

as amended (the Act) and section 19 CFR 351.213(b) of the Department's regulations, Allegheny Ludlum, North American Stainless, Butler-Armco Independent Union, Zanesville Armco Independent Union, and the United Steelworkers of America, AFL-CIO/CLC (collectively, petitioners) requested a review of the antidumping duty order on stainless steel plate in coils from Belgium for ALZ N.V. (ALZ) and its affiliate Arcelor International America Inc. for the period May 1, 2002 through April 30, 2003. On July 1, 2003, we published a notice of "Initiation of Antidumping Review." See 68 FR 39055.

On September 11, 2003, Uguine & ALZ Belgium (U&A Belgium) submitted its response to section A of the Department's questionnaire. On October 2, 2003, U&A Belgium submitted its response to sections B and D of the Department's questionnaire. On October 6, 2003, U&A Belgium submitted its response to section C of the Department's questionnaire. On October 9, 2003, U&A Belgium requested that the Department consider U&A Belgium to be the successor to ALZ. On October 14, 2003, U&A Belgium submitted a revised version of its section C questionnaire response. On October 30, 2003, U&A Belgium requested that the Department extend the deadline for issuance of the preliminary results of review to May 31, 2004. On November 21, 2003, petitioners submitted comments concerning U&A Belgium's response to sections B and C of the Department's questionnaire. On December 3, 2003, U&A Belgium submitted corrections to certain clerical errors contained in U&A Belgium's questionnaire response.

#### **Extension of Time Limits for Preliminary Results**

Pursuant to section 751(a)(3)(A) of the Act and section 351.213(h)(2) of the Department's regulations, the Department may extend the deadline for completion of the preliminary results of a review if it determines that it is not practicable to complete the preliminary results within the statutory time limit of 245 days from the last day of the anniversary month of the order for which the administrative review was requested. In this review, the Department must determine whether the respondent is the legal successor to another company by examining a number of factors. Because of the complexity and timing of this and other issues in this case, it is not practicable to complete this review within the time limit mandated by section 751(a)(3)(A) of the Act.

Consequently, in accordance with sections 751(a)(3)(A) of the Act and section 351.213(h)(2) of the Department's regulations, the Department is extending the time limit for the completion of the preliminary results to 365 days from the last day of the anniversary month of the order. As the 365th day falls on a Sunday, and the following Monday is a federal holiday, the preliminary results will now be due no later than June 1, 2004.

Dated: December 17, 2003.

**Joseph A. Spetrini,**

*Deputy Assistant Secretary for Import Administration, Group III.*

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## **DEPARTMENT OF COMMERCE**

### **International Trade Administration**

**[A-588-852]**

#### **Structural Steel Beams from Japan: Initiation of Changed Circumstances Review**

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

**ACTION:** Notice of initiation of changed circumstances review.

**SUMMARY:** The Department of Commerce has received information sufficient to warrant initiation of a changed-circumstances review of the antidumping order on structural steel beams from Japan. The review will be conducted to determine whether Yamato Steel is the successor-in-interest to Yamato Kogyo for purposes of determining antidumping and countervailing duty liabilities.

**EFFECTIVE DATE:** December 30, 2003.

**FOR FURTHER INFORMATION CONTACT:** John D. A. LaRose or Alex Villanueva, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230; telephone (202) 482-3794 or (202) 482-3208, respectively.

**SUPPLEMENTARY INFORMATION:**

#### **Background**

On June 19, 2000, the Department of Commerce ("Department") published in the Federal Register an antidumping duty order resulting from the Department's investigation of Structural Steel Beams from Japan. See *Structural Steel Beams from Japan: Notice of Antidumping Duty Order*, 65 FR 37960 (June 19, 2000). On November 17, 2003 Yamato Kogyo Co., Ltd. ("Yamato

Kogyo") submitted a request that the Department initiate a changed circumstances review to confirm that the newly-formed Yamato Steel Co., Ltd. ("Yamato Steel") is its successor-in-interest and should be entitled to the same cash deposit rate.

