

consistent with that provided by Shanghai Colour.

#### Period of Review

In accordance with 19 CFR 351.214(g)(1)(i)(A), the POR for a new shipper review initiated in the month immediately following the anniversary month will be the twelve-month period immediately preceding the anniversary month. Therefore, under this order, the POR is August 1, 2009, through July 31, 2010. The sales and entries into the United States of subject merchandise exported by Shanghai Colour and produced by Wuxi Colour occurred during this twelve-month POR. Therefore, the POR for this new shipper is August 1, 2009, through July 31, 2010.

#### Initiation of New Shipper Reviews

Pursuant to section 751(a)(2)(B) of the Act and 19 CFR 351.214, the Department finds that Shanghai Colour meets the threshold requirements for initiation of a NSR for the shipment of steel nails from the PRC produced by Wuxi Colour and exported by Shanghai Colour. See "Memorandum to the File From Emeka Chukwudebe, Case Analyst, New Shipper Initiation Checklist: Certain Steel Nails from the People's Republic of China (A-570-909)," dated concurrently with this notice.

The Department intends to issue the preliminary results of this NSR no later than 180 days from the date of initiation, and the final results no later than 90 days from the issuance of the preliminary determination. See section 751(a)(2)(B)(iv) of the Act.

It is the Department's usual practice, in cases involving non-market economies, to require 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. Accordingly, we will issue a questionnaire to Shanghai Colour which will include a section requesting information with regard to Shanghai Colour's export activities for separate rates purposes. The review will proceed if the response provides sufficient indication that Shanghai Colour is not subject to either *de jure* or *de facto* government control with respect to its export of subject merchandise.

We 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 the subject merchandise from Shanghai Colour in accordance with section 751(a)(2)(B)(iii) of the Act

and 19 CFR 351.214(e). Because Shanghai Colour certified that its subject merchandise was produced by Wuxi Colour, we will apply the bonding privilege to Shanghai Colour only for subject merchandise produced by Wuxi Colour.

Interested parties requiring access to proprietary information in this NSR should submit applications for disclosure under administrative protective order in accordance with 19 CFR 351.305 and 19 CFR 351.306. This initiation and notice are in accordance with section 751(a)(2)(B) of the Act and 19 CFR 351.214 and 19 CFR 351.221(c)(1)(i).

Dated: September 28, 2010.

**Susan H. Kuhbach,**

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

[FR Doc. 2010-24835 Filed 10-1-10; 8:45 am]

**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XZ31**

#### Endangered Species; File No. 14176

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

**ACTION:** Issuance of permit.

**SUMMARY:** Notice is hereby given that Michael Mangold (Permit Holder and Principal Investigator), United States Fish and Wildlife Service's Maryland Fishery Resource Office, 177 Admiral Cochrane Drive, Annapolis, MD 21401 has been issued a permit to take shortnose sturgeon for purposes of scientific research.

**ADDRESSES:** The permit and related documents are available for review upon written request or by appointment in the following offices:

Permits, Conservation and Education Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301)713-2289; fax (301)713-0376;

Northeast Region, NMFS, 55 Great Republic Drive, Gloucester, MA 01930; phone (978)281-9328; fax (978)281-9394.

**FOR FURTHER INFORMATION CONTACT:** Colette Cairns or Malcolm Mohead, (301)713-2289.

**SUPPLEMENTARY INFORMATION:** On March 19, 2010, notice was published in the **Federal Register** (75 FR 13256) that a

request for a scientific research permit to take shortnose sturgeon had been submitted by the above-named Michael Mangold, U.S. Fish and Wildlife Service. The requested permit has been issued under the authority of the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*) and the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-226).

The applicant is authorized to conduct a five-year scientific study determining biological and life history information on shortnose sturgeon in the Potomac River. The permit authorizes non-lethal sampling with anchored gill nets, capturing up to 30 fish annually. Each fish will be captured, weighed, measured, PIT and Floy tagged, and sampled for genetic tissue analysis. A sub-set of 10 fish will be acoustically tagged, 5 internally and 5 externally, released, and tracked, determining seasonal movement and habitat selection. Additionally, the applicant is authorized to use D-nets lethally collecting up to 20 shortnose sturgeon in early life stages annually to estimate spawning success and periodicity.

