

silicon metal from Kazakhstan. As Commerce's final determination is affirmative, in accordance with section 705(b) of the Act, the ITC will determine, within 45 days, whether the domestic industry in the United States is materially injured or threatened with material injury. In addition, we are making available to the ITC all non-privileged and nonproprietary information related to this investigation. We will allow the ITC access to all privileged and business proprietary information in our files, provided the ITC confirms that it will not disclose such information, either publicly or under an administrative protective order (APO), without the written consent of the Assistant Secretary for Enforcement and Compliance.

Notification Regarding Administrative Protective Orders

In the event that the ITC issues a final negative injury determination, this notice will serve as the only reminder to parties subject to the APO of their responsibility concerning the destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3). 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.

Notification to Interested Parties

This determination is issued and published pursuant to sections 705(d) and 777(i) of the Act, and 19 CFR 351.210(c).

Dated: February 22, 2021.

James Maeder,

Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.

Appendix I

Scope of the Investigation

The scope of this investigation covers all forms and sizes of silicon metal, including silicon metal powder. Silicon metal contains at least 85.00 percent but less than 99.99 percent silicon, and less than 4.00 percent iron, by actual weight. Semiconductor grade silicon (merchandise containing at least 99.99 percent silicon by actual weight and classifiable under Harmonized Tariff Schedule of the United States (HTSUS) subheading 2804.61.0000) is excluded from the scope of this investigation.

Silicon metal is currently classifiable under subheadings 2804.69.1000 and 2804.69.5000 of the HTSUS. While the HTSUS numbers are provided for convenience and customs purposes, the written description of the scope remains dispositive.

Appendix II

List of Topics Discussed in the Issues and Decision Memorandum

- I. Summary
- II. Background
- III. Period of Investigation
- IV. Use of Facts Otherwise Available and Adverse Inferences
- V. Subsidies Valuation
- VI. Analysis of Programs
- VII. Analysis of Comments
 - Comment 1:* Whether the Company Respondents' Initial Questionnaire Response Should be Accepted
 - Comment 2:* Whether the Administrative Procedures Act (APA) Supports Accepting the Company Respondents' Questionnaire Response
 - Comment 3:* Whether Commerce Should Apply Facts Available (FA) Rather Than Adverse Facts Available (AFA) in Establishing the Countervailing Duty (CVD) Rate
 - Comment 4:* Whether the Petitioners' Allegations of a Conflict-of-Interest Warrant the Application of FA Rather Than AFA
 - Comment 5:* Whether Petitioners' Allegations of a Conflict-of-Interest Create an Actionable Violation of Antitrust Laws
 - Comment 6:* Whether the Petitioners' Alleged Violation of a Confidentiality Agreement Warrants the Application of FA Rather Than AFA
 - Comment 7:* Whether the AFA Rate Applied in the Preliminary Determination Is Warranted
 - Comment 8:* Whether Commerce Should Rely on Information Provided by the Government of Kazakhstan in Determining the Countervailability of Programs
 - Comment 9:* Whether Commerce Is Required To Exhaust Administrative Remedies
 - Comment 10:* Whether Commerce Imposed Provisional Measures Without Adequate Consideration
 - Comment 11:* Whether Commerce Should Find That Two Additional Programs Are Countervailable
- VIII. Recommendation

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[RTID 0648-XA863]

Schedules for Atlantic Shark Identification Workshops and Protected Species Safe Handling, Release, and Identification Workshops

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

ACTION: Notice of public workshops.

SUMMARY: Free Atlantic Shark Identification Workshops and Safe Handling, Release, and Identification Workshops will be held in April, May, and June of 2021. Certain fishermen and shark dealers are required to attend a workshop to meet regulatory requirements and to maintain valid permits. Specifically, the Atlantic Shark Identification Workshop is mandatory for all federally permitted Atlantic shark dealers. The Safe Handling, Release, and Identification Workshop is mandatory for vessel owners and operators who use bottom longline, pelagic longline, or gillnet gear, and who have also been issued shark or swordfish limited access permits. Additional free workshops will be conducted during 2021 and will be announced in a future notice.

DATES: The Atlantic Shark Identification Workshops will be held on April 16, May 6, and June 17, 2021. The Safe Handling, Release, and Identification Workshops will be held on April 2, April 23, May 6, May 19, June 2, and June 29, 2021. See **SUPPLEMENTARY INFORMATION** for further details.

