

companies named above (with the exception of SFP, for whom we are revoking the order), the cash deposit rate will be the rate listed above, except where the margins are zero or *de minimis* no cash deposit will be required, (2) for merchandise exported by manufacturers or exporters not covered in this review but covered in a previous segment of this proceeding, the cash deposit rate will continue to be the company-specific rate published in the most recent final results in which that manufacturer or exporter participated; (3) if the exporter is not a firm covered in this review or in any previous segment of this proceeding, but the manufacturer is, the cash deposit rate will be that established for the manufacturer of the merchandise in these final results of review or in the most recent segment of the proceeding in which that manufacturer participated; and (4) if neither the exporter nor the manufacturer is a firm covered in this review or in any previous segment of this proceeding, the cash deposit rate will be 24.64 percent, the all-others rate established in the less-than-fair-value investigation. These deposit requirements shall remain in effect until publication of the final results of the next administrative review.

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 in the subsequent assessment of double antidumping duties.

This notice also is the only reminder to parties subject to administrative protective order (APO) of their responsibility concerning the return/destruction or conversion to judicial protective order of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3). Failure to comply is a violation of the APO.

This determination is issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Act.

Dated: December 5, 2002.

**Faryar Shirzad,**  
*Assistant Secretary for Import Administration.*

#### APPENDIX

##### List of Comments in the Issues and Decision Memorandum

- I. ISSUES SPECIFIC TO DOLE  
*Comment 1:* Royalty Payments  
*Comment 2:* Indirect Selling Expenses  
*Comment 3:* Surrogate Canadian-dollar Interest Rate  
*Comment 4:* Clerical Error Allegation
- II. ISSUES SPECIFIC TO MALEE  
*Comment 5:* Indirect Selling Expense Ratio  
*Comment 6:* Net Realizable Value Calculation  
*Comment 7:* General and Administrative Expenses
- III. ISSUES SPECIFIC TO TIPCO  
*Comment 8:* Calculation of G & A Expenses  
*Comment 9:* Income Offsets  
*Comment 10:* Packing Overhead
- IV. JOINT ISSUE: DOLE, MALEE, & TIPCO  
*Comment 11:* Fruit Cost Allocation
- V. ISSUE SPECIFIC TO TPC  
*Comment 12:* Affiliation

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#### DEPARTMENT OF COMMERCE

##### International Trade Administration

[A-570-831]

##### **Fresh Garlic From the People's Republic of China: Notice of Extension of Time Limit for the Final Results of Antidumping Duty Administrative Review**

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

**ACTION:** Notice of extension of time limit for the final results of antidumping duty administrative review.

**SUMMARY:** The Department of Commerce is extending the time limit for the final results of the administrative review of the antidumping duty order on fresh garlic from the People's Republic of China until no later than January 21, 2003. The period of review is November 1, 2000, through October 31, 2001. This extension is made pursuant to section 751(a)(3)(A) of the Tariff Act of 1930, as amended.

**EFFECTIVE DATE:** December 13, 2002.

##### **FOR FURTHER INFORMATION CONTACT:**

Edythe Artman, AD/CVD Enforcement 3, Import Administration, International

Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230; telephone: (202) 482-3931.

#### SUPPLEMENTARY INFORMATION:

##### Background

On August 9, 2002, the Department of Commerce (the Department) published the preliminary results of the administrative review of the antidumping duty order on fresh garlic from the People's Republic of China. See *Fresh Garlic from the People's Republic of China: Preliminary Results of Antidumping Duty Administrative Review, Partial Rescission of Administrative Review, and Intent to Rescind Administrative Review in Part*, 67 FR 51822 (August 9, 2002) (*Preliminary Results*). We invited parties to comment on our *Preliminary Results*. We received comments from the petitioner and three of the respondents, Clipper Manufacturing Ltd., Taian Fook Huat Tong Kee Foods Co., Ltd., and Golden Light Trading Co., Ltd. The final results for this review are currently due on December 9, 2002.

##### Extension of Time Limit for Final Results of Administrative Review

Section 751(a)(3)(A) of the Tariff Act of 1930, as amended (the Act), provides that the Department will issue the final results of an administrative review within 120 days after the date on which the preliminary results were published. It further provides that, if it is not practicable to complete the review within the 120-day period, the Department may extend the period by 60 days.

The Department has determined that it is not practicable to complete the administrative review within the 120-day period because the comments received from the parties with regard to the preliminary results present a number of complex factual and legal questions about the assignment of antidumping duty margins and, in particular, the application of facts available. Therefore, in accordance with section 751(a)(3)(A) of the Act and 19 CFR 351.213(h)(2) (2002), the Department is extending the time limit for completion of the final results by 43 days. The final results of review will be due no later than January 21, 2003.

Dated: December 9, 2002.

**Susan Kuhbach,**

*Acting Deputy Assistant Secretary for AD/CVD Enforcement I.*

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