

Secretary for those parties authorized to receive BPI under the APO.

**Staff report.**—The prehearing staff report in the final phase of this investigation will be placed in the nonpublic record on April 22, 2020, and a public version will be issued thereafter, pursuant to section 207.22 of the Commission's rules.

**Hearing.**—The Commission will hold a hearing in connection with the final phase of this investigation beginning at 9:30 a.m. on Wednesday, May 6, 2020, at the U.S. International Trade Commission Building. Requests to appear at the hearing should be filed in writing with the Secretary to the Commission on or before May 1, 2020. A nonparty who has testimony that may aid the Commission's deliberations may request permission to present a short statement at the hearing. All parties and nonparties desiring to appear at the hearing and make oral presentations should participate in a prehearing conference to be held on May 4, 2020, at the U.S. International Trade Commission Building, if deemed necessary. Oral testimony and written materials to be submitted at the public hearing are governed by sections 201.6(b)(2), 201.13(f), and 207.24 of the Commission's rules. Parties must submit any request to present a portion of their hearing testimony *in camera* no later than 7 business days prior to the date of the hearing.

**Written submissions.**—Each party who is an interested party shall submit a prehearing brief to the Commission. Prehearing briefs must conform with the provisions of section 207.23 of the Commission's rules; the deadline for filing is April 29, 2020. Parties may also file written testimony in connection with their presentation at the hearing, as provided in section 207.24 of the Commission's rules, and posthearing briefs, which must conform with the provisions of section 207.25 of the Commission's rules. The deadline for filing posthearing briefs is May 14, 2020. In addition, any person who has not entered an appearance as a party to the investigation may submit a written statement of information pertinent to the subject of the investigation, including statements of support or opposition to the petition, on or before May 14, 2020. On June 3, 2020, the Commission will make available to parties all information on which they have not had an opportunity to comment. Parties may submit final comments on this information on or before June 5, 2020, but such final comments must not contain new factual information and must otherwise comply with section 207.30 of the Commission's

rules. All written submissions must conform with the provisions of section 201.8 of the Commission's rules; any submissions that contain BPI must also conform with the requirements of sections 201.6, 207.3, and 207.7 of the Commission's rules. The Commission's *Handbook on Filing Procedures*, available on the Commission's website at [https://www.usitc.gov/documents/handbook\\_on\\_filing\\_procedures.pdf](https://www.usitc.gov/documents/handbook_on_filing_procedures.pdf), elaborates upon the Commission's procedures with respect to filings.

Additional written submissions to the Commission, including requests pursuant to section 201.12 of the Commission's rules, shall not be accepted unless good cause is shown for accepting such submissions, or unless the submission is pursuant to a specific request by a Commissioner or Commission staff.

In accordance with sections 201.16(c) and 207.3 of the Commission's rules, each document filed by a party to the investigation must be served on all other parties to the investigation (as identified by either the public or BPI service list), and a certificate of service must be timely filed. The Secretary will not accept a document for filing without a certificate of service.

**Authority:** This investigation is being conducted under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 207.21 of the Commission's rules.

By order of the Commission.

Issued: March 2, 2020.

**Lisa Barton,**

*Secretary to the Commission.*

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## INTERNATIONAL TRADE COMMISSION

**[Investigation Nos. 701-TA-637 and 731-TA-1471 (Preliminary)]**

### Vertical Shaft Engines From China; Determinations

On the basis of the record<sup>1</sup> developed in the subject investigations, the United States International Trade Commission ("Commission") determines, pursuant to the Tariff Act of 1930 ("the Act"), that there is a reasonable indication that an industry in the United States is materially injured by reason of imports of vertical shaft engines from China that are alleged to be sold in the United States at less than fair value ("LTFV") and to be subsidized by the government

of China.<sup>2</sup> The products subject to these investigations are primarily provided for in subheadings 8407.90.10, 8407.90.90, 8409.91.50, and 8409.91.99 of the Harmonized Tariff Schedule of the United States ("HTS").

