

expiration of the period for filing entries of appearance. In accordance with §§ 201.16(c) and 207.3 of the rules (19 CFR 201.16(c) and 207.3), each document filed by a party to the investigation must be served on all other parties to the investigation (as identified by the service list), and a certificate of service must accompany the document. The Secretary will not accept a document for filing without a certificate of service.

Staff Report

A public version of the prehearing staff report for the subject antidumping investigation and for investigation No. 701-TA-283 (Final) will be placed in the public record on June 19, 1987, pursuant to § 207.21 of the Commission's rules (19 CFR 207.21).

Hearing

The Commission will hold a hearing in connection with the subject antidumping investigation and with investigation No. 701-TA-283 (Final) beginning at 9:30 a.m. on July 2, 1987, at the U.S. International Trade Commission Building, 701 E Street NW., Washington, DC. Requests to appear at the hearing should be filed in writing with the Secretary to the Commission not later than the close of business (5:15 p.m.) on June 19, 1987. All persons desiring to appear at the hearing and make oral presentations should file prehearing briefs and attend a prehearing conference to be held at 9:30 a.m. on June 25, 1987, in room 117 of the U.S. International Trade Commission Building. The deadline for filing prehearing briefs is June 29, 1987.

Testimony at the public hearing is governed by § 207.23 of the Commission's rules (19 CFR 207.23). This rule requires that testimony be limited to a nonconfidential summary and analysis of material contained in prehearing briefs and to information not available at the time the prehearing brief was submitted. Any written materials submitted at the hearing must be filed in accordance with the procedures described below and any confidential materials must be submitted at least three (3) working days prior to the hearing (see § 201.6(b)(2) of the Commission's rules (19 CFR 201.6(b)(2))).

Written Submissions

All legal arguments, economic analyses, and factual materials relevant to the public hearing should be included in prehearing briefs in accordance with § 207.22 of the Commission's rules (19 CFR § 207.22). Posthearing briefs must conform with the provisions of § 207.24 (19 CFR 207.24) and must be submitted not later than the close of business on

July 9, 1987. In addition, any person who has not entered an appearance as a party to these investigations may submit a written statement of information pertinent to the subject of the investigations on or before July 9, 1987.

A signed original and fourteen (14) copies of each submission must be filed with the Secretary to the Commission in accordance with § 201.8 of the Commission's rules (19 CFR 201.8). All written submissions except for confidential business data will be available for public inspection during regular business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary to the Commission.

Any business information for which confidential treatment is desired must be submitted separately. The envelope and all pages of such submissions must be clearly labeled "Confidential Business Information." Confidential submissions and requests for confidential treatment must conform with the requirements of § 201.6 of the Commission's rules (19 CFR 201.6).

Authority: These investigations are being conducted under authority of the Tariff Act of 1930, title VII. This notice is published pursuant to § 207.20 of the Commission's rules (19 CFR 207.20)

Issued: April 24, 1987.

By order of the Commission.

Kenneth R. Mason,
Secretary.

[FR Doc. 87-9701 Filed 4-28-87; 8:45 am]
BILLING CODE 7020-02-M

[Investigation No. 731-TA-326 (Final)]

Frozen Concentrated Orange Juice From Brazil

Determination

On the basis of the record¹ developed in the subject investigation, the Commission determines,² pursuant to section 735(b) of the Tariff Act of 1930 (19 U.S.C. 1673d(b)), that an industry in the United States is materially injured or threatened with material injury³ by reason of imports from Brazil of frozen

¹ The record is defined in sec. 207.2(i) of the Commission's Rules of Practice and Procedure (19 CFR 207.2(i)).

² Chairman Liebel and Vice Chairman Brunsdale dissenting.

³ Commissioners Eckes and Lodwick find that the domestic industry is threatened with material injury. They also find that the domestic industry would not have been materially injured but for the suspension of liquidation during this investigation.

