

throughout the year. EFP modifications and extensions may be granted without further notice if they are deemed essential to facilitate completion of the proposed research and have minimal impacts that do not change the scope or impact of the initially approved EFP request. Any fishing activity conducted outside the scope of the exempted fishing activity would be prohibited. If the research project is terminated for any reason prior to completion, any unused funds collected from catch sold to pay for research expenses may be refunded to NOAA.

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: April 12, 2010.

**Emily H. Menashes,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-969]

#### Notice of Extension of the Deadline for Determining the Adequacy of the Antidumping Duty Petition: Glyphosate from the People's Republic of China

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

**EFFECTIVE DATE:** April 16, 2010.

**FOR FURTHER INFORMATION CONTACT:**

Andrea Berton at (202) 482-4037, AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14<sup>th</sup> Street and Constitution Avenue, NW, Washington, DC 20230.

#### Extension of Initiation of Investigations The Petition

On March 31, 2010, the Department of Commerce (Department) received an antidumping duty petition filed by Albaugh, Inc. (petitioner) on behalf of the domestic industry producing glyphosate. See *Antidumping Duty Petition on Glyphosate from the People's Republic of China* (March 31, 2010) (Petition).

#### Determination of Industry Support for the Petition

Section 732(b)(1) of the Tariff Act of 1930, as amended (the Act), requires that a petition be filed by or on behalf of the domestic industry. Section 732(c)(4)(A) of the Act provides that the Department's industry support determination be based on whether a minimum percentage of the relevant

industry supports the petition. A petition meets this requirement if the domestic producers or workers who support the petition account for: (i) at least 25 percent of the total production of the domestic like product; and (ii) more than 50 percent of the production of the domestic like product produced by that portion of the industry expressing support for, or opposition to, the petition. Moreover, section 732(c)(4)(D) of the Act provides that, if the petition does not establish support of domestic producers or workers accounting for more than 50 percent of the total production of the domestic like product, the Department shall: (i) poll the industry or rely on other information in order to determine if there is support for the petition, as required by subparagraph (A), or (ii) if there is a large number of producers, determine industry support using a statistically valid sampling method to poll the industry.

#### Extension of Time

Section 732(c)(1)(A)(ii) of the Act provides that within 20 days of the filing of an antidumping duty petition, the Department will determine, *inter alia*, whether the petition has been filed by or on behalf of the U.S. industry producing the domestic like product. Section 732(c)(1)(B) of the Act provides that the deadline for the initiation determination, in exceptional circumstances, may be extended by 20 days in any case in which the Department must "poll or otherwise determine support for the petition by the industry." Because it is not clear from the Petition whether the industry support criteria have been met, nor does the Petition provide a usable figure for total production of the domestic like product, the Department has determined it should extend the time for initiating an investigation in order to poll the domestic industry.

The Department will need additional time to gather and analyze the domestic producers' responses to the Department's request for information. Therefore, it is necessary to extend the deadline determining the adequacy of the Petition for a period not to exceed 40 days from the filing of the Petition. As a result, the initiation determination will now be due no later than May 10, 2010.

#### International Trade Commission Notification

The Department will contact the International Trade Commission (ITC) and will make this extension notice available to the ITC.

Dated: April 12, 2010.

**John M. Andersen,**

*Acting Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XV82**

#### Pacific Fishery Management Council; Public Meeting

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

**ACTION:** Notice of public meeting.

**SUMMARY:** The Pacific Fishery Management Council (Council) will convene a meeting of the Ecosystem Advisory Subpanel (EAS) which is open to the public.

**DATES:** The EAS will meet Tuesday, May 4, 2010 beginning at 8:30 a.m. and conclude at 5 p.m. or when business for the day is completed.

**ADDRESSES:** The EAS meeting will be held at the Pacific Fishery Management Council Office, Large Conference Room, 7700 NE Ambassador Place, Suite 101, Portland, OR 97220; telephone: (503) 820-2280.

**FOR FURTHER INFORMATION CONTACT:** Mike Burner, Staff Officer; telephone: (503) 820-2280.

**SUPPLEMENTARY INFORMATION:** The primary purpose of the meeting is to review and comment on a draft report to the Council on initial stages of developing an Ecosystem Fishery Management Plan (EFMP). The Council's Ecosystem Plan Development Team (EPDT) has taken the lead in preparing a Council requested report on developing an EFMP that includes a draft statement of purpose and need, a draft list of possible initial goals and objectives, and a draft range of options on the geographic range, managed species, and regulatory scope of the EFMP. Members of the EPDT will be in attendance to review the report and respond to EAS questions and comments. The final report is scheduled to be presented to the Council at its June 2010 meeting in Foster City, CA.

Although non-emergency issues not contained in the meeting agenda may come before the EAS for discussion, those issues may not be the subject of formal EAS action during this meeting.