

the time limit for filing case briefs. Parties who submit arguments in this proceeding are requested to submit with the argument: (1) statement of the issues, and (2) a brief summary of the argument. Case and rebuttal briefs must be served on interested parties in accordance with section 351.303(f) of the Department's regulations.

Also, pursuant to section 351.310(c) of the Department's regulations, within 30 days of the date of publication of this notice, interested parties may request a public hearing on arguments raised in the case and rebuttal briefs. Unless the Secretary specifies otherwise, the hearing, if requested, will be held two days after the date for submission of rebuttal briefs. Parties will be notified of the time and location.

The Department will publish the final results of this administrative review, including the results of its analysis of issues raised in any case or rebuttal brief, no later than 120 days after publication of the preliminary results, unless extended. *See* section 351.213(h) of the Department's regulations.

#### Notification to Importers

This notice serves as a preliminary reminder to importers of their responsibility under section 351.402(f) of the Department's regulations 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.

This administrative review and notice are issued and published in accordance

with sections 751(a)(1) and 777(i)(1) of the Act.

Dated: March 31, 2006.

**David M. Spooner,**  
*Assistant Secretary for Import Administration.*

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**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-552-802, A-570-893]

#### Notice of Initiation of Administrative Reviews of the Antidumping Duty Orders on Frozen Warmwater Shrimp from the Socialist Republic of Vietnam and the People's Republic of China

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

**SUMMARY:** The Department of Commerce ("Department") received timely requests to conduct administrative reviews of the antidumping duty orders on certain frozen warmwater shrimp ("shrimp") from the Socialist Republic of Vietnam ("Vietnam") and the People's Republic of China ("PRC"). The anniversary month of these orders is February. In accordance with the Department's regulations, we are initiating these administrative reviews.

**EFFECTIVE DATE:** April 7, 2006.

**FOR FURTHER INFORMATION CONTACT:** Alex Villanueva (Vietnam) or Christopher Riker (PRC), AD/CVD Operations, Office 9, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230, telephone: (202) 482-3208 or (202) 482-3441, respectively.

**SUPPLEMENTARY INFORMATION:**

## Background

The Department received timely requests from Petitioners<sup>1</sup> and certain individual companies, in accordance with 19 CFR 351.213(b), during the anniversary month of February, for administrative reviews of the antidumping duty orders on shrimp from Vietnam and the PRC covering 164 companies for the PRC and 84 companies for Vietnam. Subsequently, Petitioners withdrew one request for review for the PRC. *See* Petitioners' letter dated March 1, 2006. On March 16, 2006, the Department issued a memorandum detailing Department officials' communications with Petitioners' counsel regarding concerns about the names and addresses of certain companies included in Petitioners' request for administrative reviews. *See Memorandum to the File, from Irene Darzenta Tzafolias, Acting Director, AD/CVD Operations, Office 2, Re: Conversation with Petitioners' Counsel Concerning Petitioners' Requests for Administrative Reviews*, dated March 16, 2006. On March 21, 2006, the Petitioners submitted a letter addressing the items outlined in the Department's memorandum of March 16, 2006. The Department is now initiating administrative reviews of the orders covering the 84 companies for Vietnam and the remaining 163 companies for the PRC.

## Initiation of Reviews

In accordance with section 751(a)(1) of the Tariff Act of 1930, as amended ("the Act"), we are initiating administrative reviews of the antidumping duty orders on shrimp from Vietnam and the PRC. We intend to issue the final results of these reviews no later than February 28, 2007.

Antidumping Duty Proceeding	Period To Be Reviewed
Vietnam <sup>2</sup> : ..... AAAS Logistics. Agrimex. Amanda Foods (Vietnam) Ltd.*. American Container Line. Angiang Agricultural Technology Service Company. An Giang Fisheries Import and Export Joint Stock Company (Agifish). Aquatic Products Trading Company*. Bac Lieu Fisheries Company Limited*. Bentre Frozen Aquaproduct Exports. Bentre Aquaproduct Imports & Exports. Cai Doi Vam Seafood Import-Export Company (Cadovimex)*. Camau Frozen Seafood Processing Import Export Corporation (Camimex)*. Cam Ranh Seafoods Processing Enterprise Company (Camranh Seafoods)*. Cantho Animal Fisheries Product Processing Export Enterprise (Cafatex)*. Can Tho Agricultural Products. Can Tho Agricultural and Animal Products Import Export Company (Cataco)*. Can Tho Seafood Exports.	07/16/2004-01/31/2006

<sup>1</sup> Ad Hoc Shrimp Trade Action Committee ("Petitioners").