ADDRESSES: The Atlantic Shark Identification Workshops will be held in Philadelphia, PA; Fort Lauderdale, FL; and Boston, MA. The Safe Handling, Release, and Identification Workshops will be held in Palm Coast, FL; Warwick, RI; Kenner, LA; Kitty Hawk, NC; Panama City, FL; and Philadelphia, PA. See **SUPPLEMENTARY INFORMATION** for further details on workshop locations.

FOR FURTHER INFORMATION CONTACT: Rick Pearson by phone: (727) 824-5399, or by email at rick.a.pearson@noaa.gov.

SUPPLEMENTARY INFORMATION: The workshop schedules, registration information, and a list of frequently asked questions regarding the Atlantic Shark Identification and Safe Handling, Release, and Identification workshops are posted online at: <https://www.fisheries.noaa.gov/atlantic-highly-migratory-species/atlantic-shark-identification-workshops> and <https://www.fisheries.noaa.gov/atlantic-highly-migratory-species/safe-handling-release-and-identification-workshops>.

Atlantic Shark Identification Workshops

Since January 1, 2008, Atlantic shark dealers have been prohibited from receiving, purchasing, trading, or bartering for Atlantic sharks unless a valid Atlantic Shark Identification Workshop certificate is on the premises of each business listed under the shark dealer permit that first receives Atlantic sharks (71 FR 58057; October 2, 2006). Dealers who attend and successfully complete a workshop are issued a

certificate for each place of business that is permitted to receive sharks. These certificate(s) are valid for three years. Thus, certificates that were initially issued in 2018 will be expiring in 2021. Approximately 180 free Atlantic Shark Identification Workshops have been conducted since October 2008.

Currently, permitted dealers may send a proxy to an Atlantic Shark Identification Workshop. However, if a dealer opts to send a proxy, the dealer must designate a proxy for each place of business covered by the dealer's permit that first receives Atlantic sharks. Only one certificate will be issued to each proxy. A proxy must be a person who is currently employed by a place of business covered by the dealer's permit; is a primary participant in the identification, weighing, and/or first receipt of fish as they are offloaded from a vessel; and who fills out dealer reports. Atlantic shark dealers are prohibited from renewing a Federal shark dealer permit unless a valid Atlantic Shark Identification Workshop certificate for each business location that first receives Atlantic sharks has been submitted with the permit renewal application. Additionally, trucks or other conveyances that are extensions of a dealer's place of business must possess a copy of a valid dealer or proxy Atlantic Shark Identification Workshop certificate.

Workshop Dates, Times, and Locations

1. April 16, 2021, 12 p.m.–4 p.m., Hampton Inn Philadelphia International Airport, 8600 Bartram Avenue, Philadelphia, PA 19153.
2. May 6, 2021, 12 p.m.–4 p.m., Hampton Inn Cypress Creek, 720 East Cypress Creek Road, Fort Lauderdale, FL 33334.
3. June 17, 2021, 12 p.m.–4 p.m., Embassy Suites Boston at Logan Airport, 207 Porter Street, Boston, MA 02128.

Registration

To register for a scheduled Atlantic Shark Identification Workshop, please contact Eric Sander at ericssharkguide@yahoo.com or at (386) 852–8588. Pre-registration is highly recommended, but not required.

Registration Materials

To ensure that workshop certificates are linked to the correct permits, participants will need to bring the following specific items to the workshop:

- Atlantic shark dealer permit holders must bring proof that the attendee is an owner or agent of the business (such as articles of incorporation), a copy of the

applicable permit, and proof of identification.

- Atlantic shark dealer proxies must bring documentation from the permitted dealer acknowledging that the proxy is attending the workshop on behalf of the permitted Atlantic shark dealer for a specific business location, a copy of the appropriate valid permit, and proof of identification.

Workshop Objectives

The Atlantic Shark Identification Workshops are designed to reduce the number of unknown and improperly identified sharks reported in the dealer reporting form and increase the accuracy of species-specific dealer-reported information. Reducing the number of unknown and improperly identified sharks will improve quota monitoring and the data used in stock assessments. These workshops will train shark dealer permit holders or their proxies to properly identify Atlantic shark carcasses.

