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Dated: April 23, 2010.

**Andrew McGilvray,**

*Executive Secretary.*

[FR Doc. 2010-10615 Filed 5-4-10; 8:45 am]

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Docket 30-2010]

#### Foreign-Trade Zone 5—Seattle, WA; Application for Reorganization/ Expansion Under Alternative Site Framework

An application has been submitted to the Foreign-Trade Zones (FTZ) Board (the Board) by the Port of Seattle, grantee of FTZ 5, requesting authority to reorganize and expand the zone under the alternative site framework (ASF) adopted by the Board (74 FR 1170, 1/12/09; correction 74 FR 3987, 1/22/09). The ASF is an option for grantees for the establishment or reorganization of general-purpose zones and can permit significantly greater flexibility in the designation of new “usage-driven” FTZ sites for operators/users located within a grantee’s “service area” in the context of the Board’s standard 2,000-acre activation limit for a general-purpose zone project. The application was submitted pursuant to the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a-81u), and the regulations of the Board (15 CFR part 400). It was formally filed on April 29, 2010.

FTZ 5 was approved by the Board on June 27, 1949 (Board Order 19, 14 FR 3686, 07/02/49) and had the boundaries modified on January 19, 1953 (Board Order 31, 18 FR 556, 01/24/53). FTZ 5 was relocated on February 27, 1959 (Board Order 48, 24 FR 1686, 03/06/59), on August 14, 1964 (Board Order 63, 29 FR 11987, 08/21/64), and on August 25, 1976 (Board Order 111, 41 FR 36847, 09/01/76). FTZ 5 was expanded on September 25, 1989 (Board Order 432, 54 FR 40154, 09/29/89).

The current zone project includes the following sites: *Site 1* (955 acres)—Port of Seattle Seaport, 2711 Alaskan Way, Seattle; *Site 2* (436.68 acres)—Seattle/Tacoma International Airport, 17801 International Boulevard, Seattle; *Site 3* (0.45 acres)—9875 40th Avenue South, Seattle, and *Site 4* (2.75 acres)—20607 59th Place South, Kent.

The grantee’s proposed service area under the ASF would be the Washington counties of King and Snohomish (dependent on case-by-case

concurrence from the Port of Everett for the latter county), as described in the application. If approved, the grantee would be able to serve sites throughout the service area based on companies’ needs for FTZ designation. The proposed service area is within and adjacent to the Puget Sound Customs and Border Protection port of entry.

The applicant is requesting authority to reorganize its existing zone project to include existing sites 1, 2 and 4 as “magnet” sites and existing Site 3 as a “usage-driven” site. The ASF allows for the possible exemption of one magnet site from the “sunset” time limits that generally apply to sites under the ASF, and the applicant proposes that Site 1 be so exempted. The applicant is also requesting approval of the following initial “usage-driven” site: *Proposed Site 5* (3.84 acres)—Wilson Sporting Goods/Precor Incorporated, 6617 Associated Boulevard, Everett, WA.

In accordance with the Board’s regulations, Christopher Kemp of the FTZ Staff is designated examiner to evaluate and analyze the facts and information presented in the application and case record and to report findings and recommendations to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board’s Executive Secretary at the address below. The closing period for their receipt is July 6, 2010. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period to July 19, 2010.

A copy of the application will be available for public inspection at the Office of the Executive Secretary, Foreign-Trade Zones Board, Room 2111, U.S. Department of Commerce, 1401 Constitution Avenue, NW., Washington, DC 20230-0002, and in the “Reading Room” section of the Board’s Web site, which is accessible via <http://www.trade.gov/ftz>. For further information, contact Christopher Kemp at *Christopher.Kemp@trade.gov* or (202) 482-0862.

Dated: April 29, 2010.

**Andrew McGilvray,**

*Executive Secretary.*

[FR Doc. 2010-10612 Filed 5-4-10; 8:45 am]

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Order No. 1677]

#### Designation of New Grantee

#### Foreign-Trade Zone 185, Culpeper, Virginia

#### Resolution and Order

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:

The Foreign-Trade Zones Board (FTZ) Board (the Board) has considered the application (filed 12/01/09) submitted by the Culpeper County Chamber of Commerce, grantee of FTZ 185, requesting reissuance of the grant of authority for said zone to the County of Culpeper, a public corporation, which has accepted such reissuance subject to approval by the FTZ Board. Upon review, the Board finds that the requirements of the FTZ Act and the Board’s regulations are satisfied, and that the proposal is in the public interest.

Therefore, the Board approves the application and recognizes the County of Culpeper as the new grantee of Foreign-Trade Zone 185, subject to the FTZ Act and the Board’s regulations, including Section 400.28. The Secretary of Commerce, as Chairman of the Board, is hereby authorized to issue an appropriate Board Order.

Signed at Washington, DC, this 20<sup>th</sup> day of April 2010.

**Ronald K. Lorentzen,**

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

ATTEST:

**Andrew McGilvray,**

*Executive Secretary.*

[FR Doc. 2010-10617 Filed 5-4-10; 8:45 am]

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Order No. 1676]

#### Designation of New Grantee

#### Foreign-Trade Zone 243, Victorville, California

#### Resolution and Order

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:

The Foreign–Trade Zones (FTZ) Board (the Board) has considered the application (filed 03/17/2010) submitted by the Southern California Logistics Airport Authority, grantee of FTZ 243, requesting reissuance of the grant of authority for said zone to the City of Victorville, which has accepted such reissuance subject to approval by the FTZ Board. Upon review, the Board finds that the requirements of the FTZ Act and the Board’s regulations are satisfied, and that the proposal is in the public interest.