Antidumping Duty Proceeding	Period To Be Reviewed
<p> Cautre Enterprises.  Coastal Fishery Development.  Coastal Fisheries Development Corporation (Cofidec)*.  C P Vietnam Livestock Co. Ltd.*.  C P Livestock.  Cuu Long Seaproducts Limited (Cuulong Seapro)*.  Danang Seaproducts Import Export Corporation (Seaprodex Danang)*.  Dong Phuc Huynh.  Frozen Seafoods Fty.  General Imports &amp; Exports.  Grobest &amp; I Mei Industry Vietnam.  Hacota.  Hai Viet.  Hai Thuan Export Seaproducts Processing Co. Ltd..  Hanoi Sea Products Import Export Corporation*.  Hoa Nam Marine Agricultural.  Hatrang Frozen Seaproduct Fty.  Investment Commerce Fisheries Corporation (Incomfish)*.  Kien Giang Sea Products Import - Export Company (Kisimex)*.  Kim Anh Co. Ltd..  Khanh Loi Trading.  Lamson Import-Export Foodstuffs Corporation.  Minh Hai Export Frozen Seafood Processing Joint Stock Company.  Minh Hai Export Frozen Seafoods Processing Joint Stock Company (Minh Hai Jostoco)*.  Minh Hai Joint Stock Seafoods Processing Company (Seaprodex Minh Hai)*.  Minh Hai Sea Products Import Export Company (Seaprimex Co)*.  Minh Phat Seafood<sup>3*</sup>.  Minh Phu Seafood Corporation<sup>4*</sup>.  Minh Qui Seafood<sup>5*</sup>.  Ngoc Sinh Seafoods*.  Nha Trang Company Limited.  Nha Trang Fisheries Joint Stock Company (Nhtrang Fisco)*.  Nha Trang Fisheries Co. Ltd..  Nha Trang Seaproduct Company (Nhatrang Seafoods)*.  Pataya Food Industry (Vietnam) Ltd.*.  Phu Cuong Seafood Processing and Import Export Company Ltd.*.  Phuong Nam Co. Ltd.*.  Phuong Nam Seafood Co. Ltd..  Saigon Orchide.  Sao Ta Foods Joint Stock Compay (Fimex VN)*.  Seafood Processing Imports Exports Vietnam.  Seaprodex.  Sea Product.  Sea Products Imports &amp; Exports.  Song Huong ASC Import-Export Company Ltd.*.  Song Huong ASC Joint Stock Company.  Soc Trang Aquatic Products and General Import Export Company (Stampimex)*.  Soc Trang Aquatic Products and General Import Export Company (Stampimex)<sup>6*</sup>.  Sonacos.  Special Aquatic Products Joing Stock Company (Seaspimex)<sup>7</sup>.  Tacvan Frozen Seafoods Processing Export Company.  Thami Shipping &amp; AirfreightThanh Long.  Thanh Long.  Thien Ma Seafood.  Tho Quang Seafood Processing &amp; Export Company.  Thuan Phuoc Seafoods and Trading Corporation*.  Tourism Material and Equipment Company (Matourimex Hochiminh City Branch).  Truc An Company.  UTXI Aquatic Products Processing Company*.  Viet Foods Co. Ltd.*.  Viet Hai Seafoods Company Ltd. (Vietnam Fish One)*.  Vietnam Northern Viking Technologie Co. Ltd..  Viet Nhan Company*.  Vilfood Co.  Vinh Loi Import Export Company (Vimexco)*.  Vita.  V N Seafoods.  PRC<sup>8</sup>:  Allied Pacific Food<sup>9*</sup>.  Allied Pacific (H.K.) Co. Ltd.<sup>10*</sup>.  Allied Pacific Aquatic Products (Zhongshan) Co., Ltd.<sup>11*</sup>.  Allied Pacific Aquatic Products (Zhangjiang) Co., Ltd.<sup>12*</sup>.  Allied Pacific Food (Dalian) Co. Ltd.<sup>13*</sup>.  Ammon International. </p>	<p>07/16/2004–01/31/2006</p>

