

# Notices

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This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF AGRICULTURE

### Forest Service

#### Newspapers Used for Publication of Legal Notice of Appealable Decisions for the Northern Region; Northern Idaho, Montana, North Dakota, and portions of South Dakota and Eastern Washington

**AGENCY:** Forest Service, USDA.

**ACTION:** Notice.

**SUMMARY:** This notice lists the newspapers that will be used by all Ranger Districts, Forests, Grasslands, and the Regional Office of the Northern Region to publish legal notices for public comment and decisions subject to appeal and predecisional administrative review under 36 CFR 215, 217, and 218. The intended effect of this action is to inform interested members of the public which newspapers will be used to publish legal notices for public comment or decisions; thereby allowing them to receive constructive notice of a decision, to provide clear evidence of timely notice, and to achieve consistency in administering the appeals process.

**DATES:** Publication of legal notices in the listed newspapers will begin with decisions subject to appeal that are made on or after January 2, 2007. The list of newspapers will remain in effect until another notice is published in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** Appeals and Litigation Group Leader; Northern Region; P.O. Box 7669; Missoula, Montana 59807, Phone: (406) 327-3696.

The newspapers to be used are as follows:

#### Northern Regional Office

Regional Forester decisions in Montana: The Missoulian, Great Falls Tribune, and The Billings Gazette.

Regional Forester decisions in Northern Idaho and Eastern Washington: The Spokesman Review and Lewiston Tribune.  
*Beaverhead/Deerlodge NF*—Montana Standard  
*Bitterroot NF*—Ravalli Republic  
*Clearwater NF*—Lewiston Tribune  
*Custer NF*—Billings Gazette (Montana)  
 Rapid City Journal (South Dakota)  
*Dakota Prairie Grasslands*—Bismarck Tribune (North and South Dakota)  
*Flathead NF*—Daily Inter Lake  
*Gallatin NF*—Bozeman Chronicle  
*Helena NF*—Independent Record  
*Idaho Panhandle NFs*—Coeur d'Alene Press  
*Kootenai NF*—Daily Inter Lake  
*Lewis & Clark NF*—Great Falls Tribune  
*Lolo NF*—Missoulian  
*Nez Perce NF*—Lewiston Tribune

Supplemental notices may be placed in any newspaper, but time frames/deadlines will be calculated based upon notices in newspapers of record listed above.

Dated: December 22, 2006.

**Kathleen A. McAllister,**  
 Deputy Regional Forester.

[FR Doc. 06-9926 Filed 12-28-06; 8:45 am]

**BILLING CODE 3410-11-M**

## DEPARTMENT OF AGRICULTURE

### Forest Service

#### Oil and Gas Leasing EIS on Lands Administered by the Dixie National Forest

**AGENCY:** Forest Service, USDA and Bureau of Land Management, USDI.

**ACTION:** Notice of intent to prepare an environmental impact statement.

**SUMMARY:** The Forest Supervisor of the Dixie National Forest gives notice of the intent to prepare an environmental impact statement (EIS) to document the analysis and disclose the environmental and human effects of oil and gas leasing on lands administered by the Dixie National Forest. The Federal Onshore Oil and Gas Leasing Reform Act of 1987 requires the Forest Service to evaluate National Forest System lands for potential oil and gas leasing.

The EIS would analyze all lands with a federally-owned mineral estate within the Dixie National Forest.

As the agency responsible for lease issuance and administration, the Bureau of Land Management (BLM) will participate as a cooperating agency.

**DATES:** Comments concerning the scope of the analysis should be received within 30 days from date of publication of this notice in the **Federal Register** to be most useful. The draft environmental impact statement is expected winter 2007/2008, and the final environmental impact statement is expected summer 2008.