Safe Handling, Release, and Identification Workshops

Since January 1, 2007, shark limited-access and swordfish limited-access permit holders who fish with longline or gillnet gear have been required to submit a copy of their Safe Handling, Release, and Identification Workshop certificate in order to renew either permit (71 FR 58057; October 2, 2006). These certificate(s) are valid for 3 years. Certificates issued in 2018 will be expiring in 2021. As such, vessel owners who have not already attended a workshop and received a NMFS certificate, or vessel owners whose certificate(s) will expire prior to the next permit renewal, must attend a workshop to fish with, or renew, their swordfish and shark limited-access permits. Additionally, new shark and swordfish limited-access permit applicants who intend to fish with longline or gillnet gear must attend a Safe Handling, Release, and Identification Workshop and submit a copy of their workshop certificate before either of the permits will be issued. Approximately 370 free Safe Handling, Release, and Identification Workshops have been conducted since 2006.

In addition to certifying vessel owners, at least one operator on board vessels issued a limited-access swordfish or shark permit that uses longline or gillnet gear is required to attend a Safe Handling, Release, and Identification Workshop and receive a certificate. Vessels that have been issued a limited-access swordfish or shark permit and that use longline or gillnet gear may not fish unless both the vessel

owner and operator have valid workshop certificates onboard at all times. Vessel operators who have not already attended a workshop and received a NMFS certificate, or vessel operators whose certificate(s) will expire prior to their next fishing trip, must attend a workshop to operate a vessel with swordfish and shark limited-access permits that uses longline or gillnet gear.

Workshop Dates, Times, and Locations

1. April 2, 2021, 9 a.m.–5 p.m., Hilton Garden Inn, 55 Town Center Boulevard, Palm Coast, FL 32164.
2. April 23, 2021, 9 a.m.–5 p.m., Hilton Garden Inn, 1 Thurber Street, Warwick, RI 02886.
3. May 6, 2021, 9 a.m.–5 p.m., Hilton—New Orleans Airport, 901 Airline Drive, Kenner, LA 70062.
4. May 19, 2021, 9 a.m.–5 p.m., Hilton Garden Inn, 5353 North Virginia Dare Trail, Kitty Hawk, NC 27949.
5. June 2, 2021, 9 a.m.–5 p.m., Hilton Garden Inn, 1101 US Highway 231, Panama City, FL 32405.
6. June 29, 2021, 9 a.m.–5 p.m., Embassy Suites by Hilton Philadelphia Airport, 9000 Bartram Avenue, Philadelphia, PA 19153.

Registration

To register for a scheduled Safe Handling, Release, and Identification Workshop, please contact Angler Conservation Education at (386) 682–0158. Pre-registration is highly recommended, but not required.

Registration Materials

To ensure that workshop certificates are linked to the correct permits, participants will need to bring the following specific items with them to the workshop:

- Individual vessel owners must bring a copy of the appropriate swordfish and/or shark permit(s), a copy of the vessel registration or documentation, and proof of identification;
- Representatives of a business-owned or co-owned vessel must bring proof that the individual is an agent of the business (such as articles of incorporation), a copy of the applicable swordfish and/or shark permit(s), and proof of identification; and
- Vessel operators must bring proof of identification.

Workshop Objectives

The Safe Handling, Release, and Identification Workshops are designed to teach longline and gillnet fishermen the required techniques for the safe handling and release of entangled and/

or hooked protected species, such as sea turtles, marine mammals, smalltooth sawfish, Atlantic sturgeon, and prohibited sharks. In an effort to improve reporting, the proper identification of protected species and prohibited sharks will also be taught at these workshops. Additionally, individuals attending these workshops will gain a better understanding of the requirements for participating in these fisheries. The overall goal of these workshops is to provide participants with the skills needed to reduce the mortality of protected species and prohibited sharks, which may prevent additional regulations on these fisheries in the future.

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

Dated: February 23, 2021.

Jennifer M. Wallace,
Acting Director, Office of Sustainable
Fisheries, National Marine Fisheries Service.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[RTID 0648-XA897]

Marine Mammals; File Nos. 22306, 23675, 24334, and 24378

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

ACTION: Notice; receipt of applications.