Antidumping Duty Proceeding	Period To Be Reviewed
<p>Asian Seafoods (Zhanjiang) Co., Ltd.*  Aquatic Foodstuffs FTY.  Baofa Aquatic Products Co., Ltd.  Beihai Zhengwu Industry Co., Ltd*.  Chaoyang Qiaofeng Group Co., Ltd. (Shantou Qiaofeng (Group) Co., Ltd.) (Shantou/ Chaoyang Qiaofeng)*.  Chengai Nichi Lan Foods Co., Ltd.*.  Citic Heavy Machinery.  Dafu Foods Industry.  Dalian Ftz Sea-Rich International Trading Co., Ltd.*.  Dalian Shanhai Seafood.  Dalian Shan Li Food.  Dhin Foong Trdg.  Dongri Aquatic Products Freezing Plants*.  Dongri Aquatic Products Freezing Plants Shengping.  Dongshan Xinhefa Food.  Evergreen Aquatic Product Science and Technology.  Formosa Plastics.  Fuchang Aquatic Products.  Fuchang Trdg.  Fuqing City Dongyi Trdg.  Fuqing Chaohui Aquatic Food Co. Ltd..  Fuqing Chaohui Aquatic Food Trdg..  Fuqing Dongwei Aquatic Products Industry Co., Ltd.*.  Fuqing Dongyi Trdg.  Fuqing Fuchang Trdg.  Fuqing Longwei Aquatic Foodstuff.  Fuqing Xuhu Aquatic Food Trdg.  Fuqing Yihua Aquatic Products Co., Ltd.<sup>14*</sup>.  Gallant Ocean International.  Gallant Ocean (Liangjiang) Co., Ltd.*.  Gallant Seafoods.  Gaomi Shenyuan Foodstuff.  Go Harvest Aquatic Products.  Guangxi Lian Chi Home Appliance Co.  Guangzhou Lingshan Aquatic Products.  Guolian Aquatic Products.  Hai Li Aquatic Co., Ltd. Zhao An, Fujian.  Hainan Fruit Vegetable Food Allocation Co., Ltd.*.  Hainan Golden Spring Foods Co., Ltd/ Hainan Brich Aquatic Products Co., Ltd.*.  Hainan Jiadexin Aquatic Products Co., Ltd.  Hainan Jiadexin Foodstuff.  I T Logistics.  Jinfu Trading Co., Ltd.*.  Jinhang Aquatic Industry.  Juxian Zhonglu Foodstuffs.  Kaifeng Ocean Sky Industry Co., Ltd.*.  King Royal Investments, Ltd.<sup>15*</sup>.  Laiyang Hengrun Foodstuff.  Laiyang Luhua Foodstuffs.  Leizhou Zhulian Frozen Food Co., Ltd.*.  Logistics Harbour Dock.  Longsheng Aquatic Product.  Longwei Aquatic Foodstuff.  Luk Ka Paper Industry.  Marnex.  Master International Logistics.  Meizhou Aquatic Products.  Meizhou Aquatic.  Meizhou Aquatic Products Quick-Frozen Industry Co., Ltd..  Nichi Lan Food Co. Ltd. Chen Hai.  North Supreme Seafood (Zhejiang) Co., Ltd..  Ocean Freezing Industry &amp; Trade General.  Perfection Logistics Service.  Phoenix Seafood.  Pingyang Xinye Aquatic Products Co., Ltd.*.  Polypro Plastics.  Power Dekor Group Co., Ltd..  P &amp; T International Trading.  Putuo Fahua Aquatic Products Co., Ltd..  Qingdao Dayang Jian Foodstuffs.  Qinhuangdao Jiangxin Aquatic Food.  Red Garden Food.  Red Garden Foodstuff.  Round The Ocean Logistics.</p>	