⁴ Commissioner Rohr finds that the domestic industry is materially injured.

concentrated orange juice, provided for in item 165.29 of the Tariff Schedules of the United States, that have been found by the Department of Commerce to be sold in the United States at less than fair value (LTFV).

Background

The Commission instituted this investigation effective October 23, 1986, following a preliminary determination by the Department of Commerce that imports of frozen concentrated orange juice from Brazil were being sold at LTFV within the meaning of section 731 of the Act (19 U.S.C. 1673). Notice of the institution of the Commission's investigation and of a public hearing to be held in connection therewith was given by posting copies of the notice in the Office of the Secretary, U.S. International Trade Commission, Washington, DC, and by publishing the notice in the *Federal Register* of November 26, 1986 (51 FR 42945). The hearing was held in Washington, DC, on March 12, 1987, and all persons who requested the opportunity were permitted to appear in person or by counsel.

The Commission transmitted its determination in this investigation to the Secretary of Commerce on April 22, 1987. The views of the Commission are contained in USITC Publication 1970 (April 1987), entitled "Frozen Concentrated Orange Juice from Brazil: Determination of the Commission in Investigation No. 731-TA-326 (Final) Under the Tariff Act of 1930, Together With the Information Obtained in the Investigation."

Issued: April 22, 1987.

By order of the Commission.

Kenneth R. Mason,
Secretary.

[FR Doc. 87-9698 Filed 4-28-87; 8:45 am]
BILLING CODE 7020-02-M

[Investigations Nos. 731-TA-365 and 366 (Final)]

Industrial Phosphoric Acid From Belgium and Israel

AGENCY: International Trade Commission.

ACTION: Institution of final antidumping investigations and scheduling of a hearing to be held in connection with the investigations.

SUMMARY: The Commission hereby gives notice of the institution of final antidumping investigations Nos. 731-TA-365 and 366 (Final) under section 735(b) of the Tariff Act of 1930 (19 U.S.C.

1673d(b)) to determine whether an industry in the United States is materially injured, or is threatened with material injury, or the establishment of an industry in the United States is materially retarded, by reason of imports from Belgium and Israel of industrial phosphoric acid, provided for in item 416.30 of the Tariff Schedules of the United States, that have been found by the Department of Commerce, in preliminary determinations, to be sold in the United States at less than fair value (LTFV). Unless the investigations are extended, Commerce will make its final LTFV determinations on or before June 29, 1987 and the Commission will make its final injury determinations by August 12, 1987 (see sections 735(a) and 735(b) of the act (19 U.S.C. 1673d(a) and 1673d(b))). The Commission is conducting concurrently final countervailing duty investigations on the subject merchandise from Belgium and Israel.

For further information concerning the conduct of these investigations, hearing procedures, and rules of general application, consult the Commission's Rules of Practice and Procedure, Part 207, Subparts A and C (19 CFR Part 207), and Part 201, Subparts A through E (19 CFR Part 201).

EFFECTIVE DATE: April 20, 1987.

FOR FURTHER INFORMATION CONTACT: Ilene Hersher (202-523-4616), Office of Investigations, U.S. International Trade Commission, 701 E Street NW., Washington, DC 20436. Hearing-impaired individuals are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-724-0002. Information may also be obtained via electronic mail by accessing the Office of Investigations' remote bulletin board system for personal computers at 202-523-0103. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-523-0161.

SUPPLEMENTARY INFORMATION:
Background

These investigations are being instituted as a result of affirmative preliminary determinations by the Department of Commerce that imports of industrial phosphoric acid from Belgium and Israel are being sold in the United States at less than fair value within the meaning of section 731 of the act (19 U.S.C. 1673). The investigations were requested in a petition filed on November 5, 1986, by counsel on behalf of FMC Corp., Chicago, IL, and Monsanto Co., St. Louis, MO. In response to that petition the Commission conducted preliminary antidumping

investigations and, on the basis of information developed during the course of those investigations, determined that there was a reasonable indication that an industry in the United States was materially injured by reason of imports of the subject merchandise (52 FR 612, Jan. 7, 1987).

