

revoked this countervailing duty order, effective January 1, 1995, pursuant to section 753(b)(3)(B) of the Act.

Revocation of Countervailing Duty Orders, 60 FR 40,568 (August 9, 1995). Accordingly, the Department will not issue further instructions with respect to cash deposits of estimated countervailing duties.

Public Comment

Interested parties may request a hearing not later than 10 days after the date of publication of this written notice. Interested parties may submit written arguments in case briefs on these preliminary results within 30 days of the date of publication. Rebuttal briefs, limited to arguments raised in case briefs, may be submitted seven days after the time limit for filing the case brief. Parties who submit argument in this proceeding are requested to submit with the argument (1) a statement of the issue and (2) a brief summary of the argument. Any hearing, if requested, will be held seven days after the scheduled date for submission of rebuttal briefs. Copies of case briefs and rebuttal briefs must be served on interested parties in accordance with 19 CFR § 355.38(e).

Representatives of parties to the proceeding may request disclosure of proprietary information under administrative protective order no later than 10 days after the representative's client or employer becomes a party to the proceeding, but in no event later than the date the case briefs, under 19 CFR § 355.38(c), are due. The Department will publish the final results of this administrative review including the results of its analysis of issues raised in any case or rebuttal brief or at a hearing.

This administrative review and notice are in accordance with section 751(a)(1) of the Act (19 U.S.C. 1675(a)(1)).

Dated: May 13, 1996.

Paul L. Joffe,

Acting Assistant Secretary for Import Administration.

[FR Doc. 96-12516 Filed 5-17-96; 8:45 am]

BILLING CODE 3510-DS-P

[C-351-818; C-201-810; C-412-815]

Notice of Court Decision: Certain Cut-to-Length Carbon Steel Plate From Brazil, Mexico, and the United Kingdom

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

ACTION: Notice of Court Decision.

SUMMARY: On April 2, 1996, the United States Court of International Trade (CIT) affirmed the remand determinations made by the Department of Commerce (the Department) that the privatizations of Usinas Siderurgicas de Minas Gerais (USIMINAS), Altos Hornos de Mexico (AHMSA), and British Steel plc (BS plc), respectively, were sales of shares, and that the privatized entities continued to be, for all intents and purposes, the same entities that had received the subsidies prior to privatization. *British Steel Plc. et al. v. United States*, Slip Op. 96-6011 (*British Steel II*). In so doing, the Court implicitly rejected the Department's "repayment" methodology set forth in the privatization portion of its *General Issues Appendix*, which is appended to the *Final Affirmative Countervailing Duty Determination: Certain Steel Products from Austria*, 58 FR 37217, 37259 (July 9, 1993).

EFFECTIVE DATE: May 20, 1996.

FOR FURTHER INFORMATION CONTACT: Roy A. Malmrose, Office of Countervailing Investigations, or Brian Albright, Office of Countervailing Compliance, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W. Washington, D.C. 20230; telephone: (202) 482-5414 and (202) 482-2786 respectively.

SUPPLEMENTARY INFORMATION: In its *Final Affirmative Countervailing Duty Determinations: Certain Steel Products from Brazil*, 58 FR 37295 (July 9, 1993), *Final Affirmative Countervailing Duty Determinations: Certain Steel Products From Mexico* 58 FR 37352 (July 9, 1993), and *Final Affirmative Countervailing Duty Determination; Certain Steel Products From the United Kingdom*, 58 FR 37393 (July 9, 1993), the Department determined that subsidies provided to certain steel producers remained countervailable after those firms were privatized. The rationale for the Department's determinations was that the countervailing duty law does not require, as a prerequisite for countervailability, that a subsidy bestowed on a producer confer a demonstrable "competitive benefit" on that producer. However, the Department also determined that a portion of the sales prices for USIMINAS, AHMSA, and BS plc, respectively, represented partial repayment of prior subsidies. The Department's privatization methodology was fully set forth in the *General Issues Appendix*.

