

specified in section 351.218(d)(1)(i) of the *Sunset Regulations*. The domestic interested parties claim interested party status as a domestic producer of REBAR.<sup>3</sup>

On April 8, 2002, the Department received a complete substantive response from the domestic interested parties, as specified in the *Sunset Regulations* under section 351.218(d)(3)(i).<sup>4</sup>

The Department did not receive a substantive response from any respondent interested party in this proceeding. Consequently, pursuant to section 751(c)(3)(B) of the Act, and 19 CFR 351.218(e)(1)(ii)(C), the Department conducted an expedited (120 - day) sunset review of this order.

#### Analysis of Comments Received:

All issues raised by the domestic interested parties to this sunset review are addressed in the *Issues and Decision Memorandum* ("Decision Memorandum") from Jeffrey A. May, Director, Office of Policy, Import Administration, to Faryar Shirzad, Assistant Secretary for Import Administration, dated July 1, 2002, which is adopted by this notice. The issues discussed in the Decision Memorandum include the likelihood of continuation or recurrence of dumping and the magnitude of the margin likely to prevail were the order revoked. Parties can find a complete discussion of all issues raised in this sunset review

and the corresponding recommendations in this public memorandum which is on file in the Central Records Unit, room B-099, of the Department's main building.

In addition, a complete version of the Decision Memorandum can be accessed directly on the Web at <http://ia.ita.doc.gov/frn>, under the heading "July 2002." The paper copy and electronic version of the Decision Memorandum are identical in content.

#### Final Results of Review:

We determine that revocation of the antidumping duty order would likely lead to continuation or recurrence of dumping at the following percentage weighted-average margins:

Manufacturer/producers/exporter	Weighted-Average Margin (percent)
Colakoglu Metalurji A.S. or Colakoglu Dis Ticaret (Colakoglu) .....	9.84
Ekinçiler Demir Çelik or Ekinçiler Dis Ticaret (Ekinçiler) .....	18.68
Habas Sinai Ve Tibbi Gazlar Istihsal Endustrisi A.S. (Habas) .....	18.54
Izmir Demir Çelik Sanayi A.S. (IDC) .....	41.80
Izmir Metalurji Fabrikasi Turk A.S. (Metas) .....	30.16
All Others .....	16.06

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 of the Department's regulations. Timely 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 violation which is subject to sanction.

This five-year ("sunset") review and notice are in accordance with sections 751(c), 752, and 777(i)(1) of the Act.

Dated: July 1, 2002.

**Joseph A. Spetrini,**

*Acting Assistant Secretary for Import Administration.*

[FR Doc. 02-17194 Filed 7-8-02; 8:45 am]

**BILLING CODE 3510-DS-S**

#### DEPARTMENT OF COMMERCE

##### International Trade Administration

[A-570-846]

#### Final Results of Expedited Sunset Review: Brake Rotors from the People's Republic of China

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

**ACTION:** Notice of Final Results of Expedited Sunset Reviews: Brake Rotors from the People's Republic of China.

**SUMMARY:** On March 1, 2002, the Department of Commerce ("the Department") published the notice of initiation of a five-year sunset review of the antidumping duty order on brake rotors from the People's Republic of China ("PRC") pursuant to section 751(c) of the Tariff Act of 1930, as amended ("the Act").<sup>1</sup> On the basis of a notice of intent to participate and adequate substantive comments filed on behalf of domestic interested parties, and inadequate response (in this case, no response) from respondent interested parties, the Department determined to conduct an expedited sunset review of

this antidumping duty order. As a result of this review, the Department finds that revocation of the antidumping duty order would likely lead to continuation or recurrence of dumping at the levels listed below in the "Final Results of Review" section of this notice.

