

**DEPARTMENT OF COMMERCE****Foreign-Trade Zones Board**

[Order No. 1863]

**Reorganization/Expansion of Foreign-z Under Alternative Site Framework; Galveston, TX**

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a–81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

*Whereas*, the Board adopted the alternative site framework (ASF) (15 CFR 400.2(c)) as an option for the establishment or reorganization of zones;

*Whereas*, the Board of Trustees of the Galveston Wharves, grantee of Foreign-Trade Zone 36, submitted an application to the Board (FTZ Docket B–41–2012, filed 05/22/2012) for authority to reorganize under the ASF with a service area of Galveston County, Texas, within and adjacent to the Houston Customs and Border Protection port of entry, expand existing Site 2 to restore to zone status 76 acres, FTZ 36's Sites 1, 2 (as modified) and 3 would be categorized as magnet sites and Sites 4, 5 and 6 would be categorized as usage-driven sites;

*Whereas*, notice inviting public comment was given in the **Federal Register** (77 FR 31308, 05/25/2012) and the application has been processed pursuant to the FTZ Act and the Board's regulations; and,

*Whereas*, the Board adopts the findings and recommendation of the examiner's report, and finds that the requirements of the FTZ Act and the Board's regulations are satisfied, and that the proposal is in the public interest;

*Now, therefore*, the Board hereby orders:

The application to reorganize and expand FTZ 36 under the alternative site framework is approved, subject to the FTZ Act and the Board's regulations, including Section 400.13, to the Board's standard 2,000-acre activation limit for the zone, to ASF sunset provisions for magnet sites that would terminate authority for Site 2 if not activated by October 31, 2022, and for Site 3 if not activated by October 31, 2017, and to a three-year ASF sunset provision for usage-driven sites that would terminate authority for Sites 4, 5 and 6 if no foreign-status merchandise is admitted for a *bona fide* customs purpose by October 31, 2015.

Signed at Washington, DC, this 18th day of October 2012.

**Paul Piquado**,

*Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.*

Attest:

**Elizabeth Whiteman**,

*Acting Executive Secretary.*

[FR Doc. 2012–26419 Filed 10–25–12; 8:45 am]

**BILLING CODE 3510–DS–P**

**DEPARTMENT OF COMMERCE****International Trade Administration**

[A–433–811, A–570–985]

**Xanthan Gum From Austria and the People's Republic of China: Postponement of Preliminary Determinations of Antidumping Duty Investigations**

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

**DATES:** October 26, 2012.

**FOR FURTHER INFORMATION CONTACT:**

Karine Gziryan (Austria) or Brandon Farlander (People's Republic of China), AD/CVD Operations, Office 4, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230, telephone: (202) 482–4081 or (202) 482–0182, respectively.

**SUPPLEMENTARY INFORMATION:****Postponement of Preliminary Determinations**

On July 2, 2012, the Department of Commerce (the “Department”) published a notice of initiation of antidumping duty investigations of xanthan gum from Austria and the People's Republic of China.<sup>1</sup> The notice of initiation stated that the Department, in accordance with section 733(b)(1)(A) of the Tariff Act of 1930, as amended (the “Act”), and 19 CFR 351.205(b)(1), would issue its preliminary determinations for these investigations, unless postponed, no later than 140 days after the date of the initiation. The preliminary determinations of these antidumping duty investigations are currently due no later than November 12, 2012.

On October 12, 2012, CP Kelco U.S. (“Petitioner”), pursuant to 19 CFR 351.205(b)(2) and (e), made a timely request for postponement of the

<sup>1</sup> See *Xanthan Gum From Austria and the People's Republic of China: Initiation of Antidumping Duty Investigations*, 77 FR 39210 (July 2, 2012).

preliminary determinations in these investigations.<sup>2</sup> Petitioner requested a 50-day postponement of the preliminary determinations in order to provide the Department with sufficient time to review the questionnaire responses and issue appropriate requests for clarification and additional information.

For the reasons stated above and because there are no compelling reasons to deny the request, the Department, in accordance with section 733(c)(1)(A) of the Act, is postponing the deadline for the preliminary determinations to no later than 190 days after the date on which the Department initiated these investigations. Therefore, the new deadline for issuing these preliminary determinations is January 2, 2013.<sup>3</sup>

This notice is issued and published pursuant to section 733(c)(2) of the Act and 19 CFR 351.205(f)(1).

Dated: October 19, 2012.

