

## DEPARTMENT OF COMMERCE

## International Trade Administration

[A-428-844]

**Carbon and Alloy Steel Cut-to-Length Plate From Germany: Partial Rescission of Antidumping Duty Administrative Review; 2016–2018**

**AGENCY:** Enforcement and Compliance, International Trade Administration, Department of Commerce.

**SUMMARY:** The Department of Commerce (Commerce) is partially rescinding its administrative review of the antidumping duty (AD) order on carbon and alloy steel cut-to-length plate (CTL plate) from Germany for the period of review (POR) November 14, 2016, through April 30, 2018.

**DATES:** Applicable October 23, 2018.

**FOR FURTHER INFORMATION CONTACT:** Ross Belliveau, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-4952.

**SUPPLEMENTARY INFORMATION:****Background**

On May 1, 2018, Commerce published in the **Federal Register** a notice of “Opportunity to Request Administrative Review” of the antidumping duty order on CTL plate from Germany for the POR.<sup>1</sup> In May 2018, Commerce received multiple timely requests to conduct an administrative review of the antidumping duty order on CTL plate from Germany.

On July 12, 2018, in accordance with section 751(a) of the Tariff Act of 1930, as amended (the Act), Commerce published in the **Federal Register** a notice of initiation of an administrative review of the AD order.<sup>2</sup> The administrative review was initiated with respect to 15 companies and covers the period November 14, 2016, through April 30, 2018. Subsequent to the initiation of the administrative review, VDM Metals GmbH and VDM Metals International GmbH (collectively, VDM), an interested party, timely withdrew its request for review, as discussed below.

<sup>1</sup> See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity to Request Administrative Review*, 83 FR 19047 (May 1, 2018).

<sup>2</sup> See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 83 FR 32270 (July 12, 2018) (*Initiation Notice*); see also *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 83 FR 39688, 39690 (August 10, 2018).

**Partial Rescission of Review**

Pursuant to 19 CFR 351.213(d)(1), Commerce will rescind an administrative review, in whole or in part, if a party that requested a review withdraws its request within 90 days of the date of publication of notice of initiation of the requested review. VDM withdrew its requests for an administrative review within 90 days of the date of publication of the *Initiation Notice*.<sup>3</sup> Accordingly, Commerce is rescinding this review, in part, with respect to VDM Metals GmbH and VDM Metals International GmbH, in accordance with 19 CFR 353.213(d)(1).

The instant review will continue with respect to the following companies: AG der Dillinger Hüttenwerke; Perficon Steel GmbH; Reiner Brach GmbH & Co. KG; Rudolf Rafflenbeul Stahlwarenfabrik GmbH & Co; Ilseburger Grobblech GmbH, Salzgitter Mannesmann Grobblech GmbH, Salzgitter Flachstahl GmbH, and Salzgitter Mannesmann International GmbH (collectively, Salzgitter); Tenova (TAKRAF GmbH Lauchhammer); ThyssenKrupp Steel Europe AG; ThyssenKrupp Schulte GmbH; UPC Universal Piping GmbH; and VETTER Umformtechnik GmbH.

**Assessment**

Commerce will instruct U.S. Customs and Border Protection (CBP) to assess antidumping duties on all appropriate entries. For the companies for which this review is rescinded, antidumping duties shall be assessed at rates equal to the cash deposit of estimated antidumping duties required at the time of entry, or withdrawal from warehouse, for consumption, during the period November 14, 2016, through April 30, 2018, in accordance with 19 CFR 351.212(c)(1)(i). Commerce intends to issue appropriate assessment instructions directly to CBP 15 days after the date of publication of this notice in the **Federal Register**.

**Notification to Importers**

This notice serves as the only reminder to importers whose entries will be liquidated as a result of this rescission notice, of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping duties and/or countervailing duties prior to liquidation of the relevant entries during this review period. Failure to comply with this requirement may

<sup>3</sup> See Letter from VDM, “Re: Carbon and Alloy Steel Cut-to-Length Plate from Germany: Withdrawal of Review Request for VDM,” dated August 8, 2018.

result in the presumption that reimbursement of antidumping duties and/or countervailing duties occurred and the subsequent assessment of double antidumping duties.