Antidumping Duty Proceeding	Period To Be Reviewed
<p> Rongcheng Tongda Aquatic Food.  Ruian Huasheng Aquatic Products.  Savvy Seafood Inc.*.  Second Aquatic Foodstuffs Fty.  Sealord North America.  Seatrade International.  Second Aquatic Food.  Shandong Chengshun Farm Produce Trd.  Shandong Sanfod Group.  Shanghai Linghai Fisheries Economic and Trading Co..  Shantou Longsheng Aquatic Product.  Shanghai Taoen International Trading Co., Ltd.*.  Shantou City Qiaofeng Group.  Shantou Freezing Aquatic Product Food Stuffs Co.*.  Shantou Jinhang Aquatic Industry Co., Ltd.*.  Shantou Jinyuan District Mingfeng Quick-Frozen Factory*.  Shantou Junyuan Pingyuan Foreign Trading.  Shantou Long Feng Foodstuffs Co., Ltd. (Shantou Longfeng Foodstuffs Co., Ltd.)*.  Shantou Ocean Freezing Industry and Trade General Corporation.  Shantou Red Garden Foodstuff<sup>16</sup>*.  Shantou Red Garden Food Processing Co<sup>17</sup>*.  Shantou Ruiyuan Industry Co., Ltd.*.  Shantou Sez Xuhoa Fastness Freeze Aquatic Factory Co..  Shantou Shengping Oceanstar Business Co., Ltd.*.  Shantou Wanya Food Factory Co., Ltd.*.  Shantou Yelin Frozen Seafood Co. Ltd.<sup>18</sup>*.  Shantou Yuexing Enterprise Company*.  Silvertie Holding.  South Bay Intl.  Spectrum Plastics.  Taizhou Lingyang Aquatic Products Co., Ltd.  Taizhou Zhonghuan Industrial Co., Ltd..  The Second Aquatic Food.  Tianhe Hardware &amp; Rigging.  Weifang Taihua Food.  Weifang Yongqiang Food Ind.  Wenling Xingdi Aquatic Products.  Xiamen Sungiven Imports &amp; Exports.  Xuwen Hailang Breeding Co., Ltd.*.  Yangjiang City Yelin Hoitat Quick Frozen Seafood Co., Ltd.<sup>19</sup>*.  Yantai Guangyuan Foods Co.  Yantai Wei-Cheng Food Co., Ltd.*.  Yantai Xinlai Trade.  Yantai Xuehai Foodstuffs.  Yelin Enterprise Co., Ltd. Hong Kong<sup>20</sup>*.  Yelin Frozen Seafood Co.<sup>21</sup>*.  Zhangjiang Bobogo Ocean Co., Ltd.*.  Zhangjiang Newpro Food Co., Ltd.*.  Zhanjiang Allied Pacific Aquaculture Co., Ltd.<sup>22</sup>*.  Zhanjiang CNF Sea Products Engineering Ltd.  Zhanjiang Evergreen Aquatic Product Science and Technology Co., Ltd.*.  Zhanjiang Fuchang Aquatic Products.  Zhanjiang Go-Harvest Aquatic Products Co., Ltd.*.  Zhanjiang Jebshin Seafood Limited.  Zhanjiang Regal Integrated Marine Resources Co. Ltd..  Zhanjiang Runhai Foods Co., Ltd.*.  Zhanjiang Shunda Aquatic Products.  Zhanjiang Universal Seafood Corp*.  Zhejiang Cereals, Oils &amp; Foodstuff Import &amp; Export Co., Ltd.*.  Zhejiang Daishan Baofa Aquatic Products Co., Ltd..  Zhejiang Evernew Seafood Co., Ltd..  Zhejiang Taizhou Lingyang Aquatic Products Co..  Zhejiang Xintianjiu Sea Products Co., Ltd..  Zhejiang Xingyang Import &amp; Export.  Zhejiang Zhenlong Foodstuffs Co., Ltd..  Zhejiang Zhongda.  Zhenjaing Evergreen Aquatic Products Science &amp; Technology Co., Ltd..  Zhoushan Cereals, Oils, and Foodstuffs Import and Export Co., Ltd.*.  Zhoushan Diciyuan Aquatic Products*.  Zhoushan Guangzhou Aquatic Products Co., Ltd.  Zhoushan Guotai Aquatic Products Co., Ltd..  Zhoushan Haichang Food Co..  Zhoushan Huading Seafood Co., Ltd.*.  Zhoushan Industrial Co., Ltd.. </p>	