**ADDRESSES:** Susan Baughman, Oil and Gas Leasing Project Manager, Dixie National Forest, 1789 N. Wedgewood Lane, Cedar City, Utah 84720; phone: (435) 865-3703; fax: (435) 865-3791; e-mail:

*dixie\_oil\_gas\_eis\_comments@fs.fed.us*. E-mailed comments must be submitted in MS Word (\*.doc) or rich text format (\*.rtf) and should include the project name in the subject line. Written comments may also be submitted at the above address during regular business hours of 8 a.m. to 5 p.m., Monday–Friday.

#### FOR FURTHER INFORMATION CONTACT:

Susan Baughman, Oil and Gas Leasing Project Manager, Dixie National Forest, 1789 N. Wedgewood Lane, Cedar City, Utah 84720; phone: (435) 865-3703.

**SUPPLEMENTARY INFORMATION:** The EIS analysis area includes the entire Dixie National Forest (approximately 1,710,677 acres), with the exception of designated wilderness areas (approximately 82,840 acres) for a total study area of approximately 1,627,837 acres.

The Department of Interior, BLM, acts as the onshore leasing agent for the Federal government. The Federal Onshore Oil and Gas Leasing Reform Act of 1987 states that the BLM cannot lease over the objection of the Forest Service and authorizes the Forest Service to regulate all surface disturbing activities conducted pursuant to a lease. Therefore, the Forest Service has established an incremental decision-making framework for the consideration of oil and gas leasing activities on National Forest System lands. In general, the various steps that are undertaken are: (1) Forest Service leasing analysis; (2) Forest Service notification to BLM of lands administratively available for leasing; (3) Forest Service review and verification of BLM leasing proposals; (4) BLM assessment of Forest Service conditions of surface occupancy; (5) BLM offers lease; (6) BLM issues lease;

(7) Forest Service review and approval of lessee's surface use plan of operations; (8) BLM review and approval of lessee's application for permit to drill; and (9) ensure final reclamation.

Based upon the Forest Service leasing analysis (step 1 from above), the Forest Service decides whether or not lands will be available for leasing and decides under what conditions (stipulations) the leases will be issued. This EIS will fulfill this step.

#### **Purpose and Need for Action**

The purpose of the proposed action is to complete a forest-wide leasing analysis, to comply with the Federal Onshore Oil and Gas Leasing Reform Act of 1987. This requires the Forest Service to analyze lands under its jurisdiction that are legally available for leasing to meet the federal regulatory requirements of 36 CFR 228.102 and in accordance with the National Environmental Policy Act of 1969. The need is to be responsive to requests for oil and gas leasing on the Dixie National Forest.

Since the Federal Onshore Oil and Gas Leasing Reform Act of 1987 was signed into law, no new oil and gas leases have been authorized on the Dixie National Forest. However the oil and gas industry continued to express interest in leasing and interest has recently escalated due to the increased demand for oil and gas, high prices, and discoveries of oil and gas reserves in other areas with similar geologic conditions. The BLM Utah State Office has received numerous written expressions of interest for leasing portions of the Dixie National Forest over the past several years.

#### **Proposed Action**

The Forest Supervisor of the Dixie National Forest and Utah State Director, Bureau of Land Management propose to conduct the analysis and decide which lands to make available for oil and gas leasing. The analysis area includes lands administered by the Dixie National Forest. As part of the analysis, the Forest Service will identify areas that would be available for leasing subject to the terms and conditions of the standard oil and gas lease form, or subject to constraints that would require the use of lease stipulations such as those prohibiting surface occupancy. The analysis will also: (1) Identify alternatives to the proposed action, including that of not allowing leasing (no action), (2) project the type/amount of post-leasing activity that is reasonably foreseeable, (3) analyze the reasonably foreseeable impacts of

projected post-leasing activity [36 CFR 228.102(c)], and (4) be used to develop an amendment to the Forest Plan if necessary.