Participation in the investigations

Persons wishing to participate in these investigations as parties must file an entry of appearance with the Secretary to the Commission, as provided in § 201.11 of the Commission's rules (19 CFR 201.11), not later than twenty-one (21) days after the publication of this notice in the *Federal Register*. Any entry of appearance filed after this date will be referred to the Chairman, who will determine whether to accept the late entry for good cause shown by the person desiring to file the entry.

Service List

Pursuant to § 201.11(d) of the Commission's rules (19 CFR 201.11(d)), the Secretary will prepare a service list containing the names and addresses of all persons, or their representatives, who are parties to these investigations upon the expiration of the period for filing entries of appearance. In accordance with §§ 201.16(c) and 207.3 of the rules (19 CFR 201.16(c) and 207.3), each document filed by a party to the investigations must be served on all other parties to the investigations (as identified by the service list), and a certificate of service must accompany the document. The Secretary will not accept a document for filing without a certificate of service.

Staff Report

A public version of the prehearing staff report in these investigations will be placed in the public record on June 17, 1987, pursuant to § 207.21 of the Commission's rules (19 CFR 207.21).

Hearing

The Commission will hold a hearing in connection with these investigations beginning at 9:30 a.m. on July 7, 1987 at the U.S. International Trade Commission Building, 701 E Street NW., Washington, DC. Requests to appear at the hearing should be filed in writing with the Secretary to the Commission not later than the close of business (5:15 p.m.) on June 29, 1987. All persons desiring to appear at the hearing and make oral presentations should file prehearing briefs and attend a prehearing conference to be held at 9:30 a.m. on June 30, 1987 in room 117 of the U.S. International Trade Commission Building. The deadline for filing prehearing briefs is June 30, 1987.

Testimony at the public hearing is governed by § 207.23 of the Commission's rules (19 CFR 207.23). This rule requires that testimony be limited to a nonconfidential summary and analysis of material contained in prehearing briefs and to information not available at the time the prehearing brief was submitted. Any written materials submitted at the hearing must be filed in accordance with the procedures described below and any confidential materials must be submitted at least three (3) working days prior to the hearing (see § 201.6(b)(2) of the Commission's rules (19 CFR 201.6(b)(2))).

Written Submissions

All legal arguments, economic analyses, and factual materials relevant to the public hearing should be included in prehearing briefs in accordance with § 207.22 of the Commission's rules (19 CFR 207.22). Posthearing briefs must conform with the provisions of § 207.24 (19 CFR 207.24) and must be submitted not later than the close of business on July 14, 1987. In addition, any person who has not entered an appearance as a party to the investigations may submit a written statement of information pertinent to the subject of the investigations on or before July 14, 1987.

A signed original and fourteen (14) copies of each submission must be filed with the Secretary to the Commission in accordance with § 201.8 of the Commission's rules (19 CFR 201.8). All written submissions except for confidential business data will be available for public inspection during regular business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary to the Commission.

Any business information for which confidential treatment is desired must be submitted separately. The envelope and all pages of such submissions must be clearly labeled "Confidential Business Information." Confidential submissions and requests for confidential treatment must conform with the requirements of § 201.6 of the Commission's rules (19 CFR 201.6).

Authority: These investigations are being conducted under authority of the Tariff Act of 1930, title VII. This notice is published pursuant to § 207.20 of the Commission's rules (19 CFR 207.20).

Issued: April 24, 1987.

By order of the Commission.

Kenneth R. Mason,
Secretary.

[FR Doc. 87-9700 Filed 4-28-87; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 337-TA-266]

Certain Reclosable Plastic Bags and Tubing; Investigation

AGENCY: International Trade Commission.