Antidumping Duty Proceeding	Period To Be Reviewed
Zhoushan International Trade Co., Ltd. Zhoushan Lizhou Fishery Co., Ltd.*. Zhoushan Jingzhou Aquatic Products Co., Ltd.. Zhoushan Putuo Huafa Sea Products Co., Ltd.. Zhoushan Provisions & Oil Food Export and Import Co., Ltd.. Zhoushan Xifeng Aquatic Co., Ltd.*. Zhoushan Xi'an Aquatic Products Co., Ltd.. Zhoushan Zhenyang Developing Co., Ltd.. ZJ CNF Sea Products Engineering Ltd..	

<sup>2</sup> If one of the below named companies does not qualify for a separate rate, all other exporters of shrimp from Vietnam that have not qualified for a separate rate are deemed to be covered by this review as part of the single Vietnam entity of which the named exporter is a part.

<sup>3</sup> In the less than fair value investigation, the Department treated Minh Phat Seafood, Minh Phu Seafood Corporation and Minh Qui Seafood as one combined entity.

<sup>4</sup> See Footnote 3.

<sup>5</sup> See Footnote 3.

<sup>6</sup> Petitioners requested that the Department conduct an administrative review of this company, but provided two different addresses for the same company. Therefore, we have listed them twice as it is possible that they are two distinct companies. If, however, they are separate companies, then one of the two did not in fact receive a separate rate in the investigation.

<sup>7</sup> The Department believes the correct company name is Special Aquatic Products Joint Stock Company (Seaspimex), but we are using the name directly from Petitioners' February 28, 2006, request for reviews.

<sup>8</sup> If one of the above named companies does not qualify for a separate rate, all other exporters of shrimp from the PRC that have not qualified for a separate rate are deemed to be covered by this review as part of the single PRC entity of which the named exporter is a part.

<sup>9</sup> In the original investigation, the Department found that the following companies comprised a single entity, the Allied Pacific Group: Allied Pacific Food (Dalian) Co., Ltd., Allied Pacific (HK) Co., Ltd., King Royal Investments, Ltd., Allied Pacific Aquatic Products (Zhanjiang) Co., Ltd., and Allied Pacific Aquatic Products (Zhongshan) Co., Ltd. On February 28, 2006 Allied Pacific Food (Dalian) Co., Ltd., Allied Pacific Aquatic Products (Zhanjiang) Co., Ltd., Zhanjiang Allied Pacific Aquaculture Co., Ltd., Allied Pacific (HK) Co., Ltd., and King Royal Investments, Ltd., submitted a request for review, referring to themselves collectively as Allied Pacific Group.

<sup>10</sup> See footnote 9.

<sup>11</sup> See footnote 9.

<sup>12</sup> See footnote 9.

<sup>13</sup> See footnote 9.

<sup>14</sup> In the original investigation, the Department found that the following companies comprised a single entity: Yelin Enterprise Co. Hong Kong, Yangjiang City Yelin Hoitat Quick Frozen Seafood Co., Ltd., Fuqing Yihua Aquatic Products Co., Ltd., and Yelin Frozen Seafood Co. On February 28, 2006, Yelin Enterprise Co. Hong Kong, Shantou Yelin Frozen Seafood Co., Ltd., Yangjiang City Yelin Hoitat Quick Frozen Seafood Co., Ltd., and Fuqing Yihua Aquatic Products Co., Ltd. submitted a request for review referring to themselves collectively as Yelin.

<sup>15</sup> See footnote 9.

<sup>16</sup> This company has the same address listed as Red Garden Foodstuff above. However, if they are separate companies, then one of the two did not in fact receive a separate rate in the investigation.

<sup>17</sup> This company has the same address listed as Red Garden Food above. However, if they are separate companies, then one of the two did not in fact receive a separate rate in the investigation.

<sup>18</sup> See footnote 14.

<sup>19</sup> See footnote 14.

<sup>20</sup> See footnote 14.

<sup>21</sup> See footnote 14.

<sup>22</sup> The Department is placing an asterisk by this company's name because it was requested as part of the Allied Pacific Group. See Footnote 9.

