

Redetermination Pursuant to Court Remand (October 1, 2001) (*Final Remand Results*). In our *Final Remand Results*, we made no changes to the *Draft Remand Results*. Parties comments to our *Draft Remand Results* and the Department's responses are discussed in the *Final Remand Results*.

On December 4, 2001, the CIT affirmed the Department's *Final Remand Results*. See *Fabrique De Fer Charleroi S.A. v. United States*, Slip Op. 01-140 (December 4, 2001). No party appealed the CIT's decision. As this case is now final and conclusive, we are amending the *Final Results* of review. As a result of our recalculations, based upon the changes set forth above, we have revised the dumping margin for respondent.

Amendment to Final Results of Review

Because no further appeals have been filed and there is now a final and conclusive decision in the CIT proceeding, effective as of the publication date of this notice, we are amending the *Final Results*, and establishing the following revised weight-averaged dumping margin:

Company Amended Final Results 1995-1996	Margin
Fabrique de Fer de Charleroi S.A.	12.96%

Accordingly, the Department will instruct the Customs Service to assess antidumping duties on all appropriate entries of subject merchandise in accordance with these amended final results.

Cash Deposit Requirements

The Department has not conducted a review of this order for any review period subsequent to the review period at issue (August 1, 1995 through July 31, 1996). Therefore, the following deposit requirements will be effective upon publication of this notice of final results of administrative review for all shipments of certain cut-to-length carbon steel plate from Belgium entered, or withdrawn from warehouse, for consumption on or after the date of publication, as provided by section 751(a)(2)(C) of the Act: (1) The cash deposit rate for FAFER will be the rate shown above; (2) for previously reviewed or investigated companies not listed above, the cash deposit rate will continue to be the company-specific rate established for the most recent period; (3) if the exporter is not a firm covered in this review, a prior review, or the original less-than-fair-value (LTFV) investigation, but the manufacturer is, the cash deposit rate will be the rate

established for the most recent period for the manufacturer of the merchandise; and, (4) for all other producers and/or exporters of this merchandise, the cash deposit rate shall be the rate established in the LTFV investigation, which is 6.75 percent. See *Amended Final Determination of Sales at Less Than Fair Value: Certain Cut-to-Length Carbon Steel Plate from Belgium*, 63 FR 40698 (July 30, 1998). These deposit rates shall remain in effect until publication of the final results of the next administrative review.

Dated: May 9, 2002

Joseph A. Spetrini,

Acting Assistant Secretary for Import Administration.

[FR Doc. 02-12443 Filed 5-16-02; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-201-820]

Fresh Tomatoes from Mexico: Extension of Time Limit for Final Results of Five-Year Sunset Review

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

ACTION: Notice of Extension of Time Limit for Final Results of Five-Year ("Sunset") Review of the Suspended Antidumping Duty Investigation on Fresh Tomatoes from Mexico.

SUMMARY: The Department of Commerce ("the Department") is extending the time limit for final results in the full sunset review of the suspended antidumping duty investigation on fresh tomatoes ("tomatoes") from Mexico. We are extending the full sunset review of the suspended antidumping duty investigation to appropriately address issues relevant in the Department's on-going re-negotiation of the suspended agreement on tomatoes from Mexico. The Department intends to issue final results of this sunset review not later than August 27, 2002.

EFFECTIVE DATE: May 17, 2002.

FOR FURTHER INFORMATION CONTACT: James P. Maeder or Martha V. Douthit, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street & Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-3330 or (202) 482-5050, respectively.

SUPPLEMENTARY INFORMATION:

Extension of Final Results:

On October 1, 2001, the Department initiated (66 FR 49926) a sunset review of the suspended antidumping investigation on tomatoes from Mexico pursuant to section 751(c) of the Tariff Act of 1930, as amended ("the Act"). On the basis of the notice of intent to participate filed on behalf of domestic interested parties, and adequate substantive comments filed on behalf of the domestic interested parties and respondent interested parties, the Department determined that a full (240 day) sunset review was warranted of this suspended antidumping duty investigation.

In a sunset review, the Department normally will issue its final results not later than 240 days after the date of publication in the Federal Register of the notice of initiation in accordance with 19 CFR 351.218 (f)(3)(i). However, if the Secretary determines that a full sunset review is extraordinarily complicated under section 751(c)(5)(C) of the Act, the Secretary may extend the period for issuing final results by not more than 90 days (see section 751(c)(5)(B) of the Act).

We find this case to be extraordinarily complicated due to issues related to the on-going re-negotiation of the suspension agreement from Mexico. Therefore, we determine it appropriate to take the maximum amount of time allowed under the statute to conduct this sunset review. For this reason we are extending the period for issuing final results by 90 days. Thus, the Department intends to issue the final results on tomatoes from Mexico, not later than August 27, 2002, in accordance with section 751(c)(5)(B) of the Act.

Dated: May 10, 2002

Bernard T. Carreau,

Acting Assistant Secretary for Import Administration.

