

considered non-significant because they are: (1) Beyond the scope of the proposed action and its purpose and need; (2) already decided by law, regulation, or the Land and Resource Management Plan; (3) irrelevant to the decision to be made; or (4) conjectural and not supported by scientific or factual evidence.

**Alternatives:** Alternatives proposed to date are the Proposed Action as describe above and the No Action.

**Identification of permits or licenses required:** No permits or licenses have been identified to implement the proposed action.

**Lead, joint lead, and cooperating agencies:** The USDA Forest Service is the lead agency for this proposal; there are no cooperating agencies.

**Estimated dates for filing:** The expected filing date with the Environmental Protection Agency for the draft EIS March 6, 2006. The expected filing date for the final EIS is July 24, 2006.

**Person to which comments may be mailed:** Comments may be submitted to: District Ranger, Hat Creek Ranger District, at P.O. Box 220, Fall River Mills, CA, 96028 or (530) 336-5758 (fax) during normal business hours. The Hat Creek Ranger District business hours are from 8 a.m. to 4:30 p.m. Monday through Friday. Electronic comments, in acceptable plain text (.txt), rich text (.rtf), or Word (.doc) formats, may be submitted to: *comments-pacificsouthwest-lassen-hatcreek@fs.fed.us* using Subject: North 49 Forest Health Recovery Project.

**Reviewer's obligation to comment:** The comment period on the draft EIS will be 49 days from the date the Environmental Protection Agency publishes the notice of availability of the draft EIS in the **Federal Register**.

The Forest Service believes, at this early stage, it is important to give reviewers notice of several court rulings related to public participation in the environmental review process. First, reviewers of draft statements must structure their participation in the environmental review of the proposal so that it is meaningful and alerts an agency to the reviewer's position and contentions. *Vermont Yankee Nuclear Power Corp. v. NRDC*, 435 U.S. 519, 553 (1978). Also environmental objections that could be raised at the draft environmental impact statement stage but that are not raised until after completion of the final environmental impact statement may be waived or dismissed by the courts. *City of Angoon v. Hodel*, 803 F.2d 1016, 1022 (9th Cir. 1986) and *Wisconsin Heritages, Inc. v. Harris*, 490 F. Supp. 1334, 1338 (E.D.

Wis. 1980). Because of these court rulings, it is very important that those interested in this proposed action participate by the close of the 45 day comment period so that substantive comments and objections are made available to the Forest Service at a time when it can meaningfully consider them and respond to them in the final environmental impact statement.

To assist the Forest Service in identifying and considering issues and concerns on the proposed action, comments on the draft environmental impact statement should be as specific as possible. It is also helpful if comments refer to specific pages or chapters of the draft statement. Comments may also address the adequacy of the draft environmental impact statement or the merits of the alternatives formulated and discussed in the statement. Reviewers may wish to refer to the Council on Environmental Quality Regulations for implementing the procedural provisions of the National Environmental Policy Act at 40 CFR 1503.3 in addressing these points.

**FOR FURTHER INFORMATION CONTACT:** Scott Stawiariski, Interdisciplinary Team Leader, may be contacted by phone at (530) 336-5521 for more information about the proposed action and the environmental impact statement or at the Hat Creek Ranger District, P.O. Box 220, Fall River Mills, CA 96028.

**Responsible official and mailing address:** Laurie Tippin, Forest Supervisor, 2550 S. Riverside Drive, Susanville, CA 96130.

Dated: October 27, 2005.

**Elizabeth Norton,**

*Acting Forest Supervisor, Lassen National Forest.*

[FR Doc. 05-21798 Filed 11-1-05; 8:45 am]

**BILLING CODE 5410-99-M**

## DEPARTMENT OF AGRICULTURE

### Forest Service

#### Siskiyou County Resource Advisory Committee

**AGENCY:** Forest Service, USDA.

**ACTION:** Notice of meeting.

**SUMMARY:** The Siskiyou County Resource Advisory Committee will meet in Yreka, California, November 14, 2005. The meeting will include routine business and the review and recommendation for implementation of submitted project proposals.

