

Wah Yuen Stationery Co. Ltd. (Wah Yuen), in accordance with section 751(a)(2)(B)(i) of the Tariff Act of 1930, as amended (the Act), and 19 CFR 351.214(c).<sup>1</sup> On June 22, 2015, the Department issued a letter to Wah Yuen requesting that it correct certain deficiencies in its initial request.<sup>2</sup> On June 29, 2015, Wah Yuen submitted a timely response to the Department's request.<sup>3</sup> The Department has determined that the request for a new shipper review of the antidumping duty order on cased pencils from the People's Republic of China (PRC) meets the statutory and regulatory requirements for initiation. Thus, we are initiating a new shipper review.

**DATES:** *Effective date:* August 7, 2015.

**FOR FURTHER INFORMATION CONTACT:**

Mary Kolberg, AD/CVD Operations Office I, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; Telephone: (202) 482-1785.

**SUPPLEMENTARY INFORMATION:**

**Background**

The antidumping duty order on cased pencils from the PRC published in the *Federal Register* on December 28, 1994.<sup>4</sup> Pursuant to section 751(a)(2)(B)(i) of the Act, we received a timely request for a new shipper review of the *Order* from Wah Yuen.<sup>5</sup> Wah Yuen certified that it is both the producer and exporter of the subject merchandise upon which its request was based.<sup>6</sup>

Pursuant to section 751(a)(2)(B)(i)(I) of the Act and 19 CFR 351.214(b)(2)(i), Wah Yuen certified that it did not export subject merchandise to the United States during the period of investigation (POI).<sup>7</sup> In addition, pursuant to section 751(a)(2)(B)(i)(II) of the Act and 19 CFR 351.214(b)(2)(iii)(A), Wah Yuen certified that, since the initiation of the investigation, it has

never been affiliated with any exporter or producer who exported subject merchandise to the United States during the POI, including those respondents not individually examined during the POI.<sup>8</sup> As required by 19 CFR 351.214(b)(2)(iii)(B), Wah Yuen also certified that its export activities are not controlled by the government of the PRC.<sup>9</sup>

In addition to the certifications described above, pursuant to 19 CFR 351.214(b)(2), Wah Yuen submitted documentation establishing the following: (1) The date on which it first shipped subject merchandise for export to the United States; (2) the volume of its first shipment; and (3) the date of its first sale to an unaffiliated customer in the United States.<sup>10</sup>

**Period of Review**

In accordance with 19 CFR 351.214(g)(1)(B), the period of review (POR) for new shipper reviews initiated in the month immediately following the semiannual anniversary month will be the six-month period immediately preceding the semiannual anniversary month. Therefore, based on the *Order*, the POR for this NSR is December 1, 2014, through May 31, 2015.

**Initiation of New Shipper Reviews**

Pursuant to section 751(a)(2)(B) of the Act and 19 CFR 351.214(d)(1), the Department finds that the request from Wah Yuen meets threshold requirements for the initiation of a new shipper review of shipments of cased pencils from the PRC produced and exported by Wah Yuen.<sup>11</sup>

The Department intends to issue the preliminary results of this new shipper review no later than 180 days from the date of initiation and the final results of the review no later than 90 days after the date the preliminary results are issued.<sup>12</sup> It is the Department's usual practice, in cases involving non-market economy countries, to require that a company seeking to establish eligibility for an antidumping duty rate separate from the country-wide rate provide evidence of *de jure* and *de facto* absence of government control over the

company's export activities.<sup>13</sup> Accordingly, we will issue a questionnaire to Wah Yuen that will include a section requesting information concerning its eligibility for a separate rate. The new shipper review of Wah Yuen will be rescinded if the Department determines that the new shipper applicant has not demonstrated that it is eligible for a separate rate.

We will instruct CBP to allow, at the option of the importer, the posting, until the completion of the review, of a bond or security in lieu of a cash deposit for the entry of the subject merchandise from Wah Yuen, in accordance with section 751(a)(2)(B)(iii) of the Act and 19 CFR 351.214(e). Specifically, the bonding privilege will apply only to entries of subject merchandise exported and produced by Wah Yuen, the sales of which are the basis for this NSR request.