\* These companies received a separate rate in the prior segment (the less-than-fair-value investigation) of this proceeding.

## Selection of Respondents

Section 777A(c)(1) of the Act directs the Department to calculate individual dumping margins for each known exporter and producer of the subject merchandise. Where it is not practicable to examine all known producers/exporters of subject merchandise because of the large number of such companies, section 777A(c)(2) of the Act permits the Department to limit its examination to either (1) a sample of exporters, producers, or types of products that is statistically valid based on the information available at the time of selection; or (2) exporters and producers accounting for the largest volume of subject merchandise from the exporting country that can be reasonably examined.

Due to the large number of firms requested for these administrative reviews and the resulting administrative burden to review each company for which a request has been made, the

Department is considering exercising its authority to limit the number of respondents selected for review. See Section 777A(c)(2) of the Act.

The Department has not yet determined the appropriate methodology to employ in limiting respondent selection. As discussed above, the Department may either use a statistically valid sample or examine the largest exporters and producers by volume. Should the Department determine to sample the exporters, it will employ the following procedures: the Department will (1) issue a letter to the interested parties detailing the proposed sampling methodology; (2) after analyzing the parties' comments, finalize its sampling methodology; (3) notify the parties and invite them to send a representative to witness the sampling selection; (4) conduct the sampling exercise; (5) notify all interested parties of the selection outcome of the sampling exercise

(selected respondents will be issued the full antidumping duty questionnaire); and (6) record the results in a memorandum to the file.

## Withdrawal of Request For Administrative Review

19 CFR 351.213(d)(1) provides that the Secretary will rescind an administrative review if the party that requested the review withdraws the request within 90 days of the date of publication of the notice in the **Federal Register**. Although the regulation provides that the Secretary may extend this deadline, it is unlikely that the Department will be able to grant any such extensions for these particular administrative reviews, due to the time constraints imposed by our statutory deadlines.<sup>23</sup>

<sup>23</sup> Should the Department use sampling, the need to preserve the statistical validity of the sampling

### Separate Rates

In proceedings involving non-market economy ("NME") countries, the Department begins with a rebuttable presumption that all companies within the country are subject to government control and, thus, should be assigned a single antidumping duty deposit rate. It is the Department's policy to assign all exporters of merchandise subject to investigation in an NME country this single rate unless an exporter can demonstrate that it is sufficiently independent so as to be entitled to a separate rate.

To establish whether a firm is sufficiently independent from government control of its export activities to be entitled to a separate rate, the Department's analysis mirrors that established in the *Final Determination of Sales at Less Than Fair Value: Sparklers from the People's Republic of China*, 56 FR 20588 (May 6, 1991) ("*Sparklers*"), as amplified by *Final Determination of Sales at Less Than Fair Value: Silicon Carbide from the People's Republic of China*, 59 FR 22585 (May 2, 1994) ("*Silicon Carbide*"). In accordance with the separate rate criteria, the Department assigns separate rates to companies in NME cases only if respondents can demonstrate the absence of both *de jure* and *de facto* government control over export activities.

The Department recently modified the process by which exporters and producers may obtain separate rate status in NME investigations. See Policy Bulletin 05.1 Separate Rates Practice and Application of Combination Rates in Antidumping Investigations Involving Non-Market Economy Countries, (April 5, 2005), available on the Department's website at <http://ia.ita.doc.gov/policy/bull05-1.pdf>. The process now requires the submission of a separate rate status application.

Due to the large number of companies subject to administrative reviews in both the Vietnam and the PRC proceedings, the Department is requiring all companies listed above that wish to qualify for separate rate status in these administrative reviews to complete, as appropriate, either a separate rate status application or certification, as described below.

If the Department determines to select the mandatory respondents through sampling in these administrative reviews, the Department will require all potential respondents to demonstrate their eligibility for a separate rate. The Department will then make the separate

rate determinations for each company and allow only those respondents with separate rate status to be included in the sampling pool should the Department decide to sample. However, for any respondent that is determined later in this segment to have provided inaccurate information regarding its separate rate status, the Department may apply facts otherwise available with an adverse inference if it determines that such respondent failed to cooperate by not acting to the best of its ability.