ACTION: Institution of investigation pursuant to 19 U.S.C. 1337 and 19 U.S.C. 1337a.

SUMMARY: Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on March 25, 1987, under section 337 of the Tariff Act of 1930, 19 U.S.C. 1337, and under 19 U.S.C. 1337a, on behalf of Minigrip, Inc., Route No. 303, Orangeburg, New York 10962. A supplement to the complaint was filed on April 9, 1987. The complaint, as supplemented, alleges unfair methods of competition and unfair acts in the importation into and sale in the United States of certain reclosable plastic bags and tubing (1) manufactured abroad by a process which, if practiced in the United States, would infringe claims 1-5 of the U.S. Letters Patent 3,945,872, and (2) bearing a color line mark allegedly infringing U.S. Trademark Registration No. 946,120. The complaint further alleges that the effect or tendency of the unfair methods of competition and unfair acts is to destroy or substantially injure an industry, efficiently and economically operated, in the United States.

The complainant requests that the Commission institute an investigation, conduct temporary relief proceedings, and issue a temporary exclusion order prohibiting importation of the articles in question into the United States, if an investigation instituted by the Commission extends beyond December 1, 1987, because the Commission exclusion order issued at the conclusion of Investigation No. 337-TA-110 will expire on December 1, 1987. After a full investigation, the complainant requests that the Commission issue a permanent exclusion order and a permanent cease and desist order.

FOR FURTHER INFORMATION CONTACT: Cheri M. Taylor, Esq., or Jeffery L. Gertler, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, telephone 202-523-0440 and 202-523-0115, respectively.

Authority: The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930 and 19 U.S.C. 1337a, and in § 210.12 of the Commission's Rules of Practice and Procedure (19 CFR 210.12).

Scope of Investigation: Having considered the complaint, the U.S. International Trade Commission, on April 21, 1987, ordered that—

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, an investigation be instituted to determine whether there is a violation of subsection (a) of section 337 in the unlawful importation into and sale in the United States of certain reclosable plastic bags and tubing: (1) Manufactured abroad by a process by which, if practiced in the United States; would infringe claims 1-5 of the U.S. Letters Patent 3,945,872, or (2) bearing a color line mark infringing U.S. Trademark Registration No. 946,120, the effect or tendency of which is to destroy or substantially injure an industry, efficiently and economically operated, in the United States;

(2) Pursuant to § 210.24(e) of the Commission's rules, the motion for temporary relief under subsections (e) and (f) of section 337 of the Tariff Act of 1930, which was filed with the complaint, shall be forwarded to the presiding administrative law judge for an initial determination pursuant to § 210.53(b) of the rules;

(3) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainant is—
Minigrip, Inc., Route No. 303,
Orangeburg, New York 10962

(b) The respondents are the following companies, alleged to be in violation of 19 U.S.C. 1337 and 1337a, and are the parties upon which the complaint is to be served:

C.A.G. Enterprise Pte. Ltd., 60 1B
Hillview House, Jalan Remaja,
Singapore 2366

Chang Won Chemical Co., Ltd., Rm.
#301 Korean Express Bldg., 36-7,
Hannam-Dong, Yongsan-Ku, Seoul,
R.O. Korea

Chung Kong Industrial Co., Ltd., Wah
Shun Ind. Bldg., Blk. B, 2/F, 4 Cho
Yuen Street, Yau Tong Bay, Kowloon,
Hong Kong

Euroweld Distributing, P.O. Box 5120,
Hazlet, New Jersey 07730

Gideons Plastic Industrial Co., Ltd., No.
22, Lane 59, Ti Eng North St., Tou Liu,
Taiwan

Hogn Ter Product Co., Ltd., No. 12 Lane
122 Street Chiang Nan, Village New
HWU, Taipei, Taiwan

Ideal Plastic Industrial Co., Ltd., 81,
Lane 59, Ha Mi St., Tiapie, Taiwan
Insertion Advertising Corp., 132 West
24th Street, New York, New York
10011

