Notices

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This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF AGRICULTURE

Office of the Assistant Secretary for Civil Rights

Notice of Request for Approval of a New Information Collection

AGENCY: Office of the Assistant Secretary for Civil Rights, United States Department of Agriculture (USDA).

ACTION: Notice and request for comments.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), this notice announces the Office of the Assistant Secretary for Civil Rights' intention to request approval for a new information collection for the USDA Independent Assessment of the Delivery of Technical and Financial Assistance.

DATES: Comments on this notice must be received by April 23, 2010 to be assured of consideration.

ADDITIONAL INFORMATION OR COMMENTS: Contact Stacy Porto, Esq., Office of the Assistant Secretary for Civil Rights, U.S. Department of Agriculture, 1400 Independence Ave., SW., Mail Stop 0115, Washington, DC 20250; Fax: (202) 690–1782; E-mail: *stacy.porto@osec.usda.gov.*

SUPPLEMENTARY INFORMATION:

Title: USDA Independent Assessment of the Delivery of Technical and Financial Assistance.

OMB Number: 0503–New.

Expiration Date of Approval: Three years from approval date.

Type of Request: New information collection.

Abstract: USDA is interested in conducting an independent assessment of the delivery of programs of technical and financial assistance by certain agencies noted above. The project will examine USDA's program delivery at the State and local levels. The purpose of this project is to assess the effectiveness of USDA's programs in reaching America's diverse population in a non-discriminatory manner. This study will identify barriers to equal and fair access for USDA customers and provide recommendations to assist the Secretary of Agriculture in transforming USDA into a model organization.

As part of this assessment of the laws, regulations, policies, practices, and results achieved in administering key programs administered by four entities within USDA [the Farm Service Agency (FSA), the Rural Development (RD) mission area, the Natural Resources Conservation Service (NRCS), and the Risk Management Agency (RMA)], actual program delivery will be reviewed. The activities to be undertaken subject to this notice include:

- Conducting multi-modal (*e.g.* paper, Web, and telephone) survey of approximately 21,400 USDA customers and potential customers.
- Conducting in-depth in-person interviews with a sub-sample of up to 100 USDA customers.
- Conducting an impact analysis.

These activities are described below:

- Multi-modal Survey. Surveys will be administered to potential customers and customers who applied for FSA, RD, NRCS, or RMA financial or technical programs, including those for commodities, credit, conservation, disaster relief, and any providing for grants or loans, (as authorized by Congress in 84 Counties across 14 States. A sample of 21,400 customers including African American, Hispanic, American Indian, Alaska Native, Asian Pacific Islanders, persons with disabilities, or women farm and ranch operators will be drawn from USDA databases.
- In-depth Interviews. After the surveys are completed, a sub-sample will be drawn from among the customers who completed the surveys and up to 100 in-depth interviews will be conducted to delve deeper into the experiences of the customers about the process of application and services they received.
- Impact Analysis. Actual practices, and results, including those at USDA Headquarters, agency Headquarters, State/Regional/Local USDA and State/County areas will be analyzed. The use of statistical data (such as the percent of low-resource farmers participating in a specific loan program); the findings and conclusions of internal and external reports on USDA civil rights; other sources, such as the existing minority/female farmer lawsuits, and advocacy organizations will be determined under this task.

Estimate of Burden: Public reporting burden for this collection of information is estimated to average twenty (20) minutes per Self Administered Survey (paper or Web)/Telephone Survey response and two (2) hours per in-depth interview response. See Table 1 below.

Type of Respondents: Individuals or households.

Estimated Number of Respondents: Out of 21,400 USDA customers and potential customers to be surveyed, 15,100 respondents, (15,000 respondents for the Self Administered Survey/Telephone Survey and 100 respondents for the in-depth interview) are expected to respond.

Estimated Number of Responses: 15,100.

Estimated Number of Responses per Respondent: 1.

Estimated Total Annual Burden on Respondents: 5,200 hours.

Data collection activity	Respondents	Annual frequency per response	Estimated number of respondents	Estimated burden per respondent (minutes)	Total burden estimate (hours)
Self administered survey/Telephone survey.	USDA customers and potential customers.	1	15,000	20	5,000
In depth interviews	USDA customers and potential customers.	1	100	120	200

Data collection activity	Respondents	Annual frequency per response	Estimated number of respondents	Estimated burden per respondent (minutes)	Total burden estimate (hours)
Total			15,100		5,200

Comments are invited on: (1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of the burden of the proposed collection of information including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) ways to minimize the burden of the collection of information on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology. All comments received will be available for public inspection during regular business hours at the same address.

