

exports, or sales during the 12-month period immediately preceding the anniversary month. Therefore, because Dezhou Kaihang requested a new shipper review in February, the anniversary month, the Department is initiating this review in March, and the POR is February 1, 2013, through January 31, 2014.

In this instance, Dezhou Kaihang's sale of subject merchandise was made during the POR specified by the Department's regulations,<sup>7</sup> but the subject shipment entered within the 30 days after the end of this POR.<sup>8</sup> When the sale of subject merchandise occurs within the POR, but the entry occurs after the POR, the POR may be extended unless it would be likely to prevent the completion of the review within the time limits set by the Department's regulations.<sup>9</sup> Additionally, the preamble to the Department's regulations states that both the entry and the sale should occur during the POR.<sup>10</sup> The Department finds that extending the POR to capture this entry would not prevent the completion of the review within the time limits set by the Department's regulations. Therefore, the Department extended the POR for the new shipper review of Dezhou Kaihang by 28 days, or until February 28, 2014.

#### Initiation of Review

Based upon information on the record, and pursuant to section 751(a)(2)(B) of the Act and 19 CFR 351.214(d)(1), the Department finds that Dezhou Kaihang's request meets the statutory and regulatory requirements for initiation of a new shipper review.<sup>11</sup> Accordingly, the Department is initiating a new shipper review of the antidumping duty order on certain preserved mushrooms from the PRC for subject merchandise produced by Fengyu and exported by Dezhou Kaihang. This review covers the period February 1, 2013, through February 28, 2014.<sup>12</sup> Absent a determination that the case is extraordinarily complicated, the Department intends to issue the preliminary results of this review within

180 days after the date on which this review is initiated and the final results within 90 days after the date on which the Department issues the preliminary results.<sup>13</sup>

In cases involving non-market economies, the Department requires 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>14</sup> Accordingly, the Department will issue a questionnaire to Dezhou Kaihang that will include a separate rates section. This review may proceed if the response provides sufficient indication that Dezhou Kaihang is not subject to either *de jure* or *de facto* government control with respect to its exports of preserved mushrooms. However, if Dezhou Kaihang does not demonstrate eligibility for a separate rate, it will be deemed not to have met the requirements of section 751(a)(2)(B)(i) of the Act and 19 CFR 351.214(b)(2)(iii)(B) and, therefore, not separate from the PRC-wide entity. Under such circumstances, consistent with its practice, the Department will rescind the new shipper review.<sup>15</sup>

Upon initiation, the Department will direct CBP to suspend liquidation of any unliquidated entries of subject merchandise produced by Fengyu and exported by Dezhou Kaihang. The Department 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 each entry of subject merchandise exported by Dezhou Kaihang and produced by Fengyu in accordance with section 751(a)(2)(B)(iii) of the Act and 19 CFR 351.214(e). Because Dezhou Kaihang certified that the sales which form the basis for its request were produced by Fengyu, the Department will instruct CBP to permit the use of a bond only for entries of subject merchandise produced by Fengyu and exported by Dezhou Kaihang.

Interested parties requiring access to business proprietary information in this 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 351.221(c)(1)(i).

Dated: March 20, 2014.

**Christian Marsh,**

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

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-847]

#### Persulfates From the People's Republic of China: Continuation of Antidumping Duty Order

**AGENCY:** Enforcement and Compliance, formerly Import Administration, International Trade Administration, Department of Commerce.

**SUMMARY:** The Department of Commerce ("the Department") and the International Trade Commission ("ITC") determined that revocation of the existing antidumping duty ("AD") order on persulfates from the People's Republic of China ("PRC") would likely lead to continuation or recurrence of dumping and material injury to an industry in the United States. Therefore, the Department is publishing this notice of continuation of the AD order.

**DATES:** *Effective Date:* March 28, 2014.

**FOR FURTHER INFORMATION CONTACT:** Magd Zalok or Charles Riggle, AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: 202-482-4162 or 202-482-0650, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Background

On March 1, 2013, the Department initiated <sup>1</sup> and the ITC instituted <sup>2</sup> a five-year (sunset) review of the AD order on persulfates from the PRC pursuant to sections 751(c) and 752(a) of the Tariff Act of 1930, as amended ("the Act"). As a result of its review, the Department determined that revocation of the AD

<sup>7</sup> See Dezhou Kaihang Request at 2 and Attachment 2.