SUMMARY: Notice is hereby given that four applicants have applied in due form for a permit to conduct scientific research on 58 species of marine mammals. The species taken during research activities may include the following endangered or threatened cetaceans: Beluga whale (*Delphinapterus leucas*); blue whale (*Balaenoptera musculus*); bowhead whale (*Balaena mysticetus*); fin whale (*B. physalus*); gray whale (*Eschrichtius robustus*); humpback whale (*Megaptera novaeangliae*); killer whale (*Orcinus orca*); North Pacific right whale (*Eubalaena japonica*); sei whale (*Balaenoptera borealis*); sperm whale (*Physeter microcephalus*); and Southern right whale (*E. australis*); and the following endangered or threatened pinnipeds: Bearded seal (*Erignathus barbatus*); Guadalupe fur seal (*Arctocephalus townsendi*); ringed seal (*Phoca hispida spp.*); and Steller sea lion (*Eumetopias jubatus*). See the

applications for a complete list of species by stock or listing unit.

DATES: Written, telefaxed, or email comments must be received on or before March 29, 2021.

ADDRESSES: The applications 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 applicable File No. from the list of available applications. These documents are also available upon written request via email to NMFS.Pr1Comments@noaa.gov.

Written comments on these applications should be submitted via email to NMFS.Pr1Comments@noaa.gov. Please include File No. in the subject line of the email comment.

Those individuals requesting a public hearing should submit a written request via email to NMFS.Pr1Comments@noaa.gov. The request should set forth the specific reasons why a hearing on the application would be appropriate.

FOR FURTHER INFORMATION CONTACT: Shasta McClenahan, Ph.D. (File Nos. 22306 and 23675), Amy Hapeman (File No. 24334), or Courtney Smith, Ph.D. (File No. 24378), (301) 427-8401.

SUPPLEMENTARY INFORMATION: The subject permits are 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 Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-226), and the Fur Seal Act of 1966, as amended (16 U.S.C. 1151 *et seq.*).

File No. 22306: NMFS, Southwest Fisheries Science Center, 8901 La Jolla Shores Drive, La Jolla, California 92037, (Responsible Party: David Weller, Ph.D.), proposes to conduct research on 48 species of cetaceans and 6 species of pinnipeds in U.S. and international waters of the Pacific and Southern Oceans. The objectives of the research are to monitor and understand trends and population dynamics of marine mammals by collecting data on abundance, distribution, density, survival, immigration/emigration, reproduction, health and condition, movement patterns, dive behavior, acoustics, demography and stock structure. Cetaceans may be taken during vessel and aerial surveys, including unmanned aircraft systems

(UAS), for counts, photo-identification, photography, videography, photogrammetry, behavioral observations, passive acoustic recordings, biological sampling (exhaled air, feces, sloughed skin, and skin and blubber biopsies), and tagging (suction-cup and dart/barb). Pinnipeds may be taken during manned and unmanned aerial and ground surveys for counts, photo-identification, photography, videography, photogrammetry, and collection of scat and spew. Marine mammal parts may also be imported, exported, salvaged, or received for analysis and curation. See the application for complete numbers of animals requested by species, life stage, and procedure. The permit is requested for five years.

File No. 23675: Brianna Witteveen, Ph.D., University of Alaska Fairbanks, 118 Trident Way, Kodiak, AK 99615, proposes to conduct research in the North Pacific Ocean in Alaska focusing on nine cetacean species. The objectives of the research are to advance knowledge and improve understanding of the foraging behavior, prey use, and habitat overlap among sympatric cetaceans throughout their habitat. Cetaceans may be taken during vessel surveys for photo-identification, behavioral observations, active acoustic sonar for prey mapping, biological sampling (feces, sloughed skin, predation remains, and skin and blubber biopsies), and suction-cup tagging. Six additional marine mammal species may be unintentionally harassed during research targeting cetaceans. See the application for complete numbers of animals requested by species, life stage, and procedure. The permit is requested for 5 years.

File No. 24334: Alaska Department of Fish and Game, P.O. Box 25526, Juneau, AK 99802, (Responsible Party: Lori Quakenbush, Ph.D.) proposes to conduct research on five whale species in the Bering, Chukchi, and Beaufort seas (U.S. and international waters) adjacent to Alaska. Research topics would include movements, habitat use, migration routes, body condition, predation, stock structure, population abundance, behavior relative to feeding, social interactions, human disturbance, and social structure. Researchers would conduct vessel surveys for tagging (dart/barb, deep implant, suction cup, or dorsal ridge attachments depending on species), biopsy sampling, photo-identification, and UAS surveys for all species. The applicant also requests to conduct manned aerial surveys and captures for tagging with biological sample collection of four beluga whale stocks. The applicant also requests