Issuance of this permit, as required by the ESA, was based on a finding that such permit: (1) was applied for in good faith; (2) will not operate to the disadvantage of such endangered or threatened species; and (3) is consistent with the purposes and policies set forth in section 2 of the ESA.

Dated: September 27, 2010.

**P. Michael Payne,**

*Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 2010-24822 Filed 10-1-10; 8:45 am]

**BILLING CODE 3510-22-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XZ15**

#### Marine Mammals and Endangered Species; File Nos. 808-1735, 14233, 14506, 14603, and 14726

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

**ACTION:** Notice; issuance of permits and permit amendment.

**SUMMARY:** Notice is hereby given that NMFS has issued four permits and a permit amendment to conduct research

on marine mammals or sea turtles. See **SUPPLEMENTARY INFORMATION** for additional information regarding permittees.

**ADDRESSES:** The permits and related documents are available for review upon written request or by appointment in the following offices: See **SUPPLEMENTARY INFORMATION**.

**FOR FURTHER INFORMATION CONTACT:** The following Analysts at (301)713-2289. For File Nos. 808-1735, 14233 and 14603: Amy Hapeman or Kristy Beard; File Nos. 14506 and 14726: Amy Hapeman or Colette Cairns.

**SUPPLEMENTARY INFORMATION:** On March 11, 2010, notice was published in the **Federal Register** (75 FR 11516) that a request for a permit amendment to conduct research on Arnoux's beaked whales (*Berardius arnouxii*) had been submitted by Andrew Read, Ph.D. [File No. 808-1735]. On September 10, 2009, notice was published in the **Federal Register** (74 FR 46570) that a request for a permit to conduct research on North Atlantic right whales (*Eubalaena glacialis*) had been submitted by Scott D. Kraus, Ph.D. [File No. 14233]. On December 16, 2009, notice was published in the **Federal Register** (74 FR 66618) that a request for a permit to conduct research on green (*Chelonia mydas*), hawksbill (*Eretmochelys imbricata*), Kemp's ridley (*Lepidochelys kempii*), loggerhead (*Caretta caretta*), and leatherback (*Dermochelys coriacea*) sea turtles had been submitted by Llewellyn Ehrhart, Ph.D. [File No. 14506]. On October 26, 2009, notice was published in the **Federal Register** (74 FR 54959) that a request for a permit to conduct research on North Atlantic right whales had been submitted by the Provincetown Center for Coastal Studies (CCS) [Responsible Party: Richard Delaney; File No. 14603]. On October 21, 2009, notice was published in the **Federal Register** (74 FR 54021) that a request for a permit to conduct research on green, hawksbill, Kemp's ridley, loggerhead, and leatherback sea turtles had been submitted by Blair Witherington [File No. 14726]. The requested permits and permit amendment have been issued under the following authorities as applicable: the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), the regulations governing the taking and importing of marine mammals (50 CFR part 216), the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), and the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-226).

Andrew Read, Ph.D. [File No. 808-1735], Duke University Marine Laboratory, 135 Pivers Island Road, Beaufort, North Carolina 28516, was issued an amendment to Permit No. 808-1735, originally issued on June 27, 2007 (72 FR 36429). Permit No. 808-1735 authorizes Dr. Read to take humpback (*Megaptera novaeangliae*), blue (*Balaenoptera musculus*), fin (*B. physalus*), sei (*B. borealis*), and Antarctic minke (*B. bonaerensis*) whales in the Southern Ocean to examine their foraging behavior relative to krill patches. The permit authorizes the close approach of whales during vessel surveys for photo-identification, behavioral observation, tracking, and incidental harassment. A subset of whales may be suction-cup tagged during surveys. This amendment, Permit No. 808-1735-01, authorizes researchers to take Arnoux's beaked whales during vessel surveys in the Southern Ocean for photo-identification, behavioral observation, and incidental harassment and suction-cup tag a subset of animals. The purpose of the research is to gain information on the distribution, biology, ecology, movement patterns, and behavior of this extremely rare species and generate a catalog of known individuals that can then be used for a mark-recapture experiment. The amendment is valid until the permit expires May 31, 2012.

