later than seven (7) days after publication of the Commission's notice of investigation in the Federal Register. A party that files a notice of appearance during such time need not file an additional notice of appearance during the investigation conducted under subpart C of part 207 of this chapter.

(3) In the case of investigations conducted under subpart C of part 207 of this chapter, a party may file an entry of appearance within sixty (60) days of issuance of the notice of preliminary determination in the Federal Register. A party that does not file a notice of appearance by such time will be precluded pursuant to § 207.20(c)(3) from raising issues requiring collection of further data by the Commission subsequently in the investigation.

(4) Notwithstanding paragraphs (b)(2) and (b)(3) of this section, a party may file an entry of appearance in the investigation conducted under subpart C of part 207 of this chapter during the twenty-one (21) days following publication in the Federal Register of the Final Phase Notice of Scheduling described in § 207.21 of this chapter.

4. Paragraph (m) of § 201.13 is revised to read as follows:

§ 201.13 Conduct of nonadjudicative hearings.

(m) Closed sessions. (1) Upon a request filed by a party to the investigation no later than seven (7) days prior to the date of the hearing (or three (3) days prior to the date of a conference conducted under § 207.15 of this chapter) that:

(i) Identifies the subjects to be

(ii) Specifies the amount of time

requested; and

(iii) Justifies the need for a closed session with respect to each subject to be discussed, the Commission (or the Director, as defined in § 207.2(c) of this chapter, for a conference under § 207.15 of this chapter) may close a portion of a hearing (or conference under § 207.15 of this chapter) held in any investigation in order to allow such party to address confidential business information, as defined in § 201.6, during the course of its presentation.

(2) In addition, during each hearing held in an investigation conducted under § 202 of the Trade Act, as amended, or in an investigation under title VII of the Tariff Act as provided in § 207.24 of this chapter, following the public presentation of the petitioner(s) and that of each panel of respondents, the Commission will, if it deems it appropriate, close the hearing in order

to allow Commissioners to question parties and/or their representatives concerning matters involving confidential business information.

PART 207—[AMENDED]

5. The authority citation for part 207 is revised to read as follows:

Authority: 19 U.S.C. 1336, 1671-1677n, 2482, 3513.

6. Paragraphs (b) and (c) of § 207.3 are revised to read as follows:

§ 207.3 Service, filing, and certification of documents.

(b) Service. Any party submitting a document for inclusion in the record of the investigation shall, in addition to complying with § 201.8 of this chapter, serve a copy of each such document on all other parties to the investigation in the manner prescribed in § 201.16 of this chapter. If a document is filed before the Secretary's issuance of the service list provided for in § 201.11 of this chapter or the administrative protective order list provided for in § 207.7, the document need not be accompanied by a certificate of service, but the document shall be served on all appropriate parties within two (2) days of the issuance of the service list or the administrative protective order list and a certificate of service shall then be filed. Notwithstanding § 201.16 of this chapter, petitions, briefs, and testimony filed by parties pursuant to §§ 207.10, 207.15, 207.23, 207.24, and 207.25 shall be served by hand or, if served by mail, by overnight mail or its equivalent. Failure to comply with the requirements of this rule may result in removal from status as a party to the investigation. The Commission shall make available to all parties to the investigation a copy of each document, except transcripts of conferences and hearings, business proprietary information, privileged information, and information required to be served under this section, placed in the record of the investigation by the

(c) Filing. Documents to be filed with the Commission must comply with applicable rules, including § 201.8 of this chapter. If the Commission establishes a deadline for the filing of a document, and the submitter includes business proprietary information in the document, the submitter is to file and, if the submitter is a party, serve the business proprietary version of the document on the deadline and may file and serve the nonbusiness proprietary version of the document no later than one business day after the deadline for filing the document. The business

proprietary version shall enclose all business proprietary information in brackets and have the following warning marked on every page: "Bracketing of BPI not final for one business day after date of filing." The bracketing becomes final one business day after the date of filing of the document, *i.e.*, at the same time as the nonbusiness proprietary version of the document is due to be filed. Until the bracketing becomes final, recipients of the document may not divulge any part of the contents of the document to anyone not subject to the administrative protective order issued in the investigation. If the submitter discovers it has failed to bracket correctly, the submitter may file a corrected version or portion of the business proprietary document at the same time as the nonbusiness proprietary version is filed. No changes to the document other than bracketing and deletion of business proprietary information, including typographical changes, are permitted after the deadline unless an extension of time is granted to file an amended document pursuant to section 201.14(b)(2). Failure to comply with this paragraph may result in the striking from the record of all or a portion of a submitter's document.

7. Paragraphs (a), (f)(2), (f)(3), and (g) of § 207.7 are revised to read as follows:

§ 207.7 Limited disclosure of certain business proprietary information under administrative protective order.

(a) (1) Disclosure. Upon receipt of a timely application filed by an authorized applicant, as defined in paragraph (a)(3) of this section, which describes in general terms the information requested, and sets forth the reasons for the request (e.g., all business proprietary information properly disclosed pursuant to this section for the purpose of representing an interested party in investigations pending before the Commission), the Secretary shall make available all business proprietary information contained in Commission memoranda and reports and in written submissions filed with the Commission at any time during the investigation (except nondisclosable confidential business information) to the authorized applicant under an administrative protective order described in paragraph (b) of this section. The term "business proprietary information" has the same meaning as the term "confidential business information" as defined in § 201.6 of this chapter.

(2) Application. An application under paragraph (a)(1) of this section must be made by an authorized applicant on a