On February 9, 1995, the CIT held that the Department's privatization methodology was unlawful, and remanded the determinations in

question. *British Steel plc et al. v. United States*, 879 F. Supp. 1254. In accordance with the CIT's instructions, the Department reexamined the privatization transactions in question. The Department found that USIMINAS, AHMSA, and BS plc were privatized through sales of shares, and that the privatized entities continued to be, for all intents and purposes, the same entities that had received the subsidies prior to privatization. On this basis, and in accordance with the CIT's instructions, the Department determined that the pre-privatization subsidies remained countervailable in full. The Department did not attribute any portion of the sales price for any of the producers to a partial repayment of prior subsidies.

On April 2, 1996, the CIT affirmed the Department's remand determination. *British Steel II*. In so doing, the Court implicitly rejected the "repayment" aspect of the Department's privatization methodology, as set forth in the *General Issues Appendix*.

In its decision in *Timken Co. v. United States*, 893 F.2d 337 (Fed. Cir. 1990), the United States Court of Appeals for the Federal Circuit held that, pursuant to 19 U.S.C. section 1516a(e), the Department must publish a notice of a court decision which is not "in harmony" with a Department determination, and must suspend liquidation of entries pending a "conclusive" court decision. The CIT's decision in *British Steel II* on April 2, 1996, constitutes a decision not in harmony with the Department's final affirmative determinations. Publication of this notice fulfills the *Timken* requirement.

Accordingly, the Department will continue to suspend liquidation pending the expiration of the period of appeal, or, if appealed, until a "conclusive" court decision.

Dated: May 9, 1996.

Paul L. Joffe,

Acting Assistant Secretary for Import Administration.

[FR Doc. 96-12518 Filed 5-17-96; 8:45 am]

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Export Trade Certificate of Review

AGENCY: International Trade Administration, Commerce.

ACTION: Notice of Initiation of Process to Revoke Export Trade Certificate of Review No. 94-00006.

SUMMARY: The Secretary of Commerce issued an export trade certificate of review to P & B International. Because this certificate holder has failed to file

an annual report as required by law, the Department is initiating proceedings to revoke the certificate. This notice summarizes the notification letter sent P & B International.

FOR FURTHER INFORMATION CONTACT: W. Dawn Busby, Director, Office of Export Trading Company Affairs, International Trade Administration, (202) 482-5131. This is not a toll-free number.

SUPPLEMENTARY INFORMATION: Title III of the Export Trading Company Act of 1982 ("the Act") (15 U.S.C. 4011-21) authorizes the Secretary of Commerce to issue export trade certificates of review. The regulations implementing Title III ("the Regulations") are found at 15 CFR part 325. Pursuant to this authority, a certificate of review was issued on December 30, 1994 to P & B International.

A certificate holder is required by law (Section 308 of the Act, 15 U.S.C. 4018) to submit to the Department of Commerce annual reports that update financial and other information relating to business activities covered by its certificate. The annual report is due within 45 days after the anniversary date of the issuance of the certificate of review [Sections 325.14 (a) and (b) of the Regulations]. Failure to submit a complete annual report may be the basis for revocation. [Sections 325.10 (a) and 325.14(c) of the Regulations].

The Department of Commerce sent to P & B International on January 11, 1996, a letter containing annual report questions with a reminder that its annual report was due on February 13, 1996. Additional reminders were sent on March 13, 1996, and on April 19, 1996. The Department has received no written response to any of these letters.

On May 14, 1996, and in accordance with Section 325.10 (c)[1] of the Regulations, a letter was sent by certified mail to notify P & B International that the Department was formally initiating the process to revoke its certificate. The letter stated that this action is being taken because of the certificate holder's failure to file an annual report.

In accordance with Section 325.10(c)(2) of the Regulations, each certificate holder has thirty days from the day after its receipt of the notification letter in which to respond. The certificate holder is deemed to have received this letter as of the date on which this notice is published in the Federal Register. For good cause shown, the Department of Commerce can, at its discretion, grant a thirty-day extension for a response.

