

*Concentrate from the People's Republic of China: Final Results of the 1999-2001 Administrative Review and Partial Rescission of Review*, 67 FR 68987 (November 14, 2002) ("First Review"), and *Certain Non-frozen Apple Juice Concentrate from the People's Republic of China: Final Results and Partial Rescission of the 2001-2002 Administrative Review, and Final Results of the New Shipper Review*, 68 FR 71062 (December 22, 2003) ("Second Review").

Changsha Industrial did not respond to the Department's questionnaire in either review. Therefore, Changsha Industrial received a 51.74 percent margin in the first and second reviews. Based on these results, entries for Changsha Industrial between November 23, 1999, and May 31, 2002, will be liquidated at 51.74 percent, subject to the provisions of 19 CFR 351.212(d). Moreover, we are not changing Changsha Industrial's cash deposit rate of 51.74 percent.

Xian Asia and Shandong Foodstuffs were both included in the *First Review* and both received a zero percent margin. Therefore, for the first review period, November 23, 1999, through May 31, 2001, Xian Asia's and Shandong Foodstuff's entries will be liquidated without regard to antidumping duties. Xian Asia and Shandong Foodstuffs were then both included in the *Second Review* but the review was rescinded for both because they had no shipments during the review period. When a review is rescinded or withdrawn, entries are liquidated at the rate at which they entered. Therefore, although we do not believe that there are any entries during the second review period for Xian Asia and Shandong Foodstuffs, we will instruct CBP to liquidate as entered entries from Xian Asia and Shandong Foodstuffs during the second review period. Moreover, we do not intend to change the cash deposit rates for these companies as a result of this amended final determination. Thus, the cash deposit rate for Xian Asia and Shandong Foodstuffs will remain at zero percent pursuant to the final results of the first review.

Finally, Xian Yang was included in both the first and second administrative reviews, but in both cases, the review was rescinded for Xian Yang because it had no shipments. When a review is rescinded or withdrawn, entries are liquidated at the rate at which they entered. Therefore, although we do not believe that there are any entries during the first or second review periods for Xian Yang, we will instruct CBP to liquidate as entered entries from Xian

Yang during the first and second review periods. Because neither the first nor the second review resulted in the calculation of a margin for Xian Yang, we are setting the cash deposit rate at 3.83 percent, effective December 12, 2003, the date of the *Timken Notice*.

This notice is issued and published in accordance with section 751(a)(1) of the Act.

Dated: February 9, 2004.

**James J. Jochum**,  
*Assistant Secretary for Import Administration*.

[FR Doc. 04-3258 Filed 2-12-04; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-851]

#### **Certain Preserved Mushrooms From The People's Republic of China: Notice of Extension of Time Limit for Preliminary Results in New Shipper Review**

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

**SUMMARY:** The Department of Commerce (the Department) is extending the time limit for the preliminary results of the seventh new shipper review of the antidumping duty order on certain preserved mushrooms from the People's Republic of China (PRC), which covers the period February 1, 2003, through July 31, 2003.

**EFFECTIVE DATE:** February 13, 2004.

**FOR FURTHER INFORMATION CONTACT:** Brian Smith at (202) 482-1766, Sophie Castro at (202) 482-0588, or Jim Mathews at (202) 482-2778, Office 2, AD/CVD Enforcement Group I, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C., 20230.

**SUPPLEMENTARY INFORMATION:** In accordance with section 751(a)(2)(B)(iv) of the Tariff Act of 1930 (the Act), as amended, the Department shall make a preliminary determination in a new shipper review within 180 days after the date on which the review is initiated. However, if the case is extraordinarily complicated, it may extend the 180 day period for the preliminary results to 300 days.

The Department initiated the seventh new shipper review<sup>1</sup> of the antidumping

duty order on certain preserved mushrooms on October 7, 2003 (68 FR 57877). The current deadline for the preliminary results in this review is March 28, 2004.

The Department finds that this case is extraordinarily complicated and thus we need additional time to conduct verifications<sup>2</sup> and to analyze issues pertaining to the reporting of factors of production. Therefore, an extension of time is necessary.