#### **Scope of the Review**

For purposes of this review, the products covered are doubly-symmetric shapes, whether hot or cold-rolled, drawn, extruded, formed or finished, having at least one dimension of at least 80 mm (3.2 inches or more), whether of carbon or alloy (other than stainless) steel, and whether or not drilled, punched, notched, painted, coated, or clad. These products ("Structural Steel Beams") include, but are not limited to, wide-flange beams ("W" shapes), bearing piles ("HP" shapes), standard beams ("S" or "I" shapes), and M-shapes.

All products that meet the physical and metallurgical descriptions provided above are within the scope of this review unless otherwise excluded. The following products, are outside and/or specifically excluded from the scope of this review:

Structural steel beams greater than 400 pounds per linear foot or with a web or section height (also known as depth) over 40 inches.

The merchandise subject to this review is classified in the Harmonized Tariff Schedule of the United States ("HTSUS") at subheadings: 7216.32.0000, 7216.33.0030, 7216.33.0060, 7216.33.0090, 7216.50.0000, 7216.61.0000, 7216.69.0000, 7216.91.0000, 7216.99.0000, 7228.70.3040, 7228.70.6000. Although the HTSUS subheadings are provided for convenience and U.S. Customs Service ("Customs") purposes, the written description of the merchandise under review is dispositive.

#### **Initiation of Antidumping Duty Changed Circumstances Review**

Pursuant to section 751(b)(1) of the Act and 351.216 of the Department's regulations, the Department will conduct a changed circumstances review upon receipt of information concerning, or a request from an interested party for a review of, an antidumping duty finding which shows changed circumstances sufficient to warrant a review of the order. Information submitted by Yamato Kogyo Co. Ltd. ("Yamato Kogyo") and Yamato Steel Co., Ltd. ("Yamato Steel") claims Yamato Steel as the successor-in-interest to Yamato Kogyo and shows changed circumstances sufficient to

warrant a review. See 19 CFR 351.216(c) (2003).

In accordance with section 751(b) of the Tariff Act and 351.216 of the Department's regulations, the Department is initiating a changed circumstances review to determine whether Yamato Steel Co., Ltd. is the successor company to Yamato Kogyo Co., Ltd. In antidumping duty changed circumstances reviews involving a successor-in-interest determination, the Department typically examines several factors including, but not limited to, changes in: (1) management, (2) organizational structure, (3) ownership, (4) production facilities, (5) supplier relationships, and (6) customer base. See, e.g., *Stainless Steel Sheet and Strip in Coils From the Republic of Korea: Notice of Preliminary Results of Changed Circumstances Antidumping Duty Administrative Review*, 66 FR 67513, 67515 (December 31, 2001) and *Brass Sheet and Strip from Canada: Final Results of Changed Circumstances Review*, 57 FR 20460, 20461 (May 13, 1992). While no one or several of these factors will necessarily provide a dispositive indication, the Department will generally consider the new company to be the successor to the previous company if its resulting operation is similar to that of the predecessor. See *Industrial Phosphoric Acid from Israel: Final Results of Antidumping Duty Changed Circumstances Review*, 59 FR 6944, 6946 (February 14, 1994). Thus, if evidence demonstrates that, with respect to the production and sale of the subject merchandise, the new company operates as the same entity as the former company, the Department will treat the new company as the successor-in-interest to the predecessor. See *Fresh and Chilled Atlantic Salmon from Norway: Final Results of Changed Circumstances Antidumping Duty Administrative Review*, 64 FR 9979, 9980 (March 1, 1999).