If the certificate holder decides to respond, it must specifically address the

Department's statement in the notification letter that it has failed to file an annual report. It should state in detail why the facts, conduct, or circumstances described in the notification letter are not true, or if they are, why they do not warrant revoking the certificate. If the certificate holder does not respond within the specified period, it will be considered an admission of the statements contained in the notification letter (Section 325.10(c)[2] of the Regulations).

If the answer demonstrates that the material facts are in dispute, the Department of Commerce and the Department of Justice shall, upon request, meet informally with the certificate holder. Either Department may require the certificate holder to provide the documents or information that are necessary to support its contentions (Section 325.10(c)[3] of the Regulations).

The Department shall publish a notice in the Federal Register of the revocation or modification or a decision not to revoke or modify (Section 325.10(c)[4] of the Regulations). If there is a determination to revoke a certificate, any person aggrieved by such final decision may appeal to an appropriate U.S. district court within 30 days from the date on which the Department's final determination is published in the Federal Register (Sections 325.10(c)(4) and 325.11 of the Regulations).

Dated: May 14, 1996.

W. Dawn Busby,

Director, Office of Export Trading Company Affairs.

[FR Doc. 96-12547 Filed 5-17-96; 8:45 am]

BILLING CODE 3510-DR-P

National Oceanic and Atmospheric Administration

Notice; Meeting of the Olympic Coast National Marine Sanctuary Advisory Council

AGENCY: Sanctuaries and Reserves Division (SRD), Office of Ocean and Coastal Resource Management (OCRM), National Ocean Service (NOS), National Oceanic and Atmospheric Administration (NOAA), Department of Commerce.

SUMMARY: The Advisory Council was established in December 1995 to advise NOAA's Sanctuaries and Reserves Division regarding the management of the Olympic Coast National Marine Sanctuary. The Advisory Council was convened under the National Marine Sanctuaries Act.

TIME AND PLACE: Friday, May 24, 1996, from 9:00 until 4:00. The meeting will

be held in the Coast Guard Group Port Angeles Air Station, Port Angeles, Washington.

AGENDA: A facilitated panel discussion of current marine transportation issues affecting the Sanctuary will be held.

PUBLIC PARTICIPATION: The meeting will be open to the public. Seats will be available on a first-come, first-served basis.

FOR FURTHER INFORMATION CONTACT: Nancy Beres at (360) 457-6622 or Elizabeth Moore at (301) 713-3141.

(Federal Domestic Assistance Catalog Number 11.429 Marine Sanctuary Program)

Dated: May 14, 1996.

David L. Evans,

Acting Deputy Assistant Administrator for Ocean Services and Coastal Zone Management.

[FR Doc. 96-12542 Filed 5-17-96; 8:45 am]

BILLING CODE 3510-08-M

[I.D. 051396C]

Endangered Species; Permits

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

ACTION: Receipt of two applications for scientific research/enhancement permits (P503S and P211J).

SUMMARY: Notice is hereby given that the Idaho Department of Fish and Game in Boise, ID (IDFG) and the Oregon Department of Fish and Wildlife in La Grande, OR (ODFW) have applied in due form for permits to take a threatened species for the purpose of scientific research/enhancement.

DATES: Written comments or requests for a public hearing on either of these applications must be received on or before June 19, 1996.

ADDRESSES: The applications and related documents are available for review in the following offices, by appointment:

Office of Protected Resources, F/PR8, NMFS, 1315 East-West Highway, Silver Spring, MD 20910-3226 (301-713-1401); and

Environmental and Technical Services Division, 525 NE Oregon Street, Suite 500, Portland, OR 97232-4169 (503-230-5400).

Written comments or requests for a public hearing should be submitted to the Chief, Endangered Species Division, Office of Protected Resources.

SUPPLEMENTARY INFORMATION: IDFG and ODFW request permits under the authority of section 10 of the Endangered Species Act of 1973 (ESA)