Interested parties requiring access to proprietary information in the new shipper review should submit applications for disclosure under administrative protective order, in accordance with 19 CFR 351.305 and 351.306.

This initiation and notice are published in accordance with section 751(a)(2)(B) of the Act and 19 CFR 351.214 and 351.221(c)(1)(i).

Dated: July 31, 2015.

**Christian Marsh,**

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

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**BILLING CODE 3510-DS-P**

**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**RIN 0648-XE013**

**Caribbean Fishery Management Council (CFMC); Public Meeting**

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

**ACTION:** Notice of a public meeting.

**SUMMARY:** The Caribbean Fishery Management Council's (Council) Outreach and Education Advisory Panel (OEAP) will meet.

**DATES:** The meeting will be held on August 25, 2015, from 9 a.m. to 5 p.m.

<sup>13</sup> See *Freshwater Crawfish Tail Meat From the People's Republic of China: Initiation of Antidumping Duty New Shipper Reviews*, 79 FR 64749 (October 31, 2014).

<sup>1</sup> See Letter from Wah Yuen, "*Certain Cased Pencils from the People's Republic of China: Request for New Shipper Review and Notice of Appearance*" dated May 29, 2015 (Wah Yuen NSR request).

<sup>2</sup> See Letter from Dana S. Mermelstein, regarding the opportunity to correct deficiencies, dated June 22, 2015.

<sup>3</sup> See Letter from Wah Yuen, "*Certain Cased Pencils from the People's Republic of China: Supplemental Request for New Shipper Review*" dated June 29, 2015 (Wah Yuen supplemental NSR request).

<sup>4</sup> See *Antidumping Duty Order: Certain Cased Pencils from the People's Republic of China*, 59 FR 66909 (December 28, 1994) (*Order*).

<sup>5</sup> See Wah Yuen NSR request.

<sup>6</sup> *Id.* at page 1.

<sup>7</sup> *Id.* at Exhibit 2.

<sup>8</sup> See Wah Yuen supplemental NSR request at Exhibit 5.

<sup>9</sup> See Wah Yuen NSR request at Exhibit 4.

<sup>10</sup> *Id.* at Exhibit 1 and Wah Yuen supplemental NSR request at Exhibit 6.

<sup>11</sup> See the memorandum to the file entitled "*Cased Pencils from the People's Republic of China: Initiation Checklist for Antidumping Duty New Shipper Review of Wah Yuen Stationery Co., Ltd.*" dated concurrently with this notice.

<sup>12</sup> See section 751(a)(2)(B)(iv) of the Act and 19 CFR 351.214(i).

**ADDRESSES:** The meeting will be held at CFMC Office, 270 Munoz Rivera Avenue, Suite 401, San Juan, Puerto Rico 00918.

**FOR FURTHER INFORMATION CONTACT:** Caribbean Fishery Management Council, 270 Muñoz Rivera Avenue, Suite 401, San Juan, Puerto Rico 00918, telephone: (787) 766-5926.

**SUPPLEMENTARY INFORMATION:** The OEAP will meet to discuss the items contained in the following agenda:

9 a.m.–5 p.m.

- Call to Order
- Adoption of Agenda
- OEAP Chairperson's Report:
- OEAP Members
- Outreach priorities for 2015–20
- Conduct 2 MREP training sessions in USVI and PR (Eastern coast)
- Initiate campaign for Sustainable Seafood Campaign partnering with TNC and UPRSG
- Calendars
- Produce Fact Sheets/Infographics/ small posters on:
- New lobster traps
- Octopus life cycle
- Forage fish
- Handling Fresh Tuna fish
- Essential Fish Habitats
- Status of:
- Island-based FMPs
- Newsletter
- Web site
- 2016 Calendar
- CFMC Brochure
- USVI activities
- PR Commercial Fisheries Project (PEPCO)—Helena Antoun
- MREP-Caribbean: Helena Antoun
- Other Business

The OEAP meeting will convene on August 25, 2015, from 9 a.m. until 5 p.m.

