

after the meeting. However, to facilitate the distribution of public presentation materials to the Committee members, the Committee suggests that presenters forward the public presentation materials prior to the meeting to Ms. Springer via email.

The Assistant Secretary for Administration, with the concurrence of the delegate of the General Counsel, formally determined on February 4, 2013, pursuant to Section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. app. 2 § (10)(d)), that the portion of the meeting dealing with pre-decisional changes to the Commerce Control List and U.S. export control policies shall be exempt from the provisions relating to public meetings found in 5 U.S.C. app. 2 §§ 10(a)(1) and 10(a)(3). The remaining portions of the meeting will be open to the public.

For more information, call Yvette Springer at (202) 482-2813.

Dated: February 26, 2013.

Yvette Springer,

Committee Liaison Officer.

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-932]

Certain Steel Threaded Rod From the People's Republic of China: Notice of Court Decision Not in Harmony With Final Results of Administrative Review and Notice of Amended Final Results of Administrative Review

SUMMARY: On February 7, 2013, the United States Court of International Trade ("CIT") sustained the Department of Commerce's ("Department") results of redetermination, which granted a separate rate to Gem-Year Industrial Co., Ltd. ("Gem-Year"), in the 2008-2010 administrative review of the antidumping duty order on certain steel threaded rod ("steel threaded rod") from the People's Republic of China ("PRC"),¹ pursuant to the CIT's remand order in *Hubbell Power Systems, Inc. v. United States*, Court No. 11-00474, Slip Op. 12-123 (CIT 2012) ("*Hubbell*"). Consistent with the decision of the United States Court of Appeals for the Federal Circuit ("CAFC") in *Timken*,² as

¹ See *Hubbell Power Systems, Inc. v. United States*, Court No. 11-00474, Slip Op. 13-20 (February 7, 2013) ("Final Remand"); Final Results of Remand Redetermination Pursuant To Remand Order ("Redetermination"), Court No. 11-00474, dated December 18, 2012.

² See *Timken Co. v. United States*, 893 F.2d 337 (Fed. Cir. 1990) ("*Timken*").

clarified by *Diamond Sawblades*,³ the Department is notifying the public that the final judgment in this case is not in harmony with the Department's *Final Results* and is amending the *Final Results*.⁴

DATES: *Effective Date:* February 19, 2013.

FOR FURTHER INFORMATION CONTACT: Seth Isenberg, Office 9, AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: (202) 482-0588.

SUPPLEMENTARY INFORMATION: On November 4, 2011, the Department issued its *Final Results*.⁵ In the *Final Results*, the Department rescinded the review with respect to Gem-Year, noting that it had no suspended entries during the period of review ("POR").⁶

In *Hubbell*, the CIT remanded the *Final Results* to the Department to reconsider its rescission of the review with respect to Gem-Year.⁷ The Department then issued a remand redetermination finding that, while Gem-Year had no suspended entries during the POR, it demonstrated its independence from the government of the PRC and was qualified to receive a separate rate.⁸ In its Redetermination, the Department assigned the separate rate of 55.16 percent to Gem-Year.⁹

On February 7, 2013, the CIT sustained the Department's Redetermination and entered final judgment accordingly.¹⁰

Timken Notice

In its decision in *Timken*, 893 F.2d at 341, as clarified by *Diamond Sawblades*, the CAFC held that, pursuant to section 516A(e) of the Tariff Act of 1930, as amended ("the Act"), the Department must publish a notice of a court decision that is not "in harmony" with a Department determination and must suspend liquidation of entries pending a "conclusive" court decision. The CIT's February 7, 2013, judgment sustaining

³ See *Diamond Sawblades Mfrs. Coalition v. United States*, 626 F.3d 1374 (Fed. Cir. 2010) ("*Diamond Sawblades*").

⁴ See *Certain Steel Threaded Rod from the People's Republic of China: Final Results and Final Partial Rescission of Antidumping Duty Administrative Review*, 76 FR 68400 (November 4, 2011) ("*Final Results*") (review covering the period October 8, 2008, through March 31, 2010).

⁵ *Id.*

⁶ See *Final Results*, and accompanying Issues and Decision Memorandum at Comment 1.

⁷ See *Hubbell*, at 6-19.

⁸ See Redetermination.

⁹ *Id.*

¹⁰ See *Hubbell Power Systems, Inc. v. United States*, Court No. 11-00474, Slip Op. 13-20 (February 7, 2013).

the Department's Redetermination granting a separate rate to Gem-Year constitutes a final decision of that court that is not in harmony with the Department's *Final Results*. This notice is published in fulfillment of the publication requirements of *Timken*. Accordingly, the Department will continue the suspension of liquidation of the subject merchandise pending the expiration of the period of appeal, or if appealed, pending a final and conclusive court decision.

Amended Final Results

Because there is now a final court decision with respect to the *Final Results*, the Department is amending its *Final Results*. The Department finds the following revised margin to exist:

STEEL THREADED ROD FROM THE PRC

Exporter	Weighted-average margin (percent)
Gem-Year Industrial Co., Ltd. ..	55.16

For Gem-Year, the cash deposit rate will be the rate listed above and the Department will instruct U.S. Customs and Border Protection ("CBP") accordingly. If the CIT's ruling is not appealed or, if appealed, upheld by the CAFC, the Department will also instruct CBP to assess antidumping duties on entries of the subject merchandise exported by Gem-Year during the POR at the rate listed above.

This notice is issued and published in accordance with sections 516A(e)(1), 751(a)(1), and 777(i)(1) of the Act.

Dated: February 25, 2013.

Paul Piquado,

Assistant Secretary for Import Administration.

[FR Doc. 2013-04938 Filed 3-1-13; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-351-840]

Certain Orange Juice From Brazil; Notice of Amended Final Results of Antidumping Duty Administrative Review

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

DATES: *Effective Date:* March 4, 2013.

FOR FURTHER INFORMATION CONTACT: Elizabeth Eastwood, AD/CVD