**EFFECTIVE DATE:** July 9, 2002.

#### FOR FURTHER INFORMATION CONTACT:

Martha V. Douthit or James P. Maeder, Jr., Office of Policy for Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, D.C. 20230; telephone: (202) 482-5050 or (202) 482-3330, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Statute and Regulations:

This review is conducted pursuant to sections 751(c) and 752 of the Act. The Department's procedures for the conduct of sunset reviews are set forth in *Procedures for Conducting Five-year ("Sunset") Reviews of Antidumping and Countervailing Duty Orders*, 63 FR 13516 (March 20, 1998) ("Sunset Regulations"), and in 19 CFR Part 351 (2001) in general. Guidance on methodological or analytical issues relevant to the Department's conduct of

<sup>3</sup> Ameristeel was one of the two petitioners in the original investigation. Ameristeel has participated in all administrative reviews conducted by the Department since the issuance of this antidumping duty order. The domestic interested parties note

they are participants in the Department's third administrative review.

<sup>4</sup> On March 28, 2002, the Department received request from domestic interested parties for extension of time limits to file a substantive response in this proceeding. The Department

granted the extension to the domestic interested parties and all participants eligible to file responses until April 8, 2002.

<sup>1</sup> Notice of Initiation of Five Year "Sunset" Reviews, 67 FR 9439 (March 1, 2002).

sunset reviews is set forth in the Department's Policy Bulletin 98:3 *Policies Regarding the Conduct of Five-year ("Sunset") Reviews of Antidumping and Countervailing Duty Orders*; Policy Bulletin, 63 FR 18871 (April 16, 1998) ("*Sunset Policy Bulletin*").

### Scope of Review

The product covered by this antidumping duty order are brake rotors made of gray cast iron, whether finished, semifinished, or unfinished, ranging in diameter from 8 to 16 inches (20.32 to 40.64 centimeters) and in weight from 8 to 45 pounds (3.63 to 20.41 kilograms). The size parameters (weight and dimension) of the brake rotors limit their use to the following types of motor vehicles: automobiles, all-terrain vehicles, vans and recreational vehicles under "one ton and a half," and light trucks designated as "one ton and a half."

Finished brake rotors are those that are ready for sale and installation without any further operations. Semi-finished rotors are those on which the surface is not entirely smooth, and have undergone some drilling. Unfinished rotors are those which have undergone some grinding or turning.

These brake rotors are for motor vehicles, and do not contain in the casting a logo of an original equipment manufacturer ("OEM") which produces vehicles sold in the United States (e.g., General Motors, Ford, Chrysler, Honda, Toyota, Volvo). Brake rotors covered in the order are not certified by OEM producers of vehicles sold in the United States. The scope also includes composite brake rotors that are made of gray cast iron, which contain a steel plate, but otherwise meet the above criteria. Excluded from the scope of the

order are brake rotors made of gray cast iron, whether finished, semifinished, or unfinished, with a diameter less than 8 inches or greater than 16 inches (less than 20.32 centimeters or greater than 40.64 centimeters) and a weight less than 8 pounds or greater than 45 pounds (less than 3.63 kilograms or greater than 20.41 kilograms).

Brake rotors are currently classifiable under subheading 8708.39.50.10 of the Harmonized Tariff Schedule of the United States ("HTSUS"). Although the HTSUS subheading is provided for convenience and Customs purposes, the written description of the merchandise subject to the order is dispositive.

### Background

On March 1, 2002, the Department published the notice of initiation the five-year sunset review of the antidumping duty order on brake rotors from the PRC in accordance with section 751(c) of the Act.<sup>2</sup> On March 18, 2002 the Department received a Notice of Intent to Participate on behalf of the Coalition for the Preservation of American Brake Drum and Rotor Aftermarket Manufacturers (collectively, "the domestic interested parties")<sup>3</sup> as specified in section 351.218(d)(1)(i) of the Sunset Regulations. The domestic interested parties claimed interested party status under section 771(9)(C) of the Act.

On April 1, 2002, the Department received a complete substantive response from the domestic interested parties, as specified in the *Sunset Regulations* under section 351.218(d)(3)(i). The Department did not receive a substantive response from any respondent interested party in the proceeding. Consequently, pursuant to section 751(c)(3)(B) of the Act, and 19 CFR 351.218(e)(1)(ii)(C), on April 10,

2002, the Department notified the International Trade Commission ("Commission") that we were conducting an expedited sunset review (120 - day) of the antidumping duty order.