<sup>8</sup> See Customs Data File at Attachment 1, Line 10191.

<sup>9</sup> See 19 CFR 351.214(f)(2)(ii).

<sup>10</sup> See *Antidumping Duties; Countervailing Duties; Final Rule*, 62 FR 27296, 27319-27320 (May 19, 1997).

<sup>11</sup> See Memorandum from John Drury and Ilissa Kabak Shefferman to the File through Richard O. Weible entitled, "Initiation of Antidumping Duty New Shipper Review: Certain Preserved Mushrooms from the People's Republic of China (A-570-851)," dated March 20, 2014.

<sup>12</sup> See 19 CFR 351.214(g)(1)(i)(A) and discussion above concerning extending the POR.

<sup>13</sup> See section 751(a)(2)(B)(iv) of the Act and 19 CFR 351.214(h)(i).

<sup>14</sup> See, e.g., *Wooden Bedroom Furniture from the People's Republic of China: Preliminary Results of Antidumping Duty New Shipper Reviews*, 75 FR 72794, 72796 (November 26, 2010), unchanged in *Wooden Bedroom Furniture from the People's Republic of China: Final Results of Antidumping Duty New Shipper Reviews*, 76 FR 9747 (February 22, 2011).

<sup>15</sup> See *Certain Preserved Mushrooms from the People's Republic of China: Notice of Initiation of Antidumping Duty New Shipper Reviews*, 75 FR 62108, 62108 (October 7, 2010).

<sup>1</sup> See *Initiation of Five-Year ("Sunset") Review*, 78 FR 13862 (March 1, 2013).

<sup>2</sup> See *Persulfates From China; Institution of a Five-Year Review Concerning the Antidumping Duty Order on Persulfates From China*, 78 FR 13891 (March 1, 2013).

order would likely lead to continuation or recurrence of dumping and notified the ITC of the magnitude of the margins likely to prevail should the order be revoked.<sup>3</sup> On March 14, 2014, pursuant to section 751(c) of the Act, the ITC determined that revocation of the AD order on persulfates 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.<sup>4</sup>

### Scope of the Order

The products covered by this order are persulfates, including ammonium, potassium, and sodium persulfates. The chemical formula for these persulfates are, respectively,  $(\text{NH}_4)_2\text{S}_2\text{O}_8$ ,  $\text{K}_2\text{S}_2\text{O}_8$ , and  $\text{Na}_2\text{S}_2\text{O}_8$ . Potassium persulfates are currently classifiable under subheading 2833.40.10 of the Harmonized Tariff Schedule of the United States ("HTSUS"). Sodium persulfates are classifiable under HTSUS subheading 2833.40.20. Ammonium and other persulfates are classifiable under HTSUS subheadings 2833.40.50 and 2833.40.60. Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the scope of this order is dispositive.

### Continuation of Order

As a result of the determinations by the Department and the ITC that revocation of the AD order on persulfates from the PRC would likely lead to continuation or recurrence of dumping and material injury to an industry in the United States, pursuant to sections 751(c) 751(d)(2) of the Act, the Department hereby orders the continuation of the AD order on persulfates from the PRC. U.S. Customs and Border Protection will continue to collect AD cash deposits at the rates in effect at the time of entry for all imports of subject merchandise.

The effective date of continuation of this AD order will be the date of publication in the **Federal Register** of this notice of continuation. Pursuant to section 751(c)(2) of the Act, the Department intends to initiate the next five-year review of this order not later than 30 days prior to the fifth anniversary of the effective date of continuation.

This sunset review and this notice are in accordance with section 751(c) of the

Act and published pursuant to section 777(i)(1) of the Act and 19 CFR 351.218(f)(4).

Dated: March 20, 2014.

**Paul Piquado,**

*Assistant Secretary for Enforcement and Compliance.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### Science Advisory Board (SAB)

**AGENCY:** Office of Oceanic and Atmospheric Research (OAR), National Oceanic and Atmospheric Administration (NOAA), Department of Commerce (DOC).