#### **Possible Alternatives**

All alternatives studied in detail must fall within the scope of the purpose and need for action and will generally tier to and comply with the Dixie Forest Plan. Law requires evaluation of a "no-action alternative." Under the No Action/No Lease alternative, no oil and gas leasing would occur. Alternatives to be evaluated would range from the No Action/No Lease alternative (most restrictive) to the Standard Lease Terms alternative (least restrictive) where all lands legally open to leasing would be made administratively available for leasing with only the standard BLM terms and conditions contained on BLM Lease Form 3100-11. Other alternatives which fall somewhere between the No Action/No Leasing alternative and Lease with Standard Terms alternative would also be developed and evaluated, which would involve making some lands unavailable for leasing and other lands available for leasing with lease stipulations for the protection of other resources and interests.

The Forest is expecting that the public input will generate either thematic concerns or area-specific issues that may be addressed by modifying the proposed action to create a new alternative or alternatives.

#### **Lead and Cooperating Agencies**

The Forest Service is the lead agency. The Bureau of Land Management and State of Utah will participate as cooperating agencies.

#### **Responsible Officials**

Kevin Schulkoski, Acting Forest Supervisor, Dixie National Forest, 1789 N. Wedgewood Lane, Cedar City, Utah, 84720.

#### **Nature of Decision To Be Made**

The Forest Supervisor, Dixie National Forest, will decide which lands with federal mineral ownership administered by the Dixie National Forest will be administratively available for oil and gas leasing, along with associated conditions or constraints for the protection of non-mineral interests [36 CFR 228.102(d)]. The Forest Supervisor will also authorize the BLM to offer specific lands for lease, subject to the Forest Service ensuring that the required stipulations are attached to the leases [36 CFR 228.102(e)]. The Forest Service proposes to amend the Forest Plan to incorporate the leasing decision

and other site-specific changes as indicated in the analysis.

The BLM is responsible for issuing and administration of oil and gas leases under the Mineral Leasing Act of 1920, as amended, and Federal Regulations in 43 CFR 3101.7. The BLM Utah State Director must decide whether or not to offer for lease specific lands authorized for leasing by the Dixie National Forest and with what stipulations.

#### **Scoping Process**

The first formal opportunity to comment on the Dixie National Forest Oil and Gas Leasing Analysis Project is during the scoping process (40 CFR 1501.7), which begins with the issuance of this Notice of Intent.

*Mail comments to:* Susan Baughman, Oil and Gas Leasing Project Manager, Dixie National Forest, 1789 N. Wedgewood Lane, Cedar City, Utah 84720. The Forest Service requests comments on the nature and scope of the environmental, social, and economic issues, and possible alternatives related to oil and gas leasing on lands administered by the Dixie National Forest.

A series of public opportunities are scheduled to describe the proposal and to provide an opportunity for public input. Three scoping meetings are planned:

*January 16:* 5 p.m. to 7 p.m., Best Western Abbey Inn, 1129 South Bluff, St. George, Utah.

*January 17:* 11 a.m. to 2 p.m., 5 p.m. to 7 p.m., Cannonville Visitor Center, 10 Center Street, Cannonville, Utah.

*January 18:* 5 p.m. to 7 p.m., Heritage Center, 105 North 100 East, Cedar City, Utah. Written comments will be accepted at these meetings. The Forest Service will work with tribal governments to address issues that would significantly or uniquely affect them.

#### **Preliminary Issues**

Issues that may be analyzed in all alternatives include: the socioeconomic effects of oil and gas leasing and subsequent activities; effects on terrestrial and aquatic flora and fauna, including threatened and endangered species, sensitive species, and management indicator species; effects on both developed and dispersed recreation; effects on air resources; effects on water resources, including wetlands, floodplains, riparian areas, culinary and municipal water systems, and groundwater; effects on visual resources; effects of leasing stipulations and mitigation measures on oil and gas exploration and development activity; effects on soils and geologic hazards;

effects on cultural and traditional heritage resources; effects on transportation; effects on upland vegetation; effects on riparian vegetation; effects on inventoried roadless areas; effects on other mineral resource extraction activities; and effects on noxious weeds and invasive species. Specific issues will be developed through review of public comments and internal review.