Ka Shing Corp., 150 S. 4th Avenue,
Mount Vernon, New York 10550

Kwant II, Rm. #301 Korean Express
Bldg., 36-7, Hannam-Dong, Yongsan-
ku, Seoul, R.O. Korea

Lim Tai Chin Pahathet Co. Ltd., 63-65
Mahaputaram Rd. (Wat Takheim),
Bangkok, Thailand

Lein Bin Plastics Co., Ltd., No. 1, Lane
49, Kuo Ching Road, Pan Chiao City,
Taipei, Taiwan

Meditech International Co., 4105 Holly
(Unit 1), Denver, Colorado 80216

Nina Plastic Bags, Inc., 1936 Premier
Row, Orlando Central Park, Orlando,
Florida 32809-6282

Polycraft Corporation, 2727 Thompson
Creek Road, Pomona, California 91767

Rol-Pak Sdn Bhd, Chin Thye Sdn Bhd,
5th Floor, Plaza Petaling, 65-67 Jalan
Petaling, 50000 Kuala Lumpur,
Malaysia

Siam Import-Export Ltd., 26/377
Eakachai Road, Bangbon,
Bankhuentien, Bangkok, 10150
Thailand

Ta Sen Plastic Industrial Co., Ltd., 315-2
Chang Chun Road, Taipei, Taiwan

Tech Keung Manufacturing Ltd., 516,
L.C.H. Bang Bldg., 4/Fl., 593-601

Nathan Road, Kowloon, Hong Kong
Tracon Industries Corp., 1 Huntington
Quadrangle, Suite 1C-01, Melville,
New York 11747

(c) Cheri M. Taylor, Esq. and Jeffrey L. Gertler, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, 701 E Street, NW., Room 125, Washington, DC 20436, shall be the Commission investigative attorneys, party to this investigation; and

(4) For the investigations instituted, Janet D. Saxon, Chief Administrative Law Judge, U.S. International Trade Commission, shall designate the presiding administrative law judge.

Responses must be submitted by the named respondents in accordance with § 210.21 of the Commission's Rules of Practice and Procedure (19 CFR 210.21). Pursuant to §§ 201.16(d) and 210.21(a) of the rules (19 CFR 201.16(d) and 210.21(a)), such responses will be considered by the Commission if received not later than 20 days after the date of service of the complaint. Responses to the motion of temporary relief may be submitted by the named respondents in accordance with § 210.24(e)(3) of the Commission's rules. Any such responses must be filed within 20 days after service of the motion. Extensions of time for submitting responses to the complaint and/or the motion for temporary relief will not be granted unless good cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this

notice, and to authorize the administrative law judge and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter both an initial determination and a final determination containing such findings.

The complaint, except for any confidential information contained therein, is available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 701 E Street NW., Room 156, Washington, DC 20438, telephone 202-523-0471. Hearing-impaired individuals are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-724-0002.

Issued: April 22, 1987.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 87-9699 Filed 4-29-87; 8:45 am]

BILLING CODE 7020-02-M

INTERSTATE COMMERCE COMMISSION

[Ex Parte No. 466 (Sub-No. 1)]

Railroad Cost of Capital; Proposed Expedited Procedure

AGENCY: Interstate Commerce Commission.

ACTION: Notice seeking comment on a proposed procedure to expedite the Commission's annual determination of the railroad's cost of capital.

SUMMARY: Each year the Commission determines the railroad industry's cost of capital, or fair return rate. This cost of capital finding is used, among other things, to evaluate the adequacy of railroad revenues. The most recent cost of capital determination—for the year 1985—was made in Ex Parte No. 464, *Railroad Cost of Capital—1985*, served March 16, 1987.