The Department will publish in the **Federal Register** a notice of preliminary results of antidumping duty changed circumstances review, in accordance with section 351.216(c), and 351.221(b)(4) and 351.221(c)(3)(i) of the Department's regulations. This notice will set forth the factual and legal conclusions upon which our preliminary results are based and a description of any action proposed based on those results. Pursuant to 19 CFR 351.221(b)(4)(ii), interested parties will have an opportunity to comment on the preliminary results of review. In accordance with 19 CFR 351.216(e), the Department will issue the final results of its antidumping duty changed

circumstances review not later than 270 days after the date of publication of this notice.

During the course of this changed circumstances review, we will not change any cash deposit instructions on the merchandise subject to this review, unless a change is determined to be warranted pursuant to the final results of this review.

This notice of initiation is in accordance with sections 751(b)(1) of the Act and section 351.221(b)(1) of the Department's regulations.

Dated: December 19, 2003.

**James J. Jochum,**

*Assistant Secretary for Import Administration.*

[FR Doc. 03-32067 Filed 12-29-03; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

#### San Diego State University; Notice of Decision on Application for Duty-Free Entry of Electron Microscope

This is a decision pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897; 15 CFR part 301). Related records can be viewed between 8:30 a.m. and 5 p.m. in Suite 4100W, U.S. Department of Commerce, Franklin Court Building, 1099 14th Street, NW., Washington, DC.

Docket Number: 03-050. Applicant: San Diego State University, San Diego, CA 92182-4614. Instrument: Electron Microscope, Model Tecnai G<sup>2</sup> 12 TWIN. Manufacturer: FEI Company, the Netherlands. Intended Use: See notice at 68 FR 65879, November 24, 2003.

Comments: None received. Decision: Approved. No instrument of equivalent scientific value to the foreign instrument, for such purposes as the instrument is intended to be used, was being manufactured in the United States at the time the instrument was ordered. Reasons: The foreign instrument is a conventional transmission electron microscope (CTEM) and is intended for research or scientific educational uses requiring a CTEM. We know of no CTEM, or any other instrument suited to these purposes, which was being manufactured in the United States at the time of receipt of application by U.S. Customs and Border Protection.

**Gerald A. Zerdy,**

*Program Manager, Statutory Import Programs Staff.*

[FR Doc. 03-32069 Filed 12-29-03; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

#### Annual Listing of Foreign Government Subsidies on Articles of Cheese Subject to an In-Quota Rate of Duty

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

**ACTION:** Publication of Annual Listing of Foreign Government Subsidies on Articles of Cheese Subject to an In-Quota Rate of Duty

**SUMMARY:** The Department of Commerce ("the Department"), in consultation with the Secretary of Agriculture, has prepared its annual list of foreign government subsidies on articles of cheese subject to an in-quota rate of duty during the period October 1, 2002, through September 30, 2003. We are publishing the current listing of those subsidies that we have determined exist.

**EFFECTIVE DATE:** December 30, 2003.

**FOR FURTHER INFORMATION CONTACT:**

Alicia Kinsey, Office of AD/CVD Enforcement VI, Group II, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Ave., N.W., Washington, D.C. 20230, telephone: (202) 482-2786.

**SUPPLEMENTARY INFORMATION:** Section 702 of the Trade Agreements Act of 1979 (as amended) ("the Act") requires the Department to determine, in consultation with the Secretary of Agriculture, whether any foreign government is providing a subsidy with respect to any article of cheese subject to an in-quota rate of duty, as defined in section 702(h) of the Act, and to publish an annual list and quarterly updates of the type and amount of those subsidies. We hereby provide the Department's annual list of subsidies on articles of cheese that were imported during the period October 1, 2002, through September 30, 2003.

The Department has developed, in consultation with the Secretary of Agriculture, information on subsidies (as defined in section 702(h) of the Act) being provided either directly or indirectly by foreign governments on articles of cheese subject to an in-quota rate of duty. The appendix to this notice lists the country, the subsidy program or programs, and the gross and net amounts of each subsidy for which information is currently available.

The Department will incorporate additional programs which are found to constitute subsidies, and additional information on the subsidy programs listed, as the information is developed.