The meeting is open to the public, and will be conducted in English. Fishers and other interested persons are invited to attend and participate with oral or written statements regarding agenda issues.

#### Special Accommodations

This meeting is physically accessible to people with disabilities. For more information or request for sign language interpretation and/or other auxiliary aids, please contact Mr. Miguel A. Rolón, Executive Director, Caribbean Fishery Management Council, 270 Muñoz Rivera Avenue, Suite 401, San Juan, Puerto Rico 00918, telephone (787) 766-5926, at least 5 days prior to the meeting date.

Dated: August 3, 2015.

**Tracey L. Thompson,**

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

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**BILLING CODE 3510-22-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XE065**

#### Marine Mammals; File No. 18903

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

**ACTION:** Notice; receipt of application.

**SUMMARY:** Notice is hereby given that Peter Tyack, Ph.D., Senior Scientist Emeritus, Woods Hole Oceanographic Institution, 86 Water Street, Woods Hole, Massachusetts 02543, has applied in due form for a permit to conduct research on several species of cetaceans worldwide.

**DATES:** Written, telefaxed, or email comments must be received on or before September 8, 2015.

**ADDRESSES:** The application and related documents are available for review by selecting "Records Open for Public Comment" from the "Features" box on the Applications and Permits for Protected Species (APPS) home page, <https://apps.nmfs.noaa.gov>, and then selecting File No. 18903 from the list of available applications.

These documents are also available upon written request or by appointment in the Permits and Conservation Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301) 427-8401; fax (301) 713-0376.

Written comments on this application should be submitted to the Chief, Permits and Conservation Division, at the address listed above. Comments may also be submitted by facsimile to (301) 713-0376, or by email to [NMFS.Pr1Comments@noaa.gov](mailto:NMFS.Pr1Comments@noaa.gov). Please include the File No. in the subject line of the email comment.

Those individuals requesting a public hearing should submit a written request to the Chief, Permits and Conservation Division at the address listed above. The request should set forth the specific reasons why a hearing on this application would be appropriate.

**FOR FURTHER INFORMATION CONTACT:** Courtney Smith or Amy Sloan, (301) 427-8401.

**SUPPLEMENTARY INFORMATION:** The subject permit is requested under the authority of the Marine Mammal Protection Act of 1972, as amended (MMPA; 16 U.S.C. 1361 *et seq.*), the regulations governing the taking and importing of marine mammals (50 CFR part 216).

The applicant requests a permit to take multiple cetacean species during research activities focused on cetacean behavior, sound production and responses to sound in U.S. waters of the North Atlantic and North Pacific Ocean and international waters near the Mediterranean Sea and the Bahamas. See tables in the permit application for annual numbers of takes by species, stock and activity. Researchers would take animals by harassment during close approaches with vessels for behavioral observations and photo-identification; attachment of suction-cup or implantable tags and marking with zinc oxide; biopsy sampling; and playbacks of natural and simulated sound. Playback takes involve conducting sound playback experiments where subjects whose responses are being measured will be exposed to specific sounds in a carefully controlled manner using a source level <197.4 dB re 1 microPa at 1 m. Incidental harassment of other species in the area may occur during playbacks and vessel surveys. Skin samples would be imported from foreign field sites to the United States for genetic analyses. The requested permit would be valid for five years from issuance.

In compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*), an initial determination has been made that the activity proposed is categorically excluded from the requirement to prepare an environmental assessment or environmental impact statement.

Concurrent with the publication of this notice in the **Federal Register**, NMFS is forwarding copies of the application to the Marine Mammal Commission and its Committee of Scientific Advisors.

Dated: August 4, 2015.

**Julia Harrison,**

*Chief, Permits and Conservation Division, Office of Protected Resources, National Marine Fisheries Service.*

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