**DATES:** The meeting will be held November 14, 2005, from 4 p.m. until 7 p.m.

**ADDRESSES:** The meeting will be held at the Yreka High School Library, Preece Way, Yreka, California.

**FOR FURTHER INFORMATION CONTACT:** Bob Talley, RAC Coordinator, Klamath National Forest, (530) 841-4423 or electronically at *rtalley@fs.fed.us*.

**SUPPLEMENTARY INFORMATION:** The meeting is open to the public. Public comment opportunity will be provided and individuals will have the opportunity to address the Committee at that time.

Dated: October 27, 2005.

**Margaret J. Boland,**

*Designated Federal Official.*

[FR Doc. 05-21797 Filed 11-1-05; 8:45 am]

**BILLING CODE 3410-11-M**

## DEPARTMENT OF COMMERCE

### Economic Development Administration

#### Announcement of Performance Review Board Members

**AGENCY:** Economic Development Administration, Department of Commerce.

**ACTION:** Notice.

**SUMMARY:** This notice announces the names of new and existing members of the Economic Development Administration's Performance Review Board.

**FOR FURTHER INFORMATION CONTACT:** Deanna Shepherd, Economic Development Administration, Office of Human Resources, at (202) 482-2686, Room 7217, Washington, DC 20230.

**SUPPLEMENTARY INFORMATION:** 5 CFR 430.310 requires agencies to publish notice of Performance Review Board appointees in the **Federal Register** before their service begins. The role of the Performance Review Board is to review and make recommendations to the appointing authority on performance management issues such as appraisals, pay adjustments, bonuses, and Presidential Rank Awards for members of the Senior Executive Service. Sandy K. Baruah, Acting Assistant Secretary of Commerce for Economic Development, Economic Development Administration (EDA) has named the following members of the Economic Development Administration Performance Review Board:

1. Aimee Strudwick, Chief of Staff to the Deputy Secretary, Office of the Secretary, (Chairperson) (new);
2. Barbara Retzlaff, Director, Office of Budget, Office of the Secretary (new);
3. John Kneuer, Deputy Assistant Secretary of Commerce for

Communications and Information, National Telecommunications and Information Administration (new);

4. Lisa Casias, Acting Deputy Chief Financial Officer and Acting Director for Financial Management, Office of the Secretary;

5. William J. Fleming, Deputy Director, Office of Human Resources Management, Office of the Secretary (new);

6. Deanna L. Shepherd, Executive Secretary to the EDA Performance Review Board, EDA's Office of Human Resources.

Dated: October 27, 2005.

**Deanna L. Shepherd,**

*Human Resources Officer.*

[FR Doc. 05-21854 Filed 11-1-05; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-855]

#### Notice of Continuation of Antidumping Duty Order on Certain Non-Frozen Apple Juice Concentrate from the People's Republic of China

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

**EFFECTIVE DATE:** November 2, 2005.

**FOR FURTHER INFORMATION CONTACT:** Maureen Flannery at (202) 482-3020 or Frances Veith at (202) 482-4295, AD/CVD Operations, International Trade Administration, U.S. Department of Commerce, 14<sup>th</sup> Street and Constitution Avenue, NW, Washington, DC, 20230.

**SUMMARY:** The U.S. Department of Commerce (Department), pursuant to section 751(c) of the Tariff Act of 1930, as amended (the Act), has determined that revocation of the antidumping duty order on certain non-frozen apple juice concentrate (NFAJC) from the People's Republic of China (PRC) would likely lead to continuation or recurrence of dumping. On October 21, 2005, the International Trade Commission (ITC), pursuant to section 751(c) of the Act, determined that revocation of the antidumping duty order on certain NFAJC from the PRC would likely lead to continuation or recurrence of material injury to an industry in the United States within a reasonably foreseeable time. Therefore, pursuant to 19 CFR 351.218(f)(4), the Department is publishing notice of the continuation of the antidumping duty order on certain NFAJC from the PRC.