If the Department determines to select the mandatory respondents by selecting the largest exporters/producers accounting for the largest volume of subject merchandise exported to the United States, the Department will also require all potential respondents to demonstrate their eligibility for a separate rate. For those respondents not representing the largest volume of subject merchandise exported to the United States, the Department will make the separate rate determinations for each company. Only those respondents with separate rate status will be included in the group receiving the weighted-average margin calculated from the selected respondents. However, for any respondent that is determined later in this segment to have provided inaccurate information regarding its separate rate status, the Department may apply facts otherwise available with an adverse inference if it determines that such respondent failed to cooperate by not acting to the best of its ability.

For these administrative reviews, in order to demonstrate separate rate eligibility, the Department requires companies for which a review was requested that were assigned a separate rate in the previous segment of this proceeding to certify that they continue to meet the criteria for obtaining a separate rate. The certification form will be available on the Department's website at <http://ia.ita.doc.gov/> on the date of publication of this **Federal Register** notice. In responding to the certification, please follow the "Instructions for Filing the Certification" in the Separate Rate Certification. Certifications for both Vietnam and China are due to the Department by close of business on April 28, 2006. The deadline and requirement for submitting a certification applies equally to NME-owned companies, wholly foreign-owned companies, and foreign resellers who purchase the subject merchandise and export it to the United States.

The Department requires, to demonstrate eligibility for a separate rate, a separate rates status application for companies that have not previously

been assigned a separate rate. The separate rate status application will be available on the Department's Web site at <http://ia.ita.doc.gov/> on the date of publication of this **Federal Register** notice. In responding to the separate rate status application, please refer to instructions contained within the application. Separate rate status applications are due to the Department by close of business on May 19, 2006. The deadline and requirement for submitting a separate rate status application applies equally to NME-owned companies, wholly-foreign owned companies, and foreign resellers that purchase the subject merchandise and export it to the United States. Further, due to the time constraints imposed by our statutory deadlines, the Department may be unable to grant any extensions for the submission of separate rate certifications or separate rate status applications.

### Quantity and Value ("Q&V") Questionnaire

In advance of issuing of the antidumping questionnaire, we will also be requiring all parties for whom a review is requested to respond to a Q&V questionnaire, which will request information on the respective quantity and U.S. dollar sales value of all exports of shrimp to the United States during the period July 16, 2004, through January 31, 2006. The Q&V questionnaire will be available on the Department's website at <http://ia.ita.doc.gov/> on April 3, 2006. The responses to the Q&V questionnaire are due to the Department by close of business on April 28, 2006. Due to the time constraints imposed by our statutory and regulatory deadlines, the Department may be unable to grant any extensions for the submission of the Q&V questionnaire responses. In responding to the Q&V questionnaire, please refer to the instructions contained in the Q&V questionnaire.

### Notice

This notice constitutes public notification to all firms requested for review and seeking separate rate status in these administrative reviews that they must submit a separate rate status application (as appropriate) as described above, and a complete response to the Q&V questionnaire, within the time limits established in this notice of initiation in order to receive consideration for separate rate status. For parties that fail to timely respond to the requisite separate rate status application or certification, or to the Q&V questionnaire, the Department may

methodology will further limit the Department's ability to grant such extensions.

resort to the use of facts otherwise available, and may employ an adverse inference. The Department notes that if any of the due dates for separate rate filings and/or Q&V responses fall on a weekend, holiday, or any other day the Department is closed, the due date will be the next business day. *See Notice of Clarification: Application of "Next Business Day" Rule for Administrative Determination Deadlines Pursuant to the Tariff Act of 1930, As Amended*, 70 FR 24533 (May 10, 2005). All information submitted by respondents in this administrative review is subject to verification. As discussed above, due to the large number of parties in these proceedings, and the Department's need to complete its proceedings within the statutory deadlines, the Department will be limited in its ability to extend deadlines on the above submissions. As noted above, the separate rate certification, the separate rate status application, and the Q&V questionnaire will be available on the Department's Web site at <http://ia.ita.doc.gov/> on April 3, 2006.

Interested parties must submit applications for disclosure under administrative protective orders in accordance with 19 CFR 351.305. Instructions for filing such applications may be found on the Department's website at <http://ia.ita.doc.gov/>.