**Notification Regarding Administrative Protective Order**

This notice serves as the only reminder to parties subject to administrative protective order (APO) of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3). Timely written notification of return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and the terms of an APO is a sanctionable violation. This notice is issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Act, and 19 CFR 351.213(d)(4).

Dated: October 17, 2018.

**James Maeder,**

*Associate Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations performing the duties of Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

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## DEPARTMENT OF COMMERCE

## International Trade Administration

[A-201-805]

**Certain Circular Welded Non-Alloy Steel Pipe From Mexico: Notice of Amended Final Results of Antidumping Duty Administrative Review Pursuant to Settlement; 2014–2015**

**AGENCY:** Enforcement and Compliance, International Trade Administration, Department of Commerce.

**SUMMARY:** On June 13, 2017, the Department of Commerce (Commerce) published the final results of the administrative review of the antidumping duty order on certain circular welded non-alloy steel pipe from Mexico. Maquilacero, S.A. de C.V. (Maquilacero) filed a request for panel review under the North American Free Trade Agreement (NAFTA) challenging Commerce’s *Final Results*. Maquilacero and Commerce have reached an agreement for settlement of the dispute, which is implemented by these amended final results.

**DATES:** Applicable October 23, 2018.

**FOR FURTHER INFORMATION CONTACT:** Mark Flessner or Erin Kearney, AD/CVD

Operations, Office VI, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-6312 and (202) 482-0167, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Background

On June 13, 2017, the Department of Commerce (Commerce) published the *Final Results* of its administrative review of the antidumping duty order<sup>1</sup> on certain circular welded non-alloy steel pipe from Mexico.<sup>2</sup> The period of review (POR) is November 1, 2014, through October 31, 2015. Commerce conducted an administrative review of mandatory respondents Maquilacero and Regiomontana de Perfiles y Tubos, S.A. de C.V./PYTCO, S.A. de C.V. (Regiopytsa),<sup>3</sup> and non-selected respondents Conduit, S.A. de C.V. (Conduit), Productos Laminados de Monterrey, S.A. de C.V. (Prolamsa), and Ternium Mexico, S.A. de C.V. (Ternium).<sup>4</sup> In the *Final Results*, Commerce found that there were entries of in-scope merchandise produced and/or exported by Maquilacero, S.A. de C.V. (Maquilacero) during the POR and calculated a 7.32 percent *ad valorem* margin for those entries. However, Commerce also stated its intent to “adjust the assessment rate for . . . certain entries of subject merchandise produced and/or exported by Maquilacero . . . to account for the total amount of duties that would have been collected on {Maquilacero’s} full universe of U.S. sales.”<sup>5</sup>

On July 12, 2017, Maquilacero timely filed a request for a for a NAFTA panel review challenging Commerce’s *Final Results*. Subsequent to Maquilacero’s request for this NAFTA panel review, Commerce determined that certain of

Maquilacero’s tubing products reported during the 2014–2015 administrative review are not within the scope of the *Order*.<sup>6</sup>

The United States and Maquilacero have now entered into an agreement to settle this dispute. The NAFTA Secretariat terminated the panel review with an effective completion date of October 11, 2018.

##### Assessment Rates

Commerce shall determine, and CBP shall assess, antidumping duties on all appropriate entries covered by this review pursuant to section 751(a)(2)(C) of the Tariff Act of 1930, as amended, and 19 CFR 351.212(b). Commerce intends to issue assessment instructions to CBP within 7 days after the date of publication of these amended final results of review in the **Federal Register**.

Commerce will instruct CBP to apply an *ad valorem* assessment rate of 7.32 percent to all entries of subject merchandise during the POR which were produced and/or exported, and imported, by Maquilacero. Commerce will further instruct CBP that certain entries for which suspension of liquidation continued may be of merchandise determined to be out of the scope of the antidumping duty order on circular welded non-alloy steel pipe from Mexico, and that CBP should liquidate those entries without regard to duties, as previously instructed.