Scott Kraus, Ph.D. [File No. 14233], New England Aquarium Edgerton Research Laboratory, Central Wharf, Boston, Massachusetts, 02110, was issued a five-year permit to study North Atlantic right whales along the U.S. East Coast from Florida to Maine via aerial and vessel surveys. During vessel surveys, researchers may approach, photograph and collect fecal samples from whales and biopsy sample a subset of animals. Researchers also may import and export biological samples, including samples and tissues from dead right whales in other parts of the world to use in control and comparative studies.

Llewellyn Ehrhart, Ph.D. [File No. 14506], University of Central Florida, P.O. Box 162368, Orlando, Florida 32816, was issued a five-year permit to continue long-term studies of sea turtle populations in three disparate habitats on Florida's Atlantic coast: the Indian River Lagoon System, the Sabellariid worm rock reefs of Indian River County, and the Trident Turning Basin, Cape Canaveral Air Force Station. Researchers may capture, flipper tag, passive integrated transponder (PIT) tag, measure, weigh, blood sample, tissue biopsy, lavage, photograph, temporarily mark and/or remove epibiota from

loggerhead, green, Kemp's ridley, hawksbill, and leatherback sea turtles. A subset of green sea turtles may have a transmitter attached to the carapace.

CCS [File No. 14603], 115 Bradford Street, Provincetown, Massachusetts 02657, was issued a five year permit to harass right whales year-round to monitor demographics, life history traits, habitat use, and behavior in the Gulf of Maine; the majority of effort will be focused in Cape Cod Bay, Massachusetts Bay, and the Great South Channel during the season of right whale residency (December 15 - May 15). Researchers are authorized to approach whales during aerial surveys and by vessel for photo-identification, direct observation, collection of prey, and to attach suction cup tags to adult or juvenile right whales. Other large whale species may be incidentally harassed during aerial and vessel surveys, and opportunistic sighting information and photographs may be collected.

Blair Witherington [File No. 14726], Florida Fish and Wildlife Conservation Commission, 9700 South A1A, Melbourne Beach, Florida, 32951, was issued a five-year permit to locate and describe areas of the Atlantic Ocean and Gulf of Mexico near Florida that serve as developmental habitat for pelagic-stage juvenile and neonate loggerhead, green, Kemp's ridley, hawksbill, and leatherback sea turtles, to quantify threats to pelagic sea turtles, and to gather information on their life-history, genetics, movements, behavior, and diet. Researchers are authorized to capture by dip net, flipper tag, PIT tag, measure, weigh, and oral swab loggerhead, green, Kemp's ridley, hawksbill, and leatherback sea turtles. A subset of animals may be skin biopsied, lavaged or have a satellite tag attached.

In compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*), environmental assessments (EAs) were prepared analyzing the effects of the permitted activities on the human environment. Based on the analyses in the EAs, NMFS determined that issuance of the permits and permit amendment would not significantly impact the quality of the human environment and that preparation of an environmental impact statement was not required. That determination is documented in Findings of No Significant Impact (FONSI) for these actions.

As required by the ESA, issuance of the permits were based on a finding that such permits: (1) were applied for in good faith; (2) will not operate to the disadvantage of such endangered species; and (3) are consistent with the

purposes and policies set forth in section 2 of the ESA.

Documents may be reviewed in the following locations:

Permits, Conservation and Education Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, Maryland 20910; phone (301)713-2289; fax (301)713-0376;

Southwest Region, NMFS, 501 West Ocean Blvd., Suite 4200, Long Beach, California 90802-4213; phone (562)980-4001; fax (562)980-4018;

Northeast Region, NMFS, 55 Great Republic Drive, Gloucester, Massachusetts 01930; phone (978)281-9328; fax (978)281-9394; and

Southeast Region, NMFS, 263 13th Avenue South, Saint Petersburg, Florida 33701; phone (727)824-5312; fax (727)824-5309.

Dated: September 27, 2010.

**P. Michael Payne,**

*Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 2010-24823 Filed 10-1-10; 8:45 am]

**BILLING CODE 3510-22-S**

## DEPARTMENT OF DEFENSE

### Office of the Secretary

[Docket ID: DOD-2010-OS-0138]

### Privacy Act of 1974; System of Records

**AGENCY:** Department of Defense (DoD).

**ACTION:** Notice to alter a system of records.

**SUMMARY:** The Office of the Secretary of Defense proposes to alter a system of records in its inventory of record systems subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended.