### Commencement of Final Phase Investigations

Pursuant to section 207.18 of the Commission's rules, the Commission also gives notice of the commencement of the final phase of its investigations. The Commission will issue a final phase notice of scheduling, which will be published in the **Federal Register** as provided in section 207.21 of the Commission's rules, upon notice from the U.S. Department of Commerce ("Commerce") of affirmative preliminary determinations in the investigations under sections 703(b) or 733(b) of the Act, or, if the preliminary determinations are negative, upon notice of affirmative final determinations in those investigations under sections 705(a) or 735(a) of the Act. Parties that filed entries of appearance in the preliminary phase of the investigations need not enter a separate appearance for the final phase of the investigations. Industrial users, and, if the merchandise under investigation is sold at the retail level, representative consumer organizations have the right to appear as parties in Commission antidumping and countervailing duty investigations. The Secretary will prepare a public service list containing the names and addresses of all persons, or their representatives, who are parties to the investigations.

### Background

On January 15, 2020, the Coalition of American Vertical Engine Producers,<sup>3</sup> filed petitions with the Commission and Commerce, alleging that an industry in the United States is materially injured or threatened with material injury by reason of subsidized imports of vertical shaft engines from China and LTFV imports of vertical shaft engines from China. Accordingly, effective January 15, 2020, the Commission instituted countervailing duty investigation No. 701-TA-637 and antidumping duty

<sup>2</sup> *Certain Vertical Shaft Engines Between 225cc and 999cc, and Parts Thereof From the People's Republic of China: Initiation of Less-Than-Fair-Value Investigation*, 85 FR 8809 (February 18, 2020); *Certain Vertical Shaft Engines Between 223cc and 999cc, and Parts Thereof From the People's Republic of China: Initiation of Countervailing Duty Investigation*, 85 FR 8835 (February 18, 2020).

<sup>3</sup> The Coalition of American Vertical Engine Producers is comprised of Kohler Co., Kohler, Wisconsin, and Briggs & Stratton Corporation, Wauwatosa, Wisconsin.

<sup>1</sup> The record is defined in sec. 207.2(f) of the Commission's Rules of Practice and Procedure (19 CFR 207.2(f)).

investigation No. 731-TA-1471 (Preliminary).

Notice of the institution of the Commission's investigations and of a public conference 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 January 23, 2020 (85 FR 3945). The conference was held in Washington, DC, on February 5, 2020, and all persons who requested the opportunity were permitted to appear in person or by counsel.

The Commission made these determinations pursuant to sections 703(a) and 733(a) of the Act (19 U.S.C. 1671b(a) and 1673b(a)). It completed and filed its determinations in these investigations on March 2, 2020. The views of the Commission are contained in USITC Publication 5034 (March 2020), entitled *Vertical Shaft Engines from China: Investigation Nos. 701-TA-637 and 731-TA-1471 (Preliminary)*.

By order of the Commission.

Issued: March 2, 2020.

**Lisa Barton,**

*Secretary to the Commission.*

[FR Doc. 2020-04592 Filed 3-5-20; 8:45 am]

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## DEPARTMENT OF LABOR

### Secretary's Order 02-2020— Procedures for Appointment of Individuals to Department of Labor Appellate Boards

**1. Purpose.** To cancel Secretary's Order 05-2018, which has created inefficiencies in the process by which individuals are appointed to the Department of Labor's appellate boards.

**2. Authorities.** This Order is issued under the authority of 5 U.S.C. 301 (Departmental Regulations) and 29 U.S.C. 551 *et seq.* (Establishment of Department; Secretary; Seal).