**SUPPLEMENTARY INFORMATION:**

### Background

On May 2, 2005, the Department initiated, and the ITC instituted, a sunset review of the antidumping duty order on certain NFAJC from the PRC, pursuant to section 751(c) of the Act. *See Initiation of Five-year (Sunset) Reviews*, 70 FR 22632 (May 2, 2005) and *Non-Frozen Concentrate Apple Juice from China*, 70 FR 22694 (May 2, 2005). As a result of its review, the Department found that revocation of the antidumping duty order would likely lead to continuation or recurrence of dumping and notified the ITC of the magnitude of the margins likely to prevail were the order revoked. *See Non-Frozen Apple Juice Concentrate from the People's Republic of China (PRC); Notice of Final Results of Expedited Sunset Review of Antidumping Duty Order*, 70 FR 53339 (September 8, 2005). On October 21, 2005, the ITC determined, pursuant to section 751(c) of the Act, that revocation of the antidumping duty order on certain NFAJC would likely lead to continuation or recurrence of material injury to an industry in the United States within a reasonably foreseeable time. *See Non-Frozen Concentrated Apple Juice from China*, 70 FR 61309 (October 21, 2005).

### Scope of the Order

The product covered by this antidumping order is certain NFAJC. Certain NFAJC is defined as all non-frozen concentrated apple juice with a Brix scale of 40 or greater, whether or not containing added sugar or other sweetening matter, and whether or not fortified with vitamins or minerals. Excluded from the scope of this order are: frozen concentrated apple juice; non-frozen concentrated apple juice that has been fermented; and non-frozen concentrated apple juice to which spirits have been added.

The merchandise subject to this order is currently classifiable in the Harmonized Tariff Schedule of the United States (HTSUS) at subheadings 2106.90.52.00, and 2009.70.00.20 before January 1, 2002, and 2009.79.00.20 on or after January 1, 2002. Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the scope of the order is dispositive.

### Determination

As a result of the determinations by the Department and the ITC that revocation of this antidumping duty order would be likely to lead to continuation or recurrence of dumping and material injury to an industry in the

United States, pursuant to section 751(d)(2) of the Act, the Department hereby orders the continuation of the antidumping duty order on certain NFAJC from the PRC. U.S. Customs and Border Protection will continue to collect antidumping duty deposits at the rates in effect at the time of entry for all imports of subject merchandise. The effective date of continuation of this order is the date of publication of the **Federal Register** of this Notice of Continuation in accordance with 19 CFR 351.218(f)(4). Pursuant to sections 751(c)(2) and 751(c)(6) of the Act, the Department intends to initiate the next five-year review of this order not later than October 2010.

We are issuing and publishing the results and notice in accordance with sections 751(c) and 752, and 777(i)(1) of the Act.

Dated: October 27, 2005.

**Stephen J. Claeys,**

*Deputy Assistant Secretary for Import Administration.*

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BILLING CODE 3510-DS-S

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-351-806]

#### Silicon Metal from Brazil: Notice of Court Decision Not in Harmony

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

**SUMMARY:** On October 6, 2005, in *Elkem Metals Company and Globe Metallurgical Inc., v. United States*, Slip Op. 05-134, the Court of International Trade (CIT) affirmed the Final Results of Redetermination Pursuant to Court Remand (Remand Redetermination) issued by the Department of Commerce (the Department) on July 14, 2004. Consistent with the decision of the U.S. Court of Appeals for the Federal Circuit (CAFC) in *Timken Co. v. United States*, 893 F.2d 337 (Fed. Cir. 1990) (*Timken*), the Department will continue to order the suspension of liquidation of the subject merchandise, where appropriate, until there is a "conclusive" decision in this case. If the case is not appealed, or if it is affirmed on appeal, the Department will instruct U.S. Customs and Border Protection (CBP) to liquidate all relevant entries from Companhia Brasileira Carbureto De Calcio (CBCC) and Electrosilex, S.A. (Electrosilex), as appropriate.

**EFFECTIVE DATE:** November 2, 2005.