Therefore, in accordance with sections 751(a)(2)(B)(iv) of the Act, the Department is extending the time for completion of the preliminary results of this review by 120 days, or until July 26, 2004. This notice is published in accordance with section 751(a)(3)(A) of the Act.

Dated: February 6, 2004.

**Jeffrey May**,  
*Deputy Assistant Secretary for Import Administration*.

[FR Doc. 04-3256 Filed 2-12-04; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-580-841]

#### **Structural Steel Beams From the Republic of Korea; Final Results of Antidumping Duty Administrative Review**

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

**ACTION:** Notice of final results of antidumping duty administrative review of structural steel beams from the Republic of Korea.

**SUMMARY:** On September 9, 2003, the Department of Commerce ("the Department") published in the **Federal Register** the preliminary results of its administrative review of the antidumping duty order on structural steel beams from the Republic of Korea (68 FR 53129). This review covers imports of subject merchandise from Dongkuk Steel Mill Co., Ltd. ("DSM") and INI Steel Company ("INI"). The period of review ("POR") is August 1, 2001 through July 31, 2002.

Based on our analysis of the comments received, we have made changes in the margin calculations to DSM. Therefore, the final results differ from the preliminary results of review. The final weighted-average dumping

<sup>1</sup> The new shipper respondents are Nanning Runchao Industrial Trade Company, Ltd. and Guangxi Hengxian Pro-Light Foods, Inc.

<sup>2</sup> Due to administrative constraints, we are unable to conduct verifications until after the date of the currently scheduled preliminary results.

margin for both DSM and INI is listed below in the section entitled "Final Results of the Review."

**EFFECTIVE DATE:** February 13, 2004.

**FOR FURTHER INFORMATION CONTACT:** Aishe Allen (DSM) and Michael Holton (INI), Enforcement Group III—Office 9, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-0172 and (202) 482-1324, respectively.

**SUPPLEMENTARY INFORMATION:**

**Background**

On September 9, 2003, the Department published its preliminary results of *Structural Steel Beams From the Republic of Korea: Preliminary Results of Antidumping Duty Administrative Review for Structural Steel Beams From the Republic of Korea*, 68 FR 53129 (September 9, 2003) ("Preliminary Results").

We invited parties to comment on our preliminary results of review. We received written comments on October 24, 2003, from petitioners, DSM and INI. On October 30, 2003, we received rebuttal comments from petitioners, DSM and INI. We have now completed the administrative review in accordance with section 751 of the Tariff Act of 1930, as amended ("the Act").

**Scope of the Review**

The products covered by this investigation are doubly-symmetric shapes, whether hot- or cold-rolled, drawn, extruded, formed or finished, having at least one dimension of at least 8 mm (3.2 inches or more), whether of carbon or alloy (other than stainless) steel, and whether or not drilled, punched, notched, painted, coated or clad. These products include, but are not limited to, wide-flange beams ("W" shapes), bearing piles ("HP" shapes), standard beams ("S" or "I" shapes), and M-shapes.

All products that meet the physical and metallurgical descriptions provided above are within the scope of this investigation unless otherwise excluded. The following products are outside and/or specifically excluded from the scope of this investigation: structural steel beams greater than 400 pounds per linear foot or with a web or section height (also known as depth) over 40 inches.

The merchandise subject to this investigation is classified in the Harmonized Tariff Schedule of the United States ("HTSUS") at subheadings: 7216.32.0000, 7216.33.0030, 7216.33.0060,

7216.33.0090, 7216.50.0000, 7216.61.0000, 7216.69.0000, 7216.91.0000, 7216.99.0000, 7228.70.3040, 7228.70.60000. Although the HTSUS subheadings are provided for conveniences and Customs purposes, the written description of the merchandise is dispositive.