**3. Background.** The Secretary of Labor has the authority and responsibility to appoint the members of the Department's three appellate boards: the Administrative Review Board (ARB), the Benefits Review Board (BRB), and the Employees' Compensation Appeals Board (ECAB). In Secretary's Order 05-2018, the Secretary created a formal, multi-step process by which these appointments are made. Because this process has caused unnecessary inefficiencies in the appointment of individuals to the Department's appellate boards, the Secretary has

decided to rescind Secretary's Order 05-2018.

**4. Directives Affected.** Secretary's Order 05-2018 is hereby cancelled, effective immediately

Dated: February 21, 2020.

**Eugene Scalia,**

*Secretary of Labor.*

[FR Doc. 2020-04020 Filed 3-5-20; 8:45 am]

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## DEPARTMENT OF LABOR

### Secretary's Order 03-2020— Establishment of the Management Review Board

**1. Purpose.** This Order establishes the Management Review Board (MRB), which shall serve as a forum for systematically furthering the Secretary's management objectives for the Department of Labor (DOL).

**2. Authority and Directives Affected.** This order supersedes and cancels Secretary's Order 05-2001.

**3. Background.** The MRB will serve as the principal forum for coordination, executive oversight, and integration of agency management processes, offering an essential Departmental perspective in assessing a variety of Agency administrative areas.

**4. Composition.**

**A. Chairperson.** The MRB shall be chaired by the Assistant Secretary for Administration and Management and the Chief Financial Officer (the Co-Chairs).

**B. Membership.** The membership of the MRB will consist of DOL Agency Heads or their designees. Designees will be at the Deputy Assistant Secretary level or the Agency's Administrative Officer.

**C. Non-Member Subject Matter Experts.** The following career executives will provide information and guidance to the MRB.

1. The Chief Information Officer
2. The Chief Human Capital Officer
3. The Senior Procurement Executive
4. The Chief Data Officer
5. The Chief Evaluation Officer
6. The Director of the Departmental Budget Center
7. The Director of the Performance Management Center

**D. Logistics.**

1. The MRB will meet monthly.
2. All meetings will be convened by the Co-Chairs with sufficient advanced notice as to promote member participation.

3. The Office of the Assistant Secretary for Administration and Management's Performance Management Center will provide

logistical support including meeting materials and space.

4. The Executive Secretary is delegated authority and assigned responsibility for recording official decisions and assignments made at MRB proceedings and will participate in follow-up activities, as required.

**5. Delegation of Authority and Assignment of Responsibility.**

**A. The Management Review Board** is delegated authority and assigned responsibility for defining and addressing DOL management initiatives and major cross-cutting management issues; for providing a forum for eliciting the views and perspectives of affected DOL agencies and offices; and for ascertaining a coordinated Departmental perspective and recommended course(s) of action, as appropriate, in the following areas:

1. Evidence-building, including evaluation, performance management, and using data as a strategic asset;
2. information technology;
3. financial management, including enterprise risk management;
4. human resources;
5. acquisition management; and
6. security and safety.

**B. The Solicitor of Labor** is delegated authority and assigned responsibility for providing legal advice and counsel to the Secretary and Deputy Secretary, the MRB, and other DOL agencies on all matters arising in the administration of this Order.

**C. Agency Heads** are responsible for:

1. Providing to the MRB the perspective of their respective agencies on matters before the MRB; and
2. consulting with the MRB on policies and activities which relate to the purposes or responsibilities of the MRB.

**6. Independent Contributing**

**Committees.** The following committees are independent of the MRB, but may be called on to regularly provide updates:

**A. Enterprise Shared Services Governance Board.** This board governs Shared Services activities across DOL.

**B. Security Advisory Board.** This board provides organizational advice and recommendations to the Secretary regarding the security and safety of occupants of and visitors to DOL facilities.

**C. Enterprise Risk Management Council.** This council serves as the oversight body for the development of coordinated Department-wide positions on risk, risk management, risk mitigation, and execution in conformance with any guidance on risk governance issued by the Congress or the Office of Management and Budget.

**D. Strategic Review Council.** This council conducts the annual review of