**Paul Piquado**,

*Assistant Secretary for Import Administration.*

[FR Doc. 2012–26409 Filed 10–25–12; 8:45 am]

**BILLING CODE 3510–DS–P**

**DEPARTMENT OF COMMERCE****International Trade Administration**

[A–570–866]

**Folding Gift Boxes From the People's Republic of China: Preliminary Results of the Second Sunset Review of the Antidumping Duty Order**

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

**SUMMARY:** On April 2, 2012, the Department of Commerce (“the Department”) initiated the second five-year (“sunset”) review of the antidumping duty order on certain folding gift boxes<sup>1</sup> from the People's Republic of China (“PRC”) pursuant to section 751(c) of the Tariff Act of 1930, as amended (“the Act”). On the basis of a notice of intent to participate and an

<sup>2</sup> See Letter from Petitioner to the Secretary of Commerce, “Xanthan Gum From Austria: Request to Fully Extend Preliminary Determination” (October 12, 2012) and Letter from Petitioner to the Secretary of Commerce, “Xanthan Gum From the People's Republic of China: Request to Fully Extend Preliminary Determination” (October 12, 2012).

<sup>3</sup> Because the deadline, January 1, 2013, falls on a national holiday the deadline is postponed until the next business day. See *Notice of Clarification: Application of “Next Business Day” Rule for Administrative Determination Deadlines Pursuant to the Tariff Act of 1930, as Amended*, 70 FR 24533 (May 10, 2005).

<sup>1</sup> See *Notice of Antidumping Duty Order: Certain Folding Gift Boxes From the People's Republic of China*, 67 FR 864 (January 8, 2002) (“Order”).

adequate substantive response filed on behalf of the domestic interested parties, as well as a lack of response from respondent interested parties, the Department determined to conduct an expedited sunset review of the *Order*, pursuant to section 751(c)(3)(B) of the Act and 19 CFR 351.218(e)(1)(ii)(C)(2). On July 23, 2012, the Department reconsidered its determination to conduct an expedited sunset review of the *Order* and determined instead to conduct a full sunset review of the *Order* on folding gift boxes from the PRC.<sup>2</sup> As a result of this sunset review, the Department preliminarily finds that revocation of the *Order* on folding gift boxes from the PRC would be likely to lead to continuation or recurrence of dumping at the levels indicated in the "Preliminary Results of Review" section of this notice.

**DATES:** *Effective Date:* October 26, 2012.

**FOR FURTHER INFORMATION CONTACT:**

Demitri Kalogeropoulos; AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: 202-482-2623.

**SUPPLEMENTARY INFORMATION:**

**Background**

On April 2, 2012, the Department initiated the second sunset review of the *Order* on folding gift boxes from the PRC, pursuant to section 751(c) of the Act.<sup>3</sup> On May 2, 2012, pursuant to 19 CFR 351.218(d)(3), The Folding Gift Boxes Fair Trade Coalition ("Domestic Parties"),<sup>4</sup> filed a timely and adequate substantive response within 30 days after the date of publication of the initiation notice.<sup>5</sup> The Department did not receive a substantive response from any respondent interested party. However, because the issues that the Department must analyze pursuant to the *Final Modification for Reviews*<sup>6</sup> are complex, we determined that this sunset review is extraordinarily complicated,

<sup>2</sup> See Memorandum titled "Sunset Review of the Antidumping Duty Order on Folding Gift Boxes from the People's Republic of China: Adequacy Redetermination Memorandum," (July 23, 2012).

<sup>3</sup> See *Initiation of Second ("Sunset") Review*, 77 FR 19643 (April 2, 2012).

<sup>4</sup> The Folding Gift Boxes Fair Trade Coalition is comprised of Harvard Folding Gift Box Company, Inc. and Graphic Packaging International, Inc., both U.S. producers of folding gift boxes.

<sup>5</sup> See Substantive Response of the Domestic Parties (May 2, 2012).

<sup>6</sup> See *Antidumping Proceedings: Calculation of the Weighted-Average Dumping Margin and Assessment Rate in Certain Antidumping Duty Proceedings; Final Modification*, 77 FR 8101 (February 14, 2012) ("*Final Modification for Reviews*").

pursuant to section 751(c)(5)(C) of the Act. As a result, the Department is conducting a full sunset review of the *Order* on folding gift boxes from the PRC.