This initiation and notice are in accordance with section 751(a)(1) of the Act and 19 CFR 351.221(c)(1)(i).

Dated: March 31, 2006.

**James C. Doyle,**

*Director, AD/CVD Operations, Office 9, Import Administration.*

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**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-351-838, A-331-802, A-533-840, A-549-822]

#### Notice of Initiation of Administrative Reviews of the Antidumping Duty Orders on Certain Frozen Warmwater Shrimp from Brazil, Ecuador, India and Thailand

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

**SUMMARY:** The Department of Commerce ("Department") received timely requests to conduct administrative reviews of the antidumping duty orders on certain frozen warmwater shrimp ("shrimp") from Brazil, Ecuador, India and Thailand. The anniversary month of these orders is February. In accordance with the Department's regulations, we are initiating these administrative reviews.

**EFFECTIVE DATE:** April 7, 2006.

**FOR FURTHER INFORMATION CONTACT:** Kate Johnson at (202) 482-4929 (Brazil), David Goldberger at (202) 482-4136 (Ecuador), Elizabeth Eastwood at (202) 482-3874 (India) and Irina Itkin at (202) 482-0656 (Thailand), AD/CVD Operations, Office 2, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230.

#### SUPPLEMENTARY INFORMATION:

##### Background

The Department received timely requests from Petitioners<sup>1</sup> and certain individual companies, in accordance with 19 CFR 351.213(b), during the anniversary month of February, for administrative reviews of the antidumping duty orders on shrimp from Brazil, Ecuador, India, and Thailand covering 54 companies for

Brazil, 72 companies for Ecuador, 348 companies for India, and 145 companies for Thailand. Subsequently, Petitioners withdrew one request for review for Ecuador. *See* Petitioners' letter dated March 1, 2006. On March 16, 2006, the Department issued a memorandum detailing Department officials' communications with Petitioners' counsel regarding concerns about the names and addresses of certain companies included in Petitioners' request for administrative reviews. *See Memorandum to the File, from Irene Darzenta Tzafolias, Acting Director, AD/CVD Operations, Office 2, Re: Conversation with Petitioners' Counsel Concerning Petitioners' Requests for Administrative Reviews*, dated March 16, 2006. On March 21, 2006, the Petitioners submitted a letter addressing the items outlined in the Department's memorandum of March 16, 2006. In their letter Petitioners withdrew their request for review of certain companies.<sup>2</sup> On March 29, 2006, we received letters from certain companies in Ecuador and India which were named in Petitioners' review requests, alleging certain errors in the review requests. These letters were not received in time for full consideration prior to the Department's initiation of these reviews. The Department is now initiating administrative reviews of the orders covering the remaining 50 companies for Brazil, 71 companies for Ecuador, 347 companies for India, and 145 companies for Thailand.

##### Initiation of Reviews

In accordance with section 751(a)(1) of the Tariff Act of 1930, as amended ("the Act"), we are initiating administrative reviews of the antidumping duty orders on shrimp from Brazil, Ecuador, India and Thailand. We intend to issue the final results of these reviews not later than February 28, 2007.

## BRAZIL

Antidumping Duty Proceeding	Period to be Reviewed
Certain Frozen Warmwater Shrimp, A-351-838 .....	8/4/04 - 1/31/06
Acarau Pesca Distr. de Pesc. Imp e Exp Ltda..	
Acarau Pesca Distr. de Pescado Imp E Exp Ltda..	
Amazonas Industria Alimenticias SA0.	
Aquacultura Fortaleza Aquafort SA.	
Aquamaris Aquaculture SA.	
Aquática Maricultura do Brasil Ltda..	
Artico.	
Bramex Brasil Mercantil Ltda..	

<sup>1</sup> Ad Hoc Shrimp Trade Action Committee ("Petitioners").

<sup>2</sup> With respect to Brazil, Petitioners withdrew the request for administrative review for Potiguar Alimenbtos do Mar Ltda., the spelling of which

contains a typographical error. Petitioners requested an administrative review of the company using the correct spelling, Potiguar Alimentos do Mar Ltda. With respect to India, Petitioners unintentionally duplicated a request for an administrative review of

the company Tim Tim Far East Export Trading Co.(P) Ltd. The company should only have been listed once in Petitioners' administrative review requests.