greater Humboldt County Area: *Site 1* (7 acres)—Dock B Area-Eureka Waterfront (owned by the City of Eureka), 700 & 832 West Waterfront, Eureka; *Site 2* (387 acres)—the Samoa Peninsula complex owned by the City of Eureka and the Humboldt Bay Harbor Recreation and Conservation District (Harbor District): *Site 2a* (321 acres)—City of Eureka's 450-acre Skypark, 3500 New Navy Base Road, Samoa; and, *Site 2b* (66 acres)—Harbor District docks and warehouse facility, on the Humboldt Bay, Samoa; *Site 3* (81 acres)—Fields Landing, owned by Stanwood Murphy and the Harbor District: *Site 3a* (62 acres)—Humboldt Bay Forest Products docks and industrial site, 110 C Street, Field's Landing; and, *Site 3b* (19 acres)—Harbor District dock, #1 Yard Road, Foot of Depot Road, Fields Landing; and, *Site 4* (247 acres)—Eureka/Arcata Airport (owned by Humboldt County), adjacent to U.S. Highway 101. Site 1 is part of the Westside Industrial Area in the City of Eureka which became a part of the State of California's Enterprise Zone. Site 2a is within the City of Eureka's Enterprise Zone.

The application indicates a need for foreign-trade zone services in the Greater Humboldt County area. Several firms have indicated an interest in using zone procedures for warehousing/

distribution activities. Specific manufacturing approvals are not being sought at this time. Requests would be made to the Board on a case-by-case basis.

In accordance with the Board's regulations, a member of the FTZ Staff has been designated examiner to investigate the application and report to the Board.

As part of the investigation, the Commerce examiner will hold a public hearing on July 26, 2000, 9:00 a.m., at the Eureka Public Marina, Number 1, Marina Way, Eureka, California 95501.

Public comment on the application is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address below. The closing period for their receipt is August 22, 2000. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period (to September 6, 2000).

A copy of the application and accompanying exhibits will be available during this time for public inspection at the following locations:

Office of the City Manager, City of Eureka 531 K Street, Room 209, Eureka, CA 95501

Office of the Executive Secretary, Foreign-Trade Zones Board, Room 4008, U.S. Department of Commerce, 14th and Pennsylvania Avenue, NW, Washington, DC 20230

Dated: June 19, 2000.

**Pierre Duy,**

*Acting Executive Secretary.*

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Docket 29-2000]

#### **Application for Subzone Status; Archer Daniels Midland, Inc. (Natural Vitamin E), Decatur, Illinois**

An application has been submitted to the Foreign-Trade Zones Board (the Board) by the Decatur Park District, which has an application pending for Foreign-Trade Zone status, requesting special-purpose subzone status for the natural Vitamin E manufacturing facility of Archer Daniels Midland, Inc. (ADM) in Decatur, Illinois. ADM is a global agricultural products company. The application was submitted pursuant to the provisions of the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a-81u), and the regulations of the Board

(15 CFR part 400). It was formally filed on June 13, 2000.

ADM's 80-acre West Plant site is located at 3700 East Division Street in the city of Decatur (Macon County), Illinois, some 60 miles south of Chicago. The facility (400 employees) is comprised of a soybean crushing operation, a vegetable oil refinery operation, a lecithin operation, a packaged oil operation, a specialty food additives operation, and the vitamin E operation (120,000 sq. ft./6 acres). The application requests authority to manufacture only Vitamin E, other tocopherols, sterols and fatty acids under zone procedures. The only raw material in the production of these products is vegetable oil distillate, a portion of which is sourced abroad. More than 20 percent of ADM's production of natural Vitamin E is exported.

Zone procedures would exempt ADM from Customs duty payments on foreign materials used in production for export. On domestic shipments, the company would be able to choose the duty rates that apply to the finished products (duty-free to 8.0%) instead of the rates otherwise applicable to the foreign material (deodorizer distillate rates could range from duty-free to 9.3% + 1.5¢/kg., depending on Customs classification and GSP status). The application indicates that the savings from zone procedures will help improve the international competitiveness of ADM's Decatur plant and will help increase exports.

In accordance with the Board's regulations, a member of the FTZ Staff has been designated examiner to investigate the application and report to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address below. The closing period for their receipt is August 22, 2000. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period (to September 6, 2000).

A copy of the application and accompanying exhibits will be available for public inspection at each of the following locations:

Office of the Executive Secretary, Foreign-Trade Zones Board, U.S. Department of Commerce, Room 4008, 14th & Pennsylvania Avenue, NW, Washington, DC 20230  
Airport Administrative Office, Decatur Airport, 910 Airport Road, Decatur, IL 62521

Dated: June 13, 2000.

**Dennis Puccinelli,**

*Acting Executive Secretary.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-421-805]

#### **Aramid Fiber Formed of PolyPara-Phenylene Terephthalamide from the Netherlands; Preliminary Results of Full Sunset Review**

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

**ACTION:** Notice of preliminary results of full sunset review: aramid fiber formed of polypara-phenylene terephthalamide from the Netherlands.

**SUMMARY:** On December 1, 1999, the Department of Commerce ("the Department") initiated a sunset review of the antidumping duty order on aramid fiber formed of polypara-phenylene terephthalamide ("Aramid Fiber") from the Netherlands (64 FR 67247) pursuant to section 751(c) of the Tariff Act of 1930, as amended ("the Act"). On the basis of a notice of intent to participate filed on behalf of domestic interested parties and adequate substantive comments filed on behalf of domestic and respondent interested parties, the Department determined to conduct a full review. As a result of this review, the Department preliminarily finds that revocation of the antidumping duty order would likely lead to continuation or recurrence of dumping at the levels indicated in the Preliminary Results of Review section of this notice.