**Scope of the Order**

The products covered by the order are certain folding gift boxes. Folding gift boxes are a type of folding or knock-down carton manufactured from paper or paperboard. Folding gift boxes are produced from a variety of recycled and virgin paper or paperboard materials, including, but not limited to, clay-coated paper or paperboard and kraft (bleached or unbleached) paper or paperboard. The scope of the order excludes gift boxes manufactured from paper or paperboard of a thickness of more than 0.8 millimeters, corrugated paperboard, or paper mache. The scope also excludes those gift boxes for which no side of the box, when assembled, is at least nine inches in length.

Folding gift boxes included in the scope are typically decorated with a holiday motif using various processes, including printing, embossing, debossing, and foil stamping, but may also be plain white or printed with a single color. The subject merchandise includes folding gift boxes, with or without handles, whether finished or unfinished, and whether in one-piece or multi-piece configuration. One-piece gift boxes are die-cut or otherwise formed so that the top, bottom, and sides form a single, contiguous unit. Two-piece gift boxes are those with a folded bottom and a folded top as separate pieces. Folding gift boxes are generally packaged in shrink-wrap, cellophane, or other packaging materials, in single or multi-box packs for sale to the retail customer. The scope excludes folding gift boxes that have a retailer's name, logo, trademark or similar company information printed prominently on the box's top exterior (such folding gift boxes are often known as "not-for-resale" gift boxes or "give-away" gift boxes and may be provided by department and specialty stores at no charge to their retail customers). The scope of the order also excludes folding gift boxes where both the outside of the box is a single color and the box is not packaged in shrink-wrap, cellophane, other resin-based packaging films, or paperboard.

Imports of the subject merchandise are classified under Harmonized Tariff Schedules of the United States ("HTSUS") subheadings 4819.20.0040 and 4819.50.4060. These subheadings also cover products that are outside the scope of the order. Furthermore, although the HTSUS subheadings are

provided for convenience and customs purposes, our written description of the scope of the order is dispositive.

**Analysis of Comments Received**

A complete discussion of all issues raised in this sunset review is addressed in the accompanying Issues and Decision Memorandum.<sup>7</sup> The issues discussed in the accompanying Preliminary Decision Memorandum include the likelihood of continuation or recurrence of dumping and the magnitude of the dumping margin likely to prevail if the *Order* is revoked. Parties may find a complete discussion of all issues raised in the review and the corresponding recommendations in this public memorandum which is on file electronically via Import Administration's Antidumping and Countervailing Duty Centralized Electronic Services System ("IA ACCESS"). Access to IA ACCESS is available to registered users at <http://iaaccess.trade.gov> and in the Central Records Unit room 7046 of the main Commerce building. In addition, a complete version of the Preliminary Decision Memorandum can be accessed directly on the Web at <http://ia.ita.doc.gov/frn>. The signed Preliminary Decision Memorandum and the electronic versions of the Preliminary Decision Memorandum are identical in content.

**Preliminary Results of Sunset Review**

Pursuant to section 751(c) of the Act, the Department preliminarily determines that revocation of the *Order* on folding gift boxes would likely lead to continuation or recurrence of dumping at the following weighted-average percentage margin:

Exporters	Weighted-average margin (percent)
All producers and exporters <sup>8</sup> .	Above <i>de minimis</i> .

Interested parties may submit case briefs no later than 50 days after the date of publication of the preliminary results of this full sunset review, in accordance with 19 CFR 351.309(c)(1)(i). Any interested party may request a hearing within 30 days of publication of this notice in accordance with 19 CFR 351.310(c). Rebuttal briefs,

<sup>7</sup> See the "Issues and Decision Memorandum for the Preliminary Results of the Second Sunset Review of the Antidumping Duty Order on Folding Gift Boxes From the People's Republic of China", dated concurrently with this notice ("Preliminary Decision Memorandum").

<sup>8</sup> Max Fortune Industrial Ltd. was excluded from the order. See *Order*.

which must be limited to issues raised in the case briefs, may be filed not later than the five days after the time limit for filing case briefs in accordance with 19 CFR 351.309(d).

A hearing, if requested, will be held two days after the date the rebuttal briefs are due. The Department will issue a notice of final results of this full sunset review, which will include the results of its analysis of issues raised in any such comments, no later than February 26, 2012.<sup>9</sup>

#### Notification Regarding Administrative Protective Order

This notice also serves as a preliminary reminder to parties subject to administrative protective order (“APO”) of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305. Timely notification of the return or 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.

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

Dated: October 19, 2012.