### Analysis of Comments Received

All issues raised by the domestic interested parties to this sunset review are addressed in the *Issues and Decision Memorandum* ("*Decision Memorandum*") from Jeffrey A. May, Director, Office of Policy, Import Administration, to Faryar Shirzad, Assistant Secretary for Import Administration, dated July 1, 2002, which is adopted by this notice. The issues discussed in the *Decision Memorandum* include the likelihood of continuation or recurrence of dumping and the magnitude of the margins likely to prevail were the order revoked. Parties can find a complete discussion of all issues raised in this review and the corresponding recommendations in this public memorandum which is on file in the Central Records Unit, room B-099, of the Department's main building.

In addition, a complete version of the *Decision Memorandum* can be accessed directly on the Web at <http://ia.ita.doc.gov/frn>, under the heading "July 2002." The paper copy and electronic version of the *Decision Memorandum* are identical in content.

### Final Results of Review

We determine that revocation of the antidumping duty order on brake rotors from the PRC would likely lead to continuation or recurrence of dumping at the following percentage weighted-average margins:

Exporter/Manufacturer/Producers	Weighted-Average Margin (percent)
China National Automotive Industry Import & Export Corporation ("CAIEC") and Shandong Laizhou CAPCO ..... Industry ("Laizhou CAPCO") / CAIEC and Laizhou CAPCO .....	Excluded
Shenyang Honbase Machinery Co., Ltd. ("Shenyang Honbase") and Lai Zhou Luyuan Automobile Fittings Co., Ltd. ("Laizhou Luyuan") .....	Excluded
China National Machinery and Equipment Import & Export ("Xinjiang") Corporation, Ltd. ("Xinjiang")/ Zibo Botai Manufacturing Co., Ltd. ("Zibo") .....	Excluded
Yantai Import & Export Corporation ("Yantai") .....	3.56
Southwest Technical Import & Export Corporation ("Southwest"), Yangtze Machinery Corporation, and MMB International, Inc. ....	16.07
Hebei Metals and Minerals Import & Export Corporation ("Hebei") .....	8.51
Jilin Provincial Machinery & Equipment Import & Export Corporation ("Jilin") .....	8.51
Shandong Jiuyang Enterprise Corporation ("Jiuyang") .....	8.51
Longjing Walking Tractor Works Foreign Trade Import & Export Corporation ("Longjing") .....	8.51
Qingdao Metals, Minerals & Machinery Import & Export Corporation ("Qingdao") .....	8.51
Shanxi Machinery and Equipment Import & Export Corporation ("Shanxi") .....	8.51
Xianghe Zichen Casting Corporation, Ltd ("Xianghe") .....	8.51

<sup>2</sup> *Antidumping and Countervailing Duties: Five Year Reviews*, (67 FR 9439) March 1, 2002

<sup>3</sup> Although the Coalition's membership has changed, current members include: Dana

Corporation, Brake and Chassis Division (formerly Brake Parts, Inc.); and Federal Mogul Corporation (successor to Wagner Brake Corporation/Moog and Waupaca foundry, Inc.). Brake Parts, Inc. and

Wagner Brakes have undergone corporate reorganization and are now known as Dana Corporation and Federal Mogul, Inc.

Exporter/Manufacturer/Producers	Weighted-Average Margin (percent)
Yenhere Corporation ("Yenhere") .....	8.51
All Others .....	43.32

This notice also 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 of the Department's regulations. Timely 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 five-year ("sunset") review and notice are in accordance with sections 751(c), 752, and 777(i)(1) of the Act.

Dated: July 1, 2002.

**Joseph A. Spetrini,**

*Acting Assistant Secretary for Import Administration.*

[FR Doc. 02-17195 Filed 7-8-02; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-337-806]

#### Notice of Antidumping Duty Order: IQF Red Raspberries From Chile

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

**ACTION:** Notice of antidumping duty order.

**EFFECTIVE DATE:** July 9, 2002.

**FOR FURTHER INFORMATION CONTACT:** Cole Kyle or Blanche Ziv, (202) 482-1503 or (202) 482-4207, respectively; Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230.