We have developed a set of procedures with timetables for expediting the Commission's cost of capital finding. This will insure a final determination by June 30 of the year following that for which the determination is being made. The Commission seeks public comment on this proposal which is presented below.¹

Our proposal will produce a cost of capital finding within six months following the close of the calendar year. Under the proposal, the following timetable would be established *each year*:

(1) By January 10—issue a notice instituting the cost of capital proceeding. This notice would set forth the due dates for the submission of comments, i.e., no later than February 10 for railroad initial comments, no later than March 10 for non-railroad comments, and no later than March 25 for railroad rebuttal comments.

(2) By February 10—receive initial comments from the railroads. In their comments submitted in the Ex Parte No. 464, *supra*, proceeding, the railroads indicated that if they knew in advance that the cost of capital proceeding would be instituted in January of each year, they would be able to meet this deadline, assuming no new and complex issues are introduced. The railroads indicated in their comments that this deadline could be met without a major revision to their data gathering activities; they would simply gather the necessary data throughout the year on a piecemeal basis. Requisite railroad data and information would be obtained directly by the Association of American Railroads from the railroads.

(3) By March 10—receive comments from the shippers and other non-railroad parties. Based on the comments received in Ex Parte No. 464, *supra*, the non-railroad parties should be able to meet this filing deadline without a major modification to their data gathering activities.

(4) By March 25—receive railroad rebuttal comments. Based on their comments in Ex Parte No. 464, *supra*, this deadline should also pose no particular problem for the railroads.

(5) March 25 through May 31—staff analyzes comments and makes recommendations to the Commission.

(6) Commission serves decision not later than June 30.

We believe that the dates in the above timetable can be met provided: (1) No lengthy filing extensions are granted to the parties, and (2) no highly contentious or novel issues are raised. Furthermore, we believe that these objectives can be met without any change in Commission internal procedures, funding levels, or statutory requirements nor changes in staffing levels in the Financial Analysis group. Nor, as indicated in their comments in Ex Parte No. 464, *supra*, will the expedited filing deadlines have a significant impact on the parties data gathering activities, including the costs associated with those activities.

Public comment on the above proposal is invited.

DATES: Comments due May 29, 1987.

ADDRESSES: Send an original and 15 copies of comments to: Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423.

FOR FURTHER INFORMATION CONTACT: Ward L. Ginn, Jr., (202) 275-7489.

This action will not significantly affect either the quality of the human environment or energy conservation. Nor will it have a significant economic impact on a substantial number of small entities.

Authority: 49 U.S.C. 10704(a).

Decided: April 20, 1987.

By the Commission, Chairman Gradison, Vice Chairman Lamboley, Commissioners Sterrett, Andre, and Simmons.

Noreta R. McGee,

Secretary.

[FR Doc. 87-9624 Filed 4-28-87; 8:45 am]

BILLING CODE 7035-01-M

DEPARTMENT OF JUSTICE

Availability of Funding for Cooperative Agreements; Shelter Care and Other Related Services to Alien Minors

AGENCY: Community Relations Service (CRS), Justice.

ACTION: Notice of availability of funding for Cooperative Agreements to support programs which provide shelter care and other related child welfare services to alien minors detained in the custody of the United States Department of Justice, Immigration and Naturalization Service.

SUMMARY: This announcement governs the award of Cooperative Agreements to public or private non-profit organizations or agencies and under certain conditions, to for-profit organizations or agencies, to provide shelter care and other related child welfare services to alien minors detained in the custody of the United States Department of Justice, Immigration and Naturalization Service.

Awards will be to one (1) or more organizations. These awards are for the purpose of supporting licensed child welfare programs which provide shelter care and other related child welfare services to male and female alien minors under 18 years of age who are referred to the Community Relations Service by the Immigration and Naturalization Service.

These child welfare services will afford alien minors a structured, safe

¹ In his vote in Ex Parte No. 464, *supra*, Commissioner Andre, joined by Commissioner Sterrett, commented separately that the Commission's staff should propose for public comment an analysis describing how regulatory lag can be reduced.