

be the successor-in-interest to the previous company if the resulting operation with regard to the subject merchandise is not materially dissimilar to that of its predecessor. *See, e.g., Industrial Phosphoric Acid from Israel; Final Results of Antidumping Duty Changed Circumstances Review*, 59 FR 6944, 6945 (February 14, 1994); and *Notice of Final Determination of Sales at Less Than Fair Value and Affirmative Final Determination of Critical Circumstances: Certain Orange Juice from Brazil*, 71 FR 2183 (January 13, 2006) and accompanying Issues and Decision Memorandum, at Comment 3. Thus, if the evidence demonstrates that, with respect to the production and sale of the subject merchandise, the new company operates as the same business entity as the former company, the Department will accord the new company the same antidumping duty treatment as its predecessor.

Beginning with management, Yelin reported that there has been no change in the company's management or management structure after becoming Hilltop. *See Yelin's CCR Request at 5 and Exhibit 4.* We find that the management structure has remained unchanged.

Second, we looked at the operational structure of Hilltop. Yelin explained that there have been no material changes to its operations or the way it sells subject merchandise. Additionally, Yelin provided a sales documentation flowchart and a flow of goods/payment chart, which demonstrates how products are ordered and sold, and stated that these processes are identical between Yelin and Hilltop. *See Yelin's CCR Request at 6 and Exhibit 5.* We find that Yelin's operational structure has not changed as a result of becoming Hilltop.

Third, we reviewed the supplier relationships of Yelin and Hilltop. Yelin stated that the two affiliated producers, Yangjiang City Hoitat Quick-Frozen Seafood Co., Ltd. and Fuqing Yihua Aquatic Food Co., Ltd., which supplied Yelin with all subject merchandise, continue to supply Hilltop with the subject merchandise, and have done so since the publication of the antidumping duty order. Yelin noted that there have also been no substantial changes to either producer's product lines, production output, or capacity. *See Yelin's CCR Request at 7.* For non-subject merchandise that is sold by Yelin and Hilltop, Yelin states that there have been no changes in the list of unaffiliated suppliers.

Fourth, we reviewed the customer base of both Yelin and Hilltop. Yelin explained that Yelin and subsequently,

Hilltop, has only one customer, Ocean Duke, which is invoiced through Taiwanese affiliates. *See Yelin's CCR Request at 7 and Exhibit 5.*

In summary, Yelin reported that its conversion from Yelin to Hilltop did not meaningfully affect the supplier relationships, customer base, management, marketing or sale of products and services. Moreover, there have been no material changes to Yelin's operations or the way it produces and sells subject merchandise resulting in the conversion from Yelin to Hilltop.

Based on Yelin's evidence of the change in ownership and absent any other record evidence that would contradict Yelin's statements, we preliminarily determine that Hilltop should receive the same antidumping duty treatment with respect to certain frozen warmwater shrimp from the PRC as Yelin. If the above preliminary results are affirmed in the Department's final results, the cash deposit rate most recently calculated for Yelin will apply to all entries of subject merchandise by Hilltop, entered, or withdrawn from warehouse, for consumption on or after the date of publication of the final results of this changed circumstances review. *See, e.g., Granular Polytetrafluoroethylene Resin from Italy; Final Results of Changed Circumstances Review*, 68 FR 25327 (May 12, 2003). This cash deposit rate, if imposed, shall remain in effect until further notice.

#### Public Comment

Any interested party may request a hearing within 30 days of publication of this notice in accordance with 19 CFR 351.310(c). Interested parties may submit case briefs no later than 30 days after the date of publication of this notice, in accordance with 19 CFR 351.309(c)(1)(ii). Rebuttal briefs, which must be limited to issues raised in the case briefs, may be filed no later than 5 days after the case briefs, in accordance with 19 CFR 351.309(d)(1). Any hearing, if requested, will normally be held two days after rebuttal briefs are due, in accordance with 19 CFR 351.310(d)(1).

The Department will issue its final results of review within 270 days after the date on which the changed circumstances review is initiated, or within 45 days if all parties to the proceeding agree to the outcome of the review, in accordance with 19 CFR 351.216(e), and will publish these results in the **Federal Register**.

The current requirement for a cash deposit of estimated antidumping duties on all subject merchandise will continue unless and until it is modified

pursuant to the final results of this changed circumstances review.

This notice is published in accordance with sections 751(b)(1) and 777(i) of the Act and 19 CFR 351.216 of the Department's regulations.