**Analysis of Comments Received**

All issues raised in the case and rebuttal briefs by parties to this administrative review are addressed in the "Issues and Decision Memorandum" ("Decision Memorandum") from Joseph A. Spetrini, Deputy Assistant Secretary, Import Administration, Group III, to James J. Jochum, Assistant Secretary for Import Administration, dated February 6, 2004, which is hereby adopted by this notice. A list of the issues which parties have raised and to which we have responded, all of which are in the *Decision Memorandum*, is attached to this notice as an Appendix. 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 main Department building. In addition, a complete version of the *Decision Memorandum* can be accessed directly on the Web at <http://ia.ita.doc.gov/>. The paper copy and electronic version of the *Decision Memorandum* are identical in content.

**Sales Below Cost**

We disregarded sales below cost for both DSM and INI during the course of the review. See *Preliminary Results*.

**Changes Since the Preliminary Results**

Based on our analysis of comments received, we have made changes in the margin calculations for DSM. The changes to the margin calculations are listed below:

**DSM**

- For the final results, we revised indirect selling expenses for DSM's affiliated company in Korea, Dongkuk Industries Company, ("DKI"), by applying DKI's indirect selling expense ratio to the correct gross unit price. We calculated the ratio by dividing DKI's selling expenses by its total sales value, the resulting ratio was then applied to an amount corresponding to DKI's sales value. The sales value amount was calculated by adding entered value and international freight for each transaction.

**Final Results of Review**

We determine that the following percentage margin exists for the period August 1, 2001 through July 31, 2002:

**STRUCTURAL STEEL BEAMS FROM KOREA**

Manufacturer/exporter/reseller	Margin (percent)
DSM .....	0.04
INI .....	4.15

**Assessment Rates**

The Department will determine, and U.S. Customs and Border Protection ("Customs") shall assess, antidumping duties on all appropriate entries. In accordance with 19 CFR 351.212(b)(1), we have calculated an exporter/importer (or customer)-specific assessment rate for merchandise subject to this review. The Department will issue appraisal instructions directly to Customs within 15 days of publication of these final results of review. We will direct Customs to assess the resulting assessment rates against the entered customs values for the subject merchandise on each of the importer's/customer's entries during the review period.

**Cash Deposit Requirements**

The following of deposit requirements will be effective upon publication of this notice of final results of administrative review for all shipments of structural steel beams from the Republic of Korea entered, or withdrawn from warehouse, for consumption on or after the date of publication, as provided by section 751(a)(1) of the Act: (1) The cash deposit rate for each of the reviewed companies will be the rate listed above (except that if the rate for a particular product is *de minimis*, i.e., less than 0.5 percent, no cash deposit will be required for the company) see 19 CFR 351.106(c)(1); (2) for previously investigated or reviewed companies not listed above, the cash deposit rate will continue to be the company-specific rate published 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) the cash deposit rate for all other manufacturers or exporters will continue to be the "all others" rate of 37.21 percent, which is the all others rate established in the LTFV investigation.

These deposit requirements shall remain in effect until publication of the final results of the next administrative review.

#### Notification of Interested Parties

This notice also serves as a final reminder to importers of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping duties or countervailing 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 the antidumping duties or countervailing duties occurred and the subsequent assessment of double antidumping duties or countervailing duties.

This notice also serves as a reminder to parties subject to administrative protective orders ("APOs") of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305, which continues to govern business proprietary information in this segment of the proceeding. Timely written notification of the return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and terms of an APO is a violation which is subject to sanction.

We are issuing and publishing this determination and notice in accordance with sections 751(a)(1) and 771(i) of the Act.

Dated: February 6, 2004.

**James J. Jochum,**

*Assistant Secretary for Import Administration.*

#### Appendix 1—Issues in the Decision Memorandum

- Comment 1: INI's Sales Outside of Ordinary Course of Trade
  - Comment 2: DSM's Sales Outside of Ordinary Course of Trade
  - Comment 3: DSM's Affiliation with DK1
  - Comment 4: DSM's Indirect Selling Expenses
- [FR Doc. 04-3255 Filed 2-12-04; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[C-122-841]

#### Carbon and Certain Alloy Steel Wire Rod From Canada: Notice of Rescission of Countervailing Duty Administrative Review