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-351-806]

Silicon Metal from Brazil: Amended Final Results of Antidumping Duty Administrative Review in Accordance with Court Decision

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

ACTION: Notice of Amended Final Results of Antidumping Duty

Administrative Review in accordance with Court Decision

SUMMARY: On August 27, 2001, the United States Court of International Trade ("CIT") affirmed the remand determination of the 1994-95 administrative review for Companhia Ferroligas Minas Gerais-Minasligas ("Minasligas"), Companhia Brasileira Carbureto de Calcio ("CBCC"), Eletrosilex Belo Horizonte ("Eletrosilex"), and Rima Industrial S/A ("RIMA") by the Department of Commerce ("the Department") arising from the antidumping duty order on silicon metal from Brazil. See *American Silicon Technologies v. United States*, No. 97-02-00267, Slip Op. 2001-109 (August 27, 2001). CBCC timely appealed the CIT's judgment. On January 15, 2002 the CIT stayed its judgment and extended the injunction solely in respect to CBCC's entries. See *American Silicon Technologies v. United States*, No. 97-02-00267, Slip Op. 2002-5 (January 15, 2002). After recalculation of the dumping margins for Minasligas, Eletrosilex, and RIMA, we are amending the final results of the review in this matter. We will instruct the U.S. Customs Service to liquidate Electrosilex, Minasligas, and RIMA's entries subject to these amended final results.

EFFECTIVE DATE: May 17, 2002.

FOR FURTHER INFORMATION CONTACT: Marlene Hewitt, Antidumping/Countervailing Duty Enforcement, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington DC 20230; telephone (202) 482-1385.

SUPPLEMENTARY INFORMATION:

Background

On July 31, 1991 the Department issued an antidumping duty order on silicon metal from Brazil. See *Antidumping Duty Order: Silicon Metal from Brazil*, 56 FR 36135 (July 31, 1991). On January 14, 1997, the Department published its final results of the 1994-1995 administrative review (fourth review) of silicon metal for five Brazilian manufacturers/exporters, CBCC, Minasligas, Eletrosilex, RIMA, and Camargo Correa Metais ("CCM"). See *Silicon Metal from Brazil; Final Results of Antidumping Administrative Review and Determination Not to Revoke in Part*, 62 FR 1970 (January 14, 1997) ("Final Results").

On August 18, 1997, the U.S. Court of International Trade ("CIT") issued an order directing the Department to consider the alleged ministerial errors

and correct any ministerial errors identified in the allegations and contained in the *Final Results*. See *American Silicon Technologies v. United States*, No. 97-02-00267, Slip Op. 97-113 (August 18, 1997). The Department subsequently corrected the ministerial errors and published an amended final. See *Silicon Metal from Brazil; Amended Final Results of Antidumping Administrative Review*, 62 FR 54087 (October 17, 1997) ("Amended Final Results").

On April 9, 1999 the CIT issued an order remanding to the Department the Amended Final Results. See *American Silicon Technologies v. United States*, No. 97-02-00267, Slip Op. 99-34 (April 9, 1999). In its April 9, 1999 order, the CIT instructed the Department to: recalculate CBCC's financial expenses with the instruction that Commerce base those expenses upon the consolidated financial statements of CBCC and its immediate parent Solvay do Brasil; recalculate cost of production ("COP") for Minasligas based upon an accounting methodology which is non-distortive and reasonably reflective of actual costs; reconsider CBCC's depreciation expenses; reconsider RIMA's COP and constructed value ("CV"); reconsider Eletrosilex's financial expenses; reconsider CBCC's and RIMA's COP and CV regarding cost of internally-produced charcoal; reconsider CBCC's and RIMA's COP and CV regarding supervisory labor costs; reconsider CBCC's CV regarding IPI taxes; reconsider Rima's and CBCC's CV profit regarding profit ratios determined from non-CBCC financial statements; reconsider Minasligas' interest income expense; and reconsider Minasligas' CV profit. The CIT affirmed the *Amended Final Results* as to all other issues.

On September 23, 1999, the Department filed its redetermination on remand.

On August 27, 2001, the CIT sustained the Department's redetermination on remand. See *American Silicon Technologies v. United States*, No. 97-02-00267, Slip Op. 2001-109 (August 27, 2001).

CBCC timely appealed the CIT's judgment. On January 15, 2002 the CIT stayed its judgment and extended the injunction solely in respect to CBCC's entries. See *American Silicon Technologies v. United States*, No. 97-02-00267, Slip Op. 2002-5 (January 15, 2002).

Litigation in this case is final and conclusive for Minasligas, Eletrosilex, CCM, and RIMA. We are therefore amending our final results of review for the period July 1, 1994 through June 30, 1995.

The revised weighted-average margin for the above companies are as follows:

Manufacturer/Exporter	Margin (percent)
Minasligas	9.68
Eletrosilex	13.18
RIMA	81.61
CCM	35.23

Accordingly, the Department will determine, and the U.S. Customs Service ("Customs") will assess, antidumping duties on all entries of subject merchandise from Minasligas, Eletrosilex, CCM, and RIMA, in accordance with these amended final results. For assessment purposes, we have calculated importer-specific duty assessment rates for each class or kind of merchandise based on the ratio of the total amount of antidumping duties calculated for the examined sales to the total quantity of sales examined. The Department will issue appraisal instructions directly to Customs. The above rate will not affect Minasligas, Eletrosilex, CCM, and RIMA's cash deposit rates currently in effect, which continue to be based on the margins found to exist in the most recently completed review.

This notice is published in accordance with sections 751(a)(1) and 777(i) of the Tariff Act (19 U.S.C. 1675(a)(1) and 1677f(i)) and 19 CFR 351.221.

Dated: May 13, 2002.

Faryar Shirzad,

Assistant Secretary for Import Administration.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 051002E]

New England Fishery Management Council; Public Meetings

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of public meeting.

SUMMARY: The New England Fishery Management Council (Council) is scheduling a public meeting of its Groundfish Advisory Panel in May 2002. Recommendations from the committee will be brought to the full Council for formal consideration and action, if appropriate.