Dated: April 25, 2007.

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

[FR Doc. E7-8386 Filed 5-1-07; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-588-835]

#### Oil Country Tubular Goods from Japan: Preliminary Results of Antidumping Duty Administrative Review and Intent to Rescind Administrative Review

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

**SUMMARY:** The Department of Commerce (the Department) is conducting an administrative review of the antidumping duty order on oil country tubular goods (OCTG) from Japan in response to a request by United States Steel Corporation, one of the petitioners in the original investigation (Petitioner). Petitioner requested administrative reviews of JFE Steel Corporation (JFE), Nippon Steel Corporation (Nippon), NKK Tubes (NKK) and Sumitomo Metal Industries, Ltd. (SMI). This review covers sales of subject merchandise to the United States during the period of August 1, 2005 through July 31, 2006.

We preliminarily determine that all four companies had no reviewable sales of subject merchandise to the United States during the period of review (POR). Accordingly, we preliminarily determine that the review of these four companies should be rescinded in accordance with 19 CFR 351.213(d)(3). Interested parties are invited to comment on these preliminary results. *See "Intent to Rescind the Administrative Review"* section of this notice.

**EFFECTIVE DATE:** May 2, 2007.

**FOR FURTHER INFORMATION CONTACT:** Jun Jack Zhao or Dana Mermelstein, AD/CVD Operations, Office 6, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-1396 or (202) 482-1391, respectively.

**SUPPLEMENTARY INFORMATION:**

## Background

On August 11, 1995, the Department published the antidumping duty order on OCTG from Japan in the **Federal Register** (60 FR 41058). On August 1, 2006, the Department published a notice of opportunity to request an administrative review of this order (71 FR 43441). On August 31, 2006, the Department received a timely request for review from Petitioner, covering JFE, Nippon, NKK and SMI.<sup>1</sup> On September 29, 2006, we published a notice initiating an administrative review of the antidumping order on OCTG from Japan. See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 71 FR 57465 (September 29, 2006).

The Department issued the original questionnaire on November 1, 2006. On November 17, 2006, JFE submitted a certification that it had no reportable sales during the POR, and requested prompt rescission of the review with respect to JFE. Also on November 17, 2006, Nippon responded and certified that it had no sales of subject merchandise to or in the United States during the POR. On November 22, 2006, NKK submitted a no shipment certification and requested expeditious rescission of the review with respect to NKK. Finally, on December 8, 2006, SMI responded that it did not have any U.S. sales or shipments of subject merchandise during the POR. The Department issued follow-up supplemental questionnaires to these four respondents, and received timely responses from them, providing further explanation and documentation concerning their claims of no shipments during the POR.

## Period of Review

This review covers the period August 1, 2005 through July 31, 2006.

## Scope of the Order

The products covered by this order are OCTG, hollow steel products of circular cross-section, including only oil well casing and tubing, of iron (other than cast iron) or steel (both carbon and alloy), whether seamless or welded, whether or not conforming to American Petroleum Institute ("API") or non-API

specifications, whether finished or unfinished (including green tubes and limited service OCTG products). This scope does not cover casing or tubing pipe containing 10.5 percent or more of chromium, or drill pipe. The products subject to this order are currently classified in the Harmonized Tariff Schedule of the United States (HTSUS) under sub-headings: 7304.29.10.10, 7304.29.10.20, 7304.29.10.30, 7304.29.10.40, 7304.29.10.50, 7304.29.10.60, 7304.29.10.80, 7304.29.20.10, 7304.29.20.20, 7304.29.20.30, 7304.29.20.40, 7304.29.20.50, 7304.29.20.60, 7304.29.20.80, 7304.29.30.10, 7304.29.30.20, 7304.29.30.30, 7304.29.30.40, 7304.29.30.50, 7304.29.30.60, 7304.29.30.80, 7304.29.40.10, 7304.29.40.20, 7304.29.40.30, 7304.29.40.40, 7304.29.40.50, 7304.29.40.60, 7304.29.40.80, 7304.29.50.15, 7304.29.50.30, 7304.29.50.45, 7304.29.50.60, 7304.29.50.75, 7304.29.60.15, 7304.29.60.30, 7304.29.60.45, 7304.29.60.60, 7304.29.60.75, 7305.20.20.00, 7305.20.40.00, 7305.20.60.00, 7305.20.80.00, 7306.20.10.30, 7306.20.10.90, 7306.20.20.00, 7306.20.30.00, 7306.20.40.00, 7306.20.60.10, 7306.20.60.50, 7306.20.80.10, and 7306.20.80.50.