Therefore, the Board approves the application and recognizes the City of Victorville as the new grantee of Foreign–Trade Zone 243, subject to the FTZ Act and the Board’s regulations, including Section 400.28. The Secretary of Commerce, as Chairman of the Board, is hereby authorized to issue an appropriate Board Order.

Signed at Washington, DC, this 20<sup>th</sup> day of April 2010.

**Ronald K. Lorentzen,**

*Deputy Assistant Secretary for Import Administration/Alternate Chairman Foreign–Trade Zones Board.*

ATTEST:

**Andrew McGilvray,**

*Executive Secretary.*

[FR Doc. 2010–10621 Filed 5–4–10; 8:45 am]

BILLING CODE 3510–DS–S

## DEPARTMENT OF COMMERCE

### Foreign–Trade Zones Board

[Docket 28–2010]

#### **Foreign–Trade Zone 29 - Louisville, Kentucky, Application for Subzone, Louisville Bedding Company (Household Bedding Products), Louisville and Munfordville, Kentucky**

An application has been submitted to the Foreign–Trade Zones Board (the Board) by the Louisville & Jefferson County Riverport Authority, grantee of FTZ 29, requesting special–purpose subzone status for the bedding products manufacturing facilities of Louisville Bedding Company (LBC) located in Louisville and Munfordville, Kentucky. The application was submitted pursuant to the provisions of the Foreign–Trade Zones Act, as amended (19 U.S.C. 81a–81u), and the regulations of the Board (15 CFR part 400). It was formally filed on April 26, 2010.

The LBC facilities (530 employees) consist of three sites: *Site 1* - manufacturing plant and warehouse (26.1 acres) located at 10400 Bunsen

Way, Louisville; *Site 2* - warehouse (4.3 acres) located at 100 Quality Street, Munfordville; and, *Site 3* - manufacturing plant and warehouse (27.7 acres) located at 660 National Turnpike, Munfordville, Kentucky. The facilities are used to manufacture household bedding products, including mattress pads and pillows (up to 10 million pillows and 10 million mattress pads annually) for the U.S. market and export. LBC is requesting authority to utilize foreign–origin wide roll (80 inches and wider), high thread count (180 threads per inch and higher) cotton, polyester, and synthetic woven fabric and pillow shells (classified under HTSUS Headings 5208, 5210, 5512, 5513, and 6307; duty rate range: 7 - 14.9%) to be cut, sewn, quilted and assembled into the bedding products noted above under FTZ procedures.

FTZ procedures could exempt LBC from customs duty payments on the foreign–origin fabrics and pillow shells used in export production. On its shipments for the domestic market, the finished household bedding products would be entered for consumption from the proposed subzone classified under HTSUS 9404.90, and LBC is seeking authority to elect the various finished bedding product duty rates (4.4 - 7.3%, *ad valorem*) for the foreign–origin fabric and pillow shell material inputs. Domestic–status fibers would be used to fill the foreign pillow shells. The application indicates that the savings from FTZ procedures would help improve the facilities’ international competitiveness.

In accordance with the Board’s regulations, Pierre Duy of the FTZ Staff is designated examiner to evaluate and analyze the facts and information presented in the application and case record and to report findings and recommendations to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board’s Executive Secretary at the following address: Office of the Executive Secretary, Room 2111, U.S. Department of Commerce, 1401 Constitution Avenue, NW, Washington, DC 20230–0002. The closing period for receipt of comments is July 6, 2010. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period to July 19, 2010.

A copy of the application will be available for public inspection at the Office of the Foreign–Trade Zones Board’s Executive Secretary at the address listed above and in the “Reading Room” section of the Board’s website,

which is accessible via [www.trade.gov/ftz](http://www.trade.gov/ftz). For further information, contact Pierre Duy at [Pierre.Duy@trade.gov](mailto:Pierre.Duy@trade.gov) or (202) 482–1378.

Dated: April 26, 2010.

**Andrew McGilvray,**

*Executive Secretary.*

[FR Doc. 2010–10614 Filed 5–4–10; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A–570–962]

#### **Certain Potassium Phosphate Salts from the People’s Republic of China: Preliminary Affirmative Determination of Critical Circumstances in the Antidumping Duty Investigation**

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

**DATES:** *Effective Date:* May 5, 2010.

**FOR FURTHER INFORMATION CONTACT:** Irene Gorelik at (202) 482–6905, AD/CVD Operations, Office 9, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230.

#### **Background**

On March 16, 2010, the Department of Commerce (“Department”) published its preliminary determination in the antidumping duty investigation of certain potassium phosphate salts (“salts”) from the People’s Republic of China (“PRC”). See *Certain Potassium Phosphate Salts From the People’s Republic of China: Preliminary Determination of Sales at Less Than Fair Value*, 75 FR 12508 (March 16, 2010) (“*Preliminary Determination*”).

On April 2, 2010, Petitioners<sup>1</sup> filed a timely critical circumstances allegation, pursuant to 19 CFR 351.206, alleging that critical circumstances exist with respect to imports of the merchandise under consideration.

In accordance with 19 CFR 351.206(c)(1), when a critical circumstances allegation is filed 30 days or more before the scheduled date of the final determination (as was done in this case), the Department will issue a preliminary finding whether there is a reasonable basis to believe or suspect that critical circumstances exist. Because the critical circumstances allegation in this case was submitted after the preliminary determination was published, the Department must issue

<sup>1</sup> ICL Performance Products LP and Prayon, Inc.