**EFFECTIVE DATE:** June 23, 2000.

**FOR FURTHER INFORMATION CONTACT:** Martha V. Douthit or James P. Maeder, Office of Policy for Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street & Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-5050 or (202) 482-3330, respectively.

#### **SUPPLEMENTARY INFORMATION:**

#### **Statute and Regulations**

Unless otherwise indicated, all citations to the Tariff Act of 1930, as amended ("the Act"), are references to the provisions effective January 1, 1995, the effective date of the amendments made to the Act by the Uruguay Round Agreements Act ("URAA"). In addition,

unless otherwise indicated, all citations to the Department of Commerce's ("the Department's") regulations are to 19 CFR Part 351 (1999). Guidance on methodological or analytical issues relevant to the Department's conduct of sunset reviews is set forth in the Department Policy Bulletin 98:3—*Policies Regarding the Conduct of Five-year ("Sunset") Reviews of Antidumping and Countervailing Duty Orders*; Policy Bulletin, 63 FR 18871 (April 16, 1998) ("Sunset Policy Bulletin").

#### **Background**

On December 1, 1999, the Department initiated a sunset review of the antidumping order on aramid fiber formed of polypara-phenylene terephthalamide ("Aramid Fiber") from the Netherlands (65 FR 67247), pursuant to section 751(c) of the Act. On December 16, 1999, the Department received a notice of intent to participate on behalf of E.I. DuPont de Nemours & Company ("DuPont"), within the deadline specified in section 351.218(d)(1)(i) of the *Sunset Regulations*. DuPont claimed interested-party status under section 771(9)(C) of the Act, as a U.S. producer of aramid fiber. In its notice of intent to participate, DuPont stated that it is related to two foreign producers of aramid fiber: DuPont (UK) Ltd., Maydown Works, United Kingdom, and DuPont Toray Company, Ltd., Japan.<sup>6</sup>

On January 3, 2000, within the 30-day deadline specified in the *Sunset Regulations* under section 351.218(d)(3)(i), the Department received complete substantive response from the domestic interested-party, DuPont, and respondent interested parties (Twaron Products V.o.F. and Twaron Products Inc. (collectively "Twaron")). Twaron Products V.o.F. claimed interested-party status under section 771(9)(A) of the Act, as foreign manufacturer/producer/exporter of the subject merchandise to the United States. Twaron Products Inc., claimed interested-party status as a U.S. importer of the subject merchandise. In its January 3, 2000, substantive response, Twaron asserts that it has participated in all prior phases of this antidumping duty order. The effective date of this order is June 27, 1994.

<sup>6</sup> See DuPont's December 16, 2000, Notice of Intent to Participate, at 2. DuPont asserts that DuPont (UK) is 100 percent owned by DuPont, DuPont Toray Company, Ltd., is 50 percent owned by DuPont Kabushkik Kaisha ("DKK") and 50 percent owned by Toray, and DKK is 100 percent owned by DuPont Asia Pacific, Ltd., which is owned 100 percent by DuPont.

The regulations provide, at section 351.218(e)(1)(ii)(A), that the Secretary normally will conclude that respondent interested-parties have provided adequate response to a notice of initiation where it receives complete substantive responses from respondent interested parties accounting on average for more than 50 percent, by volume, or value basis if appropriate, of the total exports of the subject merchandise to the United States over the five calendar years preceding the year of publication of the notice of initiation. See also *Procedures for Conducting Five-year ("Sunset") Reviews of Antidumping Duty and Countervailing Duty Orders*, 63 Fed. Reg. 13516 (March 20, 1998). On January 21, 2000, the Department determined that Twaron response constituted an adequate response to the notice of initiation. As a result, the Department determined, in accordance with section 351.218(e)(2)(i) of the Sunset Regulations, to conduct a full (240 day) sunset review.

On January 10, 2000, the Department received rebuttal comments on behalf of the domestic and respondent interested parties, within the deadline as specified under section 351.218(d)(4).<sup>7</sup>

In accordance with section 751(c)(5)(C)(v) of the Act, the Department may treat a sunset review as extraordinarily complicated if it is a review of a transition order (*i.e.*, an order in effect on January 1, 1995). On March 20, 2000 the Department determined that the sunset review of the antidumping duty order on aramid fiber from the Netherlands is extraordinarily complicated pursuant to section 751(c)(5)(C)(v) of the Act, and extended the time limit for completion of the preliminary results of this review until not later than June 19, 2000, in accordance with section 751(c)(5)(B) of the Act.<sup>8</sup>

#### **Scope of the Order**

The products covered by this review are all forms of aramid fiber formed of polypara-phenylene terephthalamide from the Netherlands. These consist of polypara-phenylene terephthalamide aramid in the form of filament yarn (including single and corded), staple fiber, pulp (wet or dry), spun-laced and spun-bonded nonwovens, chopped fiber, and floc. Tire cord is excluded

<sup>7</sup> On January 3, 2000, the Department received a request for an extension to file rebuttal comments on behalf of Twaron. The Department granted the extension to file rebuttal comment to all interested-parties in this case until no later than January 10, 2000.

<sup>8</sup> See *Extension of Time Limit for Final Results of Expedited Five-Year Reviews*, 65 FR 16166 (March 27, 2000).