The *ad valorem* assessment rates for all entries of subject merchandise during the POR which were produced and/or exported by Regiopytsa, Conduit, Prolamsa, and Ternium remain unchanged from the *Final Results*.

##### Cash Deposit Requirements

Because a new cash deposit rate has been calculated for Maquilacero in a subsequent administrative review,<sup>7</sup> Commerce will not instruct CBP to change the cash deposit rate for Maquilacero.

##### Notification to Importers

This notice also serves as a final reminder to importers of their responsibility under 19 CFR 351.402(f)

to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during this review period. Failure to comply with this requirement could result in the Secretary’s presumption that reimbursement of antidumping duties occurred, and the subsequent assessment of double antidumping duties.

We are issuing this determination and publishing these amended final results of antidumping duty administrative review pursuant to settlement.

Dated: October 17, 2018.

**Christian Marsh,**

*Deputy Assistant Secretary for Enforcement and Compliance.*

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#### DEPARTMENT OF COMMERCE

##### International Trade Administration

[A–552–823]

##### Laminated Woven Sacks From the Socialist Republic of Vietnam: Postponement of Final Determination of Sales at Less Than Fair Value Investigation

**AGENCY:** Enforcement and Compliance, International Trade Administration, Department of Commerce.

**SUMMARY:** The Department of Commerce (Commerce) is postponing the deadline for issuing the final determination in the less-than-fair-value (LTFV) investigation of laminated woven sacks (LWS) from the Socialist Republic of Vietnam (Vietnam) until February 25, 2019, and is extending the provisional measures from a four-month period to a period of not more than six months.

DATE: Applicable October 23, 2018.

##### FOR FURTHER INFORMATION CONTACT:

Drew Jackson or Celeste Chen, AD/CVD Operations, Office IV, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482–4406 or (202) 482–0890, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Background

On March 27, 2018, Commerce initiated a LTFV investigation of imports of LWS from Vietnam.<sup>1</sup> The period of investigation is July 1, 2017, through December 31, 2017. On October

<sup>1</sup> See *Notice of Antidumping Duty Orders: Certain Circular Welded Non-Alloy Steel Pipe from Brazil, the Republic of Korea (Korea), Mexico, and Venezuela and Amendment to Final Determination of Sales at Less Than Fair Value: Certain Welded Non-Alloy Steel Pipe from Korea*, 57 FR 49453 (November 2, 1992) (the *Order*).

<sup>2</sup> See *Certain Circular Welded Non-Alloy Steel Pipe from Mexico: Final Results of Antidumping Duty Administrative Review and Final Determination of No Shipments; 2014–2015*, 82 FR 27039 (June 13, 2017) (*Final Results*).

<sup>3</sup> We treated Regiomontana de Perfiles y Tubos, S.A. de C.V., and PYTCO, S.A. de C.V., as a single entity for the *Final Results*; this remains unchanged in these amended final results.

<sup>4</sup> Three additional companies were subject to review but were determined to have had no shipments of subject merchandise into the United States during the POR in the *Final Results*; that determination is unchanged in these amended final results.

<sup>5</sup> See *Final Results*, 82 FR at 27040.

<sup>6</sup> See *Certain Welded Non-Alloy Steel Pipe from Mexico: Notice of Court Decision Not in Harmony With Final Scope Ruling and Notice of Amended Final Scope Ruling Pursuant to Court Decision*, 83 FR 7153 (February 20, 2018); see also memorandum of final scope ruling re: 176 types of non-galvanized tubing produced to ASTM A–513 specifications by Maquilacero, dated June 18, 2018.

<sup>7</sup> See *Certain Circular Welded Non-Alloy Steel Pipe from Mexico: Final Results of Antidumping Duty Administrative Review and Final Determination of No Shipments; 2015–2016*, 83 FR 23886 (May 23, 2018).

<sup>1</sup> See *Laminated Woven Sacks from the Socialist Republic of Vietnam: Initiation of Less-Than-Fair-Value Investigation*, 83 FR 14257 (April 3, 2018).