**ACTION:** Notice of open meeting.

**SUMMARY:** The Science Advisory Board (SAB) was established by a Decision Memorandum dated September 25, 1997, and is the only Federal Advisory Committee with responsibility to advise the Under Secretary of Commerce for Oceans and Atmosphere on strategies for research, education, and application of science to operations and information services. SAB activities and advice provide necessary input to ensure that National Oceanic and Atmospheric Administration (NOAA) science programs are of the highest quality and provide optimal support to resource management.

**Time and Date:** The meeting will be held Tuesday, April 15, 2014, from 1:00 p.m. to 5:20 p.m. EDT and Wednesday, April 16, 2014, from 8:00 a.m. to 12:30 p.m. EDT. These times and the agenda topics described below are subject to change. Please refer to the Web page <http://www.sab.noaa.gov/Meetings/meetings.html> for the most up-to-date meeting agenda.

**Place:** The meeting will be held at the Sheraton Silver Spring, 8777 Georgia Ave., Silver Spring, Maryland 20910. Please check the SAB Web site <http://www.sab.noaa.gov/Meetings/meetings.html> for directions to the meeting location.

**Status:** The meeting will be open to public participation with a 15-minute public comment period on April 15 from 5:05–5:20 p.m. (check Web site to confirm time). The SAB expects that public statements presented at its meetings will not be repetitive of previously submitted verbal or written statements. In general, each individual or group making a verbal presentation will be limited to a total time of two (2)

minutes. Individuals or groups planning to make a verbal presentation should contact the SAB Executive Director by April 11, 2014, to schedule their presentation. Written comments should be received in the SAB Executive Director's Office by April 11, 2014, to provide sufficient time for SAB review. Written comments received by the SAB Executive Director after April 11, 2014, will be distributed to the SAB, but may not be reviewed prior to the meeting date. Seating at the meeting will be available on a first-come, first-served basis.

**Special Accommodations:** These meetings are physically accessible to people with disabilities. Requests for special accommodations may be directed no later than 12:00 p.m. on April 11, 2014, to Dr. Cynthia Decker, SAB Executive Director, SSMC3, Room 11230, 1315 East-West Hwy., Silver Spring, MD 20910; Email: [Cynthia.Decker@noaa.gov](mailto:Cynthia.Decker@noaa.gov).

**Matters To Be Considered:** The meeting will include the following topics: (1) Ecosystem Sciences and Management Working Group (ESMWG) Ecosystem-Based Fisheries Management Recommendations (2) Review Report on the Cooperative Institute for Marine Ecosystems and Climate (CIMEC3) NOAA Observing System Integrated Analysis Capability II (NOSIA II); (4) NOAA Science Talk: Improving Prediction of Extreme Weather Events using Multi-Model Ensembles; (5) NOAA Response to the SAB Portfolio Review Task Force Report; (6) NOAA Response to the SAB External Review of the Ocean Exploration Program; (7) NOAA Science Career Track; (8) Ecosystem Sciences and Management Working Group (ESMWG) Coastal Habitat Restoration Recommendations; (9) NOAA Update and (10) Working Group Updates.

**FOR FURTHER INFORMATION CONTACT:** Dr. Cynthia Decker, Executive Director, Science Advisory Board, NOAA, Rm. 11230, 1315 East-West Highway, Silver Spring, Maryland 20910. (Phone: 301-734-1156, Fax: 301-713-1459). Email: [Cynthia.Decker@noaa.gov](mailto:Cynthia.Decker@noaa.gov); or visit the NOAA SAB Web site at <http://www.sab.noaa.gov>.

Dated: March 24, 2014.

**Jason Donaldson,**

*Chief Financial Officer, Office of Oceanic and Atmospheric Research, National Oceanic and Atmospheric Administration.*

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<sup>3</sup> See *Persulfates From the People's Republic of China: Final Results of Expedited Third Sunset Review of Antidumping Duty Order*, 78 FR 40695 (July 8, 2013) ("Persulfates Final").

<sup>4</sup> See USITC Publication of Investigation No. 731-TA-749 (March 2014), 79 FR 14536, March 14, 2014.