#### Applicable Statute and Regulations

Unless otherwise indicated, all citations to the Tariff Act of 1930, as amended ("the Act"), are references to the provisions effective January 1, 1995, the effective date of the amendments made to the Act by the Uruguay Round Agreements Act ("URAA"). In addition, unless otherwise indicated, all citations to the Department of Commerce ("Department") regulations are to 19 CFR part 351 (April 2001).

#### Scope of Order

The products covered by this order are imports of IQF whole or broken red raspberries from Chile, with or without the addition of sugar or syrup, regardless of variety, grade, size or horticulture method (e.g., organic or not), the size of the container in which packed, or the method of packing. The scope of the order excludes fresh red raspberries and block frozen red raspberries (i.e., puree, straight pack, juice stock, and juice concentrate).

The merchandise subject to this order is classifiable under section 0811.20.2020 of the *Harmonized Tariff Schedule of the United States* ("HTSUS"). Although the HTSUS subheading is provided for convenience and customs purposes, the written description of the scope of this order is dispositive.

#### Antidumping Duty Order

In accordance with section 735(d) of the Act, the Department published its final determination that IQF red raspberries from Chile are being, or are likely to be, sold in the United States at less than fair value ("LTFV"). See *Notice of Final Determination of Sales at Less Than Fair Value: IQF Red Raspberries from Chile*, 67 FR 35790 (May 21, 2002). Subsequently, the Department amended its final determination of the antidumping duty investigation of IQF red raspberries from Chile to correct a ministerial error in the final margin calculation for one respondent. See *Notice of Amended Final Determination of Sales at Less Than Fair Value: IQF Red Raspberries from Chile*, 67 FR 40270 (June 12, 2002). On July 2, 2002, the International Trade Commission notified the Department of its final determination pursuant to section 735(b)(1)(A)(i) of the Act that an industry in the United States is materially injured by reason of LTFV imports of subject merchandise from Chile.

Therefore, in accordance with section 736(a)(1) of the Act, the Department will direct the Customs Service to assess, upon further advice by the Department, antidumping duties equal to the amount by which the normal value of the merchandise exceeds the export price (or the constructed export price) of the merchandise for all relevant entries of IQF red raspberries from Chile, except for subject merchandise produced and

exported by Exportadora Frucol and Comercial Fruticola, which received zero and de minimis final margins, respectively. For all producers and exporters, with the exception of Exportadora Frucol and Comercial Fruticola, antidumping duties will be assessed on all unliquidated entries of imports of the subject merchandise that are entered, or withdrawn from warehouse, for consumption on or after December 31, 2001, the date on which the Department published its notice of affirmative preliminary determination in the **Federal Register**. See *Notice of Preliminary Determination of Sales at Less Than Fair Value and Postponement of Final Determination: IQF Red Raspberries From Chile*, 66 FR 67510 (December 31, 2001).

On or after the date of publication of this notice in the **Federal Register**, Customs Service officers must require, at the same time that importers deposit estimated normal customs duties, a cash deposit equal to the estimated weighted-average antidumping duty margins as noted below. The "All Others" rate applies to all exporters of subject merchandise not specifically listed. The weighted-average dumping margins are as follows:

Exporter/Manufacturer	Weighted-average margin percentage
Comercial Fruticola .....	(1)
Exportadora Frucol .....	(1)
Fruticola Olmue .....	6.33
All Others .....	6.33

<sup>1</sup> Excluded.

This notice constitutes the antidumping duty order with respect to IQF red raspberries from Chile, pursuant to section 736(a) of the Act. Interested parties may contact the Department's Central Records Unit, room B-099 of the main Department building, for copies of an updated list of antidumping duty orders currently in effect.

This order is published in accordance with section 736(a) of the Act and 19 CFR 351.211.

Dated: July 3, 2002.

**Joseph A. Spetrini,**

*Acting Assistant Secretary for Import Administration.*

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