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

**ACTION:** Notice of Rescission of Countervailing Duty Administrative Review.

**SUMMARY:** In response to a request made on October 30, 2003, by Ispat Sidbec Inc., a Canadian producer/exporter of carbon and certain alloy steel wire rod, the Department of Commerce initiated an administrative review of the countervailing duty order on carbon and certain alloy steel wire rod from Canada, covering the period February 8, 2002 through December 31, 2002. *See Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 68 FR 66799 (November 28, 2003). On January 23, 2004, we revoked the countervailing duty order on carbon and certain alloy steel wire rod from Canada, effective February 8, 2002. On January 26, 2004, Ispat Sidbec Inc., withdrew its request for an administrative review. As the order was revoked effective on February 8, 2002, we are rescinding this administrative review.

**EFFECTIVE DATE:** February 13, 2004.

**FOR FURTHER INFORMATION CONTACT:** S. Anthony Grasso, AD/CVD Enforcement, Group I, Office 1, Import Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230; telephone (202) 482-3853.

#### SUPPLEMENTARY INFORMATION:

##### Background

The Department of Commerce (the "Department") published the countervailing duty order on carbon and certain alloy steel wire rod from Canada on October 22, 2002. *See Notice of Countervailing Duty Orders: Carbon and Certain Alloy Steel Wire Rod from Brazil and Canada*, 67 FR 64871 (October 22, 2002). On October 30, 2003, Ispat Sidbec Inc. ("Ispat"), Canadian producer/exporter of wire rod, requested an administrative review of the countervailing duty order on wire rod from Canada covering the period February 8, 2002 through December 31, 2002. In accordance with 19 CFR 351.221(c)(1)(i), we published a notice

of initiation of the review on November 28, 2003. *See Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 68 FR 66799 (November 28, 2003). On January 23, 2004, we revoked the countervailing duty order on carbon and certain alloy steel wire rod from Canada. *See Carbon and Certain Alloy Steel Wire Rod from Canada: Final Results of Countervailing Duty Changed Circumstances Review and Revocation of Countervailing Duty Order, in Whole*, 69 FR 3330 (January 23, 2004) ("*Changed Circumstances Review*"). On January 26, 2004, Ispat withdrew its October 30, 2003 request for an administrative review.

#### Scope of Review

Imports covered by this review are certain hot-rolled products of carbon steel and alloy steel, in coils, of approximately round cross section, 5.00 mm or more, but less than 19.00 mm, in solid cross-sectional diameter.

Specifically excluded are steel products possessing the above-noted physical characteristics and meeting the Harmonized Tariff Schedule of the United States (HTSUS) definitions for (a) stainless steel; (b) tool steel; (c) high nickel steel; (d) ball bearing steel; and (e) concrete reinforcing bars and rods. Also excluded are (f) free machining steel products (i.e., products that contain by weight one or more of the following elements: 0.03 percent or more of lead, 0.05 percent or more of bismuth, 0.08 percent or more of sulfur, more than 0.04 percent of phosphorus, more than 0.05 percent of selenium, or more than 0.01 percent of tellurium).

Also excluded from the scope are 1080 grade tire cord quality wire rod and 1080 grade tire bead quality wire rod. This grade 1080 tire cord quality rod is defined as: (i) grade 1080 tire cord quality wire rod measuring 5.0 mm or more but not more than 6.0 mm in cross-sectional diameter; (ii) with an average partial decarburization of no more than 70 microns in depth (maximum individual 200 microns); (iii) "having no non-deformable inclusions greater than 20 microns and no deformable inclusions greater than 35 microns; (iv) having a carbon segregation per heat average of 3.0 or better using European Method NFA 04-114; (v) having a surface quality with no surface defects of a length greater than 0.15 mm; (vi) capable of being drawn to a diameter of 0.30 mm or less with 3 or fewer breaks per ton, and (vii) containing by weight the following elements in the proportions shown: (1) 0.78 percent or more of carbon, (2) less than 0.01 percent of aluminum, (3) 0.040 percent or less, in the aggregate,