#### Comment Requested

This Notice of Intent initiates the scoping process which guides the development of the environmental impact statement. The Forest has also received substantial input at public meetings held for the Forest Plan revision, including issues relative to mineral exploration and development. Through these efforts the Forest has an understanding of the broad range of perspectives on the resource issues and social values attributed to resource activities on the Dixie National Forest. Consequently site-specific comments or concerns are the most important types of information needed for this EIS. Because the Oil and Gas Leasing EIS is a stand-alone document, only public comment letters which address relevant issues and concerns will be considered and formally addressed in an appendix in the final environmental impact statement.

#### Early Notice of Importance of Public Participation in Subsequent Environmental Review

A draft environmental impact statement will be prepared for comment. The comment period on the draft environmental impact statement is expected to be 45 days from the date the Environmental Protection Agency publishes the notice of availability 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 environmental impact 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 providing comments during the scoping comment period and during the comment period following the draft EIS 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 should be as specific as possible. 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 their points.

Comments received, including the names and addresses of those who comment, will be considered part of the public record on this proposal and will be available for public inspection.

(Authority: 40 CFR 1501.7 and 1508.22; Forest Service Handbook 1909.15, Section 21).

Dated: December 19, 2006.

**Kevin R. Schulkoski,**

*Acting Forest Supervisor.*

[FR Doc. E6-22038 Filed 12-28-06; 8:45 am]

**BILLING CODE 3410-11-P**

## DEPARTMENT OF COMMERCE

### International Trade Administration

**A-357-812**

#### Honey from Argentina: Preliminary Results of Antidumping Duty Administrative Review and Intent Not to Revoke in Part

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

**SUMMARY:** In response to requests by interested parties, the Department of Commerce (the Department) is conducting an administrative review of the antidumping order on honey from Argentina. The review covers four firms, one of which was selected as a mandatory respondent (see "Background" section of this notice for further explanation). The period of review (POR) is December 1, 2004, through November 30, 2005.

We preliminarily determine that sales of honey from Argentina have not been made below the normal value (NV) for the respondent firm, Seylinco S.A. (Seylinco). In addition, we will

preliminarily apply the *de minimis* rate calculated for Seylinco as the review-specific rate for those companies subject to this review but not selected as respondents (*i.e.*, Mielar S.A./Compania Apicola Argentina S.A. (Mielar/CAA) and El Mana S.A.). For more detail, see the "Background" section below; see also "Preliminary Results of Review," below. If these preliminary results are adopted in our final results of administrative review, we will instruct U.S. Customs and Border Protection (CBP) to assess antidumping duties based on the difference between the export price (EP) and NV. Interested parties are invited to comment on these preliminary results. Parties who submit argument in these proceedings are requested to submit with the argument: (1) a statement of the issues, (2) a brief summary of the argument, and (3) a table of authorities.

**EFFECTIVE DATE:** December 29, 2006.

#### FOR FURTHER INFORMATION CONTACT:

Maryanne Burke, Deborah Scott, or Robert James, AD/CVD Operations, Office 7, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Room 7866, Washington, DC 20230; telephone (202) 482-5604, (202) 482-2657, or (202) 482-0649, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Background

On December 10, 2001, the Department published the antidumping duty order on honey from Argentina. See *Notice of Antidumping Duty Order: Honey from Argentina*, 66 FR 63672 (December 10, 2001). On December 1, 2005, the Department published its opportunity to request a review. See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity to Request Administrative Review*, 70 FR 72109 (December 1, 2005). On December 30, 2005, the American Honey Producers Association and the Sioux Honey Association (collectively, petitioners) requested an administrative review of the antidumping duty order on honey from Argentina for the period December 1, 2004, through November 30, 2005. Petitioners requested that the Department review entries of subject merchandise made by 42 Argentine producers/exporters. In addition, the Department received individual requests for review from four Argentine exporters, all of which were named in the petitioners' request for review. On January 6, 2006, petitioners withdrew their request for review with respect to 23 of the companies listed in their