**DATES:** This proposed action would be effective without further notice on November 3, 2010, unless comments are received which result in a contrary determination.

**ADDRESSES:** You may submit comments, identified by docket number and title, by any of the following methods:

\* *Federal Rulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

\* *Mail:* Federal Docket Management System Office, Room 3C843 Pentagon, 1160 Defense Pentagon, Washington, DC 20301-1160.

*Instructions:* All submissions received must include the agency name and docket number for this **Federal Register** document. The general policy for comments and other submissions from

members of the public is to make these submissions available for public viewing on the Internet at <http://www.regulations.gov> as they are received without change, including any personal identifiers or contact information.

**FOR FURTHER INFORMATION CONTACT:** Ms. Cindy Allard at (703) 588-6830.

**SUPPLEMENTARY INFORMATION:** The Office of the Secretary of Defense notices for systems of records subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended, have been published in the **Federal Register** and are available from the Chief, OSD/JS Privacy Office, Freedom of Information Directorate, Washington Headquarters Services, 1155 Defense Pentagon, Washington, DC 20301-1155.

The proposed system report, as required by 5 U.S.C. 552a(r) of the Privacy Act of 1974, as amended, was submitted on September 21, 2010, to the House Committee on Oversight and Government Reform, the Senate Committee on Governmental Affairs, and the Office of Management and Budget (OMB) pursuant to paragraph 4c of Appendix I to OMB Circular No. A-130, "Federal Agency Responsibilities for Maintaining Records About Individuals," dated February 8, 1996 (February 20, 1996; 61 FR 6427).

Dated: September 29, 2010.

**Mitchell S. Bryman,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

### DTIC 01

#### SYSTEM NAME:

Defense User Registration System (DURS) Records (November 12, 2008; 73 FR 66852).

#### Changes

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#### CATEGORIES OF RECORDS IN THE SYSTEM:

Delete entry and replace with "Information relating to registration requests by individuals seeking access to DTIC-owned or controlled computers, databases, products, and/or services. The records contain the individual's name; Electronic Data Interchange Personal Identifier; citizenship; service type; personnel category; organization/company mailing address/physical location; e-mail address; registrants' USERID; password/reset questions; organization/company telephone number(s); access eligibility; dissemination/distribution group codes; and personal and facility security clearance level(s). The records also contain the government approving official's name, office phone number

and e-mail address; dates of registration's activation and the projected date of expiration. Where applicable, the records contain contract number(s), contract expiration date(s), and the Military Critical Technical Data Agreement (MCTDA) Certification Number."

#### AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Delete entry and replace with "5 U.S.C. 301, Departmental Regulations; E.O. 12958, Classified National Security Information; DoD 5200.1-R, Information Security Program; and Defense Information Systems Agency Instruction 240-110-8, Information Security Program."

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#### SAFEGUARDS:

Delete entry and replace with "Records are maintained in secure, limited access, or monitored areas. Database is monitored and access is password protected and Common Access Card (CAC) enabled. Physical entry by unauthorized persons is restricted through the use of locks, guards, passwords, or other administrative procedures. Archived data is stored on discs or magnetic tapes which are kept in a locked or controlled access area. Access to personal information is limited to those individuals who require the records to perform their official assigned duties."

#### RETENTION AND DISPOSAL:

Delete entry and replace with "Electronic records are to be deleted when DTIC determines they are no longer needed for administrative, audit, legal or operational purposes."

\* \* \* \* \*

#### NOTIFICATION PROCEDURES:

Delete entry and replace with "Individuals seeking to determine whether this system of records contains information about themselves may address their inquiries to Defense Technical Information Center; ATTN: DTIC-BC (Registration Team), 8725 John J. Kingman Road, Suite 0944, Fort Belvoir VA 22060-6218.

Requests should contain the individual's full name, telephone number, street address, and e-mail address."

#### RECORD ACCESS PROCEDURES:

Delete entry and replace with "Individuals seeking to access records about themselves contained in this system of records should address written inquiries to the Privacy Act Officer, Defense Technical Information Center, 8725 John J. Kingman Road,