**Paul Piquado,**

*Assistant Secretary for Import Administration.*

[FR Doc. 2012-26410 Filed 10-25-12; 8:45 am]

BILLING CODE 3510-DS-P

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

RIN 0648-XC298

#### Mid-Atlantic Fishery Management Council; Public Meeting

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

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

**SUMMARY:** The Mid-Atlantic Fishery Management Council’s (Council) Summer Flounder Monitoring Committee, Scup Monitoring Committee, and Black Sea Bass Monitoring Committee will hold public meetings.

<sup>9</sup> See *Folding Gift Boxes From the People’s Republic of China: Extension of Time Limits for Preliminary and Final Results of Second Antidumping Duty Sunset Review*, 77 FR 45337 (July 31, 2012).

**DATES:** The meeting will be held on Friday, November 16, 2012, from 8:30 a.m. to 5 p.m. See **SUPPLEMENTARY INFORMATION** for meeting agenda.

**ADDRESSES:** The meeting will be held at the Doubletree by Hilton BWI Airport, 890 Elkridge Landing Road, Linthicum, MD 21090; telephone: (410) 859-8400.

*Council address:* Mid-Atlantic Fishery Management Council, 800 N. State Street, Suite 201, Dover, DE 19901; telephone: (302) 674-2331.

#### FOR FURTHER INFORMATION CONTACT:

Christopher M. Moore Ph.D., Executive Director, Mid-Atlantic Fishery Management Council, 800 N. State Street, Suite 201, Dover, DE 19901; telephone: (302) 526-5255.

**SUPPLEMENTARY INFORMATION:** The Summer Flounder, Scup, and Black Sea Bass Monitoring Committee will meet to recommend recreational management measures for the summer flounder, scup, and black sea bass fisheries for the 2013 fishing year. Multi-year recreational measures may be considered for summer flounder and scup.

Although non-emergency issues not contained in this agenda may come before this group for discussion, those issues may not be the subject of formal action during this meeting. Action will be restricted to those issues specifically listed in this notice and any issues arising after publication of this notice that require emergency action under section 305(c) of the Magnuson-Stevens Fishery Conservation and Management Act, provided the public has been notified of the Council’s intent to take final action to address the emergency.

#### Special Accommodations

The meeting is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to M. Jan Saunders at the Mid-Atlantic Council Office, (302) 526-5251, at least 5 days prior to the meeting date.

Dated: October 23, 2012.

**Tracey L. Thompson,**

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

[FR Doc. 2012-26360 Filed 10-25-12; 8:45 am]

BILLING CODE 3510-22-P

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

RIN 0648-XC317

#### New England Fishery Management Council (NEFMC); Public Meeting

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

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

**SUMMARY:** The New England Fishery Management Council (Council) will hold a three-day meeting on November 13-15, 2012 to consider actions affecting New England fisheries in the exclusive economic zone (EEZ).

**DATES:** The meeting will be held on Tuesday, Wednesday and Thursday, November 13-15, starting at 9 a.m. on Tuesday, and at 8:30 a.m. on Wednesday and Thursday.

**ADDRESSES:** The meeting will be held at the Newport Marriott Hotel, 25 America’s Cup Avenue, Newport, Rhode Island 02840; telephone: (401) 849-1000; fax: (401) 849-3422.

*Council address:* New England Fishery Management Council, 50 Water Street, Mill 2, Newburyport, MA 01950; telephone: (978) 465-0492.

**FOR FURTHER INFORMATION CONTACT:** Paul J. Howard, Executive Director, New England Fishery Management Council; telephone: (978) 465-0492.

#### SUPPLEMENTARY INFORMATION:

#### Tuesday, November 13, 2012

Following introductions and any announcements, brief reports will be provided by the NEFMC Chairman and Executive Director, NOAA Fisheries Regional Administrator (Northeast Region), the Northeast Fisheries Science Center and Mid-Atlantic Fishery Management Council liaisons, NOAA General Counsel, representatives of the U.S. Coast Guard and the Atlantic States Marine Fisheries Commission, and staff from the Vessel Monitoring Systems Operations and Law Enforcement offices, as well as the Northeast Regional Ocean Council. These reports will be followed by a review of information concerning Council member recusals and lobbying, a discussion that will be led by NOAA General Counsel.

Following a lunch break, the Northeast Fisheries Science Center’s (NEFSC) Science and Research Director will present an overview of the NEFSC draft Strategic Plan. A question and answer period is scheduled to