As a result of recent changes to the Harmonized Tariff Schedule, effective February 2, 2007, the subject merchandise is also classifiable under the following additional HTS item numbers: 7304.29.31.10, 7304.29.31.20, 7304.29.31.30, 7304.29.31.40, 7304.29.31.50, 7304.29.31.60, 7304.29.31.80, 7304.29.41.10, 7304.29.41.20, 7304.29.41.30, 7304.29.41.40, 7304.29.41.50, 7304.29.41.60, 7304.29.41.80, 7304.29.61.15, 7304.29.61.30, 7304.29.61.45, 7304.29.61.60, 7304.29.61.75, 7306.29.10.30, 7306.29.10.90, 7306.29.20.00, 7306.29.31.00, 7306.29.41.00, 7306.29.60.10, 7306.29.60.50, 7306.29.81.10, and 7306.29.81.50.

The HTSUS sub-headings are provided for convenience and customs purposes only. The written description of the scope of the order remains dispositive.

## Intent to Rescind the Administrative Review

In response to our questionnaires, all four respondents submitted certified statements claiming no U.S. sales or shipments of subject merchandise during the POR. The petitioner did not comment on the claims. In order to

corroborate the no-shipment statements, the Department requested information from U.S. Customs and Border Protection (CBP). Such information showed entries of subject merchandise produced by the four respondents during the POR. We requested additional information from the four respondents based on the CBP information. Based on our analysis of the CBP information and the information provided by the respondents, we find that these four companies had no reviewable sales of subject merchandise. Since much of the information and documentation provided by CBP or submitted by respondents to demonstrate the circumstances of each of the entries is business proprietary, a complete analysis of the Department's determination that none of the entries constitute reviewable sales during the POR is set forth in the Memorandum from Jun Jack Zhao, Case Analyst, AD/CVD Operations Office 6 to Barbara E. Tillman, Director, *Analysis Memorandum regarding the Administrative Review of the Antidumping Duty Order on Oil Country Tubular Goods from Japan (A-588-835)*, dated concurrently with this notice. A public version of the memorandum is on file in Room B-099, the Central Records Unit of the main Commerce Building. Therefore, in accordance with 19 CFR 351.213(d)(3), we intend to rescind the administrative review of all four respondents.

## Duty Assessment

The Department will determine, and CBP shall assess, antidumping duties on all appropriate entries, pursuant to 19 CFR 351.212(b). If we determine in the final results that this review should be rescinded with respect to JFE, NKK, Nippon and SMI because these companies had no reviewable sales of subject merchandise to the United States during the POR, we will direct CBP to liquidate all entries of subject merchandise manufactured by these four companies, and entered or withdrawn from warehouse for consumption during the POR, at the "all others" rate, 44.20 percent<sup>2</sup>, as all such sales were made by intermediary companies (e.g., resellers) not covered in this review, a prior review, or the less than fair value (LTFV) investigation. See *Antidumping and Countervailing Duty Proceedings: Assessment of*

<sup>1</sup> In a previous review, the Department found that SMI and Sumitomo Corporation (SC) were affiliated and treated them as a single entity. See *Oil Country Tubular Goods From Japan; Preliminary Results and Rescission in Part of Antidumping Duty Administrative Review*, 64 FR 48589 (September 7, 1999); *Oil Country Tubular Goods From Japan; Final Results of Antidumping Duty Administrative Review*, 65 FR 15305 (March 22, 2000). Neither SMI nor SC has placed information on the record of this review suggesting that the basis for this finding has changed.

<sup>2</sup> See *Notice of Amended Final Determination of Sales at Less Than Fair Value and Antidumping Duty Order: Oil Country Tubular Goods from Japan*, 60 FR 155 (August 11, 1995) (*Final Determination*).

*Antidumping Duties*, 68 FR 23954 (May 6, 2003).

### Cash Deposit Requirements

The following cash deposit rates will be effective with respect to all shipments of OCTG from Japan entered, or withdrawn from warehouse, for consumption on or after the publication date of the final results, as provided for by section 751(a)(1) of the Tariff Act of 1930, as amended (the Act): (1) for all four companies, JFE, NKK, Nippon and SMI, the cash deposit rate will remain unchanged and will be the company-specific rate established for the most recent period; (2) for previously reviewed or investigated companies not listed above, the cash deposit rate will 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 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 subject merchandise; and (4) if neither the exporter nor the manufacturer is a firm covered by this review, a prior review, or the LTFV investigation, the cash deposit rate shall be the all others rate established in the LTFV investigation, which is 44.20 percent. *See Final Determination*. These deposit rates, when imposed, shall remain in effect until further notice.