All responses to this notice will be summarized and included in the request for the Office of Management and Budget approval. All comments will become a matter of public record.

Dated: February 8, 2010.

Joe Leonard, Jr.,

Assistant Secretary for Civil Rights, United States Department of Agriculture.

[FR Doc. 2010–3359 Filed 2–19–10; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A–489–807]

Certain Steel Concrete Reinforcing Bars From Turkey: Notice of Court Decision Not in Harmony With Final Results of Administrative Review

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

SUMMARY: On January 19, 2010, the United States Court of International Trade (CIT) sustained the Department of Commerce's (the Department's) results of redetermination pursuant to the CIT's remand order in *Nucor Corporation, Gerdau Ameristeel Corporation, and Commercial Metals Company* v. *United States and Icdas Celik Enerji Tersane ve Ulasim Sanayi A.S.,* Court No. 05–00616, Slip Op. 10–6 (Jan. 19, 2010). *See* Results of Redetermination Pursuant to Remand, dated November 6, 2009 (found at *http://ia.ita.doc.gov/remands*). Consistent with the decision of the United States Court of Appeals for the Federal Circuit (CAFC) in *Timken Co.* v. *United States,* 893 F.2d 337 (Fed. Cir. 1990) (*Timken*), the Department is notifying the public that the final judgment in this case is not in harmony with the Department's final results of the administrative review of the antidumping duty order on certain steel concrete reinforcing bars (rebar) from Turkey covering the period of review (POR) of April 1, 2003, through March 31, 2004. *See Certain Steel Concrete Reinforcing Bars From Turkey; Final Results, Rescission of Antidumping Duty Administrative Review in Part, and Determination To Revoke in Part,* 70 FR 67665 (Nov. 8, 2005) (*Final Results*).

FOR FURTHER INFORMATION CONTACT: Elizabeth Eastwood, AD/CVD Operations, Office 2, Import Administration—International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone (202) 482–3874.

SUPPLEMENTARY INFORMATION:

Background

On November 8, 2005, the Department published the final results of the administrative review. *See Final Results.* In the final results, the Department: (1) Reversed its preliminary decision with respect to the U.S. date of sale for ICDAS and used the contract date as the date of sale for ICDAS's U.S. sales, rather than the invoice date, because it determined that the material terms of sale were established at the contract date; (2) computed ICDAS's cost of production (COP) using annual-average, rather than quarterly, costs; and (3) defined the universe of U.S. sales transactions examined during the administrative review to rely on the date that subject merchandise entered the customs territory of the United States, rather than the date that subject merchandise was sold here.

On November 18, 2005, the Department requested a voluntary remand in order to reconsider the date-of-sale issue. On December 15, 2005, the CIT granted the Department's request to reconsider whether, based upon the record evidence, the Department reasonably applied its date-of-sale methodology to the facts at issue.

On January 31, 2006, the Department issued its final results of redetermination pursuant to the CIT's December 15, 2005, ruling. In its remand results, the Department determined that the invoice date is the appropriate date of sale for ICDAS's U.S. sales in the 2003–2004 administrative review.

On March 24, 2009, the CIT again remanded this issue to the Department, requiring that the Department provide a more in-depth analysis as to why the use of invoice date as U.S. date of sale was appropriate. In addition, the CIT remanded two additional issues, at the Department's request, related to the calculation of ICDAS's COP and an explanation for the methodology used to determine the universe of U.S. sales examined in the review.

On November 6, 2009, the Department issued its final results of redetermination pursuant to the CIT's March 24, 2009, ruling. In its remand redetermination the Department explained that, in accordance with the CIT's instructions, it reconsidered the issues contained in the CIT's March 24, 2009, ruling and determined that it was appropriate to: (1) Base ICDAS's universe of sales on entry date; (2) use invoice date as the date of sale for ICDAS's U.S. sales; and (3) use ICDAS's quarterly-average costs in its margin calculations. On January 19, 2010, the CIT affirmed the Department's November 6, 2009, remand redetermination.

The Department's redetermination resulted in changes to the *Final Results* weighted-average margin for ICDAS from 0.16 percent to 0.70 percent.

Timken Notice

In its decision in *Timken,* 893 F.2d at 341, the CAFC held that, pursuant to section 516A(e) of the Tariff Act of 1930, as amended (the Act), the Department must publish a notice of a court decision that is not "in harmony" with a Department determination and must suspend liquidation of entries pending a "conclusive" court decision.

The CIT's decision on January 19, 2010, constitutes a final decision of that Court that is not in harmony with the Department's *Final Results.* Accordingly, this notice is published in