### Public Comment

Pursuant to 19 CFR 351.309, interested parties may submit written comments in response to this notice of intent to rescind the administrative review. Unless the deadline is extended by the Department, case briefs are to be submitted within 30 days after the date of publication of this notice, and rebuttal briefs, limited to arguments raised in case briefs, are to be submitted no later than five days after the time limit for filing case briefs. Parties who submit arguments in this proceeding are requested to submit with the argument: (1) a 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 19 CFR 351.303(f).

Also, pursuant to 19 CFR 351.310(c), within 30 days of the date of publication of this notice, interested parties may request a public hearing on arguments to be raised in the case and rebuttal briefs. Unless the Department 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 these preliminary results, unless extended. *See* 19 CFR 351.213(h).

### Notification to Importers

This notice serves as a preliminary 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 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: April 25, 2007.

**David M. Spooner,**

*Assistant Secretary for Import Administration.*

[FR Doc. E7-8383 Filed 5-1-07; 8:45 am]

**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### International Trade Administration

[C-560-821, C-570-907, C-580-857]

#### **Coated Free Sheet Paper from Indonesia, the People's Republic of China, and the Republic of Korea: Alignment of Final Countervailing Duty Determinations with Final Antidumping Duty Determinations**

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

**SUMMARY:** The Department of Commerce (the Department) is aligning the final determinations in the countervailing duty investigations of coated free sheet paper (CFS) from Indonesia, the People's Republic of China (PRC), and the Republic of Korea (Korea) with the final determinations in the companion antidumping investigations.

**EFFECTIVE DATE:** May 2, 2007.

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

Gene Calvert (Indonesia), David Layton (PRC), or Maura Jeffords (Korea), AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-3586, (202) 482-0371, or (202) 482-3146, respectively.

**BACKGROUND:** On November 20, 2006, the Department initiated the countervailing duty and antidumping duty investigations on CFS from Indonesia, the PRC, and Korea. *See Notice of Initiation of Countervailing Duty Investigations: Coated Free Sheet Paper From the People's Republic of China, Indonesia, and the Republic of Korea*, 71 FR 68546 (November 27, 2006), and *Initiation of Antidumping Duty Investigations: Coated Free Sheet Paper from Indonesia, the People's Republic of China, and the Republic of Korea*, 71 FR 68537 (November 27, 2006). The countervailing duty and antidumping duty investigations have the same scope with regard to the subject merchandise covered. On April 9, 2007, the Department published the preliminary affirmative countervailing duty determinations pertaining to CFS from Indonesia, the PRC, and Korea. *See Coated Free Sheet Paper from Indonesia: Preliminary Affirmative Countervailing Duty Determination*, 72 FR 17498 (April 9, 2007); *Coated Free Sheet Paper From the People's Republic of China: Amended Preliminary Affirmative Countervailing Duty Determination*, 72 FR 17484 (April 9, 2007) and; *Coated Free Sheet Paper From the Republic of Korea: Preliminary Affirmative Countervailing Duty Determination*, 72 FR 17507 (April 9, 2007). On March 26, 2007, the petitioner submitted a letter, in accordance with section 705(a)(1) of the Tariff Act of 1930, as amended (the Act), requesting alignment of the final countervailing duty determinations with the final determinations in the companion antidumping duty investigations of CFS from Indonesia, the PRC, and Korea.

Therefore, in accordance with section 705(a)(1) of the Act, and 19 C.F.R. 351.210(b)(4), we are aligning the final countervailing duty determinations on CFS from Indonesia, the PRC, and Korea with the final determinations in the companion antidumping duty investigations of CFS from Indonesia, the PRC, and Korea. The final countervailing duty determinations will be issued on the same date as the final antidumping duty determinations currently scheduled for August 13, 2007, the first business day following the August 12, 2007 deadline for the final antidumping duty determinations.

This notice is issued and published pursuant to section 705(a)(1) of the Act.

Dated: April 26, 2007.

**David M. Spooner,**

*Assistant Secretary for Import Administration.*

[FR Doc. E7-8375 Filed 5-1-07; 8:45 am]

**BILLING CODE 3510-DS-S**