

**FOR FURTHER INFORMATION CONTACT:**

Jacqueline Arrowsmith or Myrna Lobo, AD/CVD Operations, Office VII, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: (202) 482-5255 or 482-2371, respectively.

**SUPPLEMENTARY INFORMATION:****Background**

On July 1, 2013, the Department initiated the first sunset review of the CVD order on sodium nitrite from the PRC, pursuant to section 751(c) of the Tariff Act of 1930, as amended (“the Act”).<sup>1</sup> The Department received a notice of intent to participate from General Chemical LLC, (“Petitioner”), within the deadline specified in 19 CFR 351.218(d)(1)(i). The Department also received an adequate substantive response to the notice of initiation from domestic interested parties, *i.e.*, Petitioner, within the 30-day deadline specified in 19 CFR 351.218(d)(3)(i). The Department did not receive submissions from other interested parties. As a result, pursuant to 19 CFR 351.218(e)(1)(ii)(C)(2), the Department is conducting an expedited (120-day) sunset review of the *CVD Order*.

As explained in the memorandum from the Assistant Secretary for Enforcement and Compliance, the Department has exercised its discretion to toll deadlines for the duration of the closure of the Federal Government from October 1, through October 16, 2013.<sup>2</sup> Therefore, all deadlines in this segment of the proceeding have been extended by 16 days.

**Scope of the Order**

The merchandise covered by this order is sodium nitrite in any form, at any purity level. A full description of the scope of the order is contained in the Decision Memorandum.<sup>3</sup>

The Decision Memorandum is a public document and is on file

<sup>1</sup> See *Initiation of Five-Year (“Sunset”) Reviews*, 78 FR 39256 (July 1, 2013); see also *Sodium Nitrite from the People’s Republic of China: Countervailing Duty Order*, 73 FR 50595 (August 27, 2008) (“*CVD Order*”).

<sup>2</sup> See Memorandum for the Record from Paul Piquado, Assistant Secretary for Enforcement and Compliance, “Deadlines Affected by the Shutdown of the Federal Government.”

<sup>3</sup> See “Issues and Decision Memorandum for the Final Results of the Expedited First Sunset Review of the Countervailing Duty Order on Sodium Nitrite from the People’s Republic of China,” from Christian Marsh, Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, to Ronald K. Lorentzen, Acting Assistant Secretary for Enforcement and Compliance, dated concurrently with and hereby adopted by this notice (“Decision Memorandum”).

electronically via Enforcement and Compliance’s centralized electronic service system (“IA ACCESS”). IA ACCESS is available to registered users at <http://iaaccess.trade.gov> and in the Department’s Central Records Unit, room 7046 of the main Department of Commerce building. In addition, a complete version of the Decision Memorandum can be accessed directly on the Internet at <http://enforcement.trade.gov/frn/index.html>. The signed Decision Memorandum and the electronic versions of the Decision Memorandum are identical in content.

**Analysis of Comments Received**

All issues raised in this review are addressed in the Decision Memorandum. The issues include the likelihood of continuation or recurrence of a countervailable subsidy, and the net countervailable subsidy likely to prevail if the order was revoked.

**Final Results of Review**

Pursuant to sections 752(b)(1) and (3) of the Act, the Department determines that revocation of the CVD order on sodium nitrite from the PRC would be likely to lead to continuation or recurrence of countervailable subsidies at the following net countervailable subsidy rates:

Manufacturers/exporters/producers	Net countervailable subsidy rate (percent)
Shanxi Jiaocheng Hongxing Chemical Co., Ltd. (Shanxi Jiaocheng) .....	169.01
Tianjin Soda Plant Tianjin Port Free Trade Zone Pan Bohai International Trading Co., Ltd. (Tianjin Soda Plant) .....	169.01
All others .....	169.01

This notice also serves as the only reminder to parties subject to administrative protective order (“APO”) of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305. Timely notification of the return or destruction of APO materials or conversion to judicial protective orders is hereby requested. Failure to comply with the regulations and terms of an APO is a violation which is subject to sanction.

The Department is issuing and publishing these final results and this notice in accordance with sections 751(c), 752(b), and 777(i)(1) of the Act.

Dated: November 13, 2013.

**Ronald K. Lorentzen,**

*Acting Assistant Secretary for Enforcement and Compliance.*

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**BILLING CODE 3510-DS-P**

**DEPARTMENT OF COMMERCE****International Trade Administration**

[A-570-965]

**Drill Pipe From the People’s Republic of China: Notice of Court Decision Not in Harmony With Final Determination of Sales at Less Than Fair Value and Notice of Amended Final Determination of Sales at Less Than Fair Value Pursuant to Court Decision**

**AGENCY:** Enforcement and Compliance, formerly Import Administration, International Trade Administration, Department of Commerce

**SUMMARY:** On November 4, 2013, the United States Court of International Trade (“Court” or “CIT”) issued its final judgment in *Downhole Pipe v. United States*,<sup>1</sup> sustaining the Department of Commerce’s (Department) *Remand Results*.<sup>2</sup> Consistent with the decision of the United States Court of Appeals for the Federal Circuit (“Federal Circuit”) in *Timken Co., v. United States*, 893 F.2d 337 (Fed. Cir. 1990) (“*Timken*”), as clarified by *Diamond Sawblades Mfrs. Coalition v. United States*, 626 F.3d 1374 (Fed. Cir. 2010) (“*Diamond Sawblades*”), the Department is notifying the public that the final CIT judgment in this case is not in harmony with the Department’s *Final Determination*<sup>3</sup> and is amending the *Final Determination* with respect to the surrogate values (“SV”) for drill pipe green tubes and the labor wage rate in the less-than-fair-value investigation.

**DATES:** *Effective Date:* November 14, 2013.

**FOR FURTHER INFORMATION CONTACT:**

Alexander Montoro, AD/CVD Operations, Office V, Enforcement and Compliance, International Trade

<sup>1</sup> *Downhole Pipe & Equipment, LP, and DP-Master Manufacturing Co., Ltd., v. United States, and VAM Drilling USA, Texas Steel Conversion, Inc., Rotary Drilling Tools, TMK IPSCO, and U.S. Steel Corp.*, Court No. 1-00081, Slip Op. 13-134 (November 4, 2013) (“*Downhole Pipe v. United States*”).

<sup>2</sup> See *Final Results of Redetermination Pursuant to Court Remand: Drill Pipe from the People’s Republic of China Downhole Pipe & Equip LP, v. United States*, Court No. 11-00081, Slip op. 12-141 (CIT 2012), dated May 13, 2013 (“*Remand Results*”).

<sup>3</sup> See *Drill Pipe From the People’s Republic of China: Final Determination of Sales at Less Than Fair Value and Critical Circumstances*, 76 FR 1966 (January 11, 2011) (“*Final Determination*”).

Administration, Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: (202) 482-0238.

**SUPPLEMENTARY INFORMATION:** On May 13, 2013, the Department filed the *Remand Results*, in which the Department selected Indian imports under HTS 7304.59.20 as the SV for drill pipe green tube. In addition, the Department revised the labor wage rate and applied the wage rate methodology from *Labor Methodologies*.<sup>4</sup> On November 4, 2013, the Court sustained the Department's *Remand Results*.<sup>5</sup>

#### Timken Notice

In its decision in *Timken*, 893 F.2d at 341, as clarified by *Diamond Sawblades*, the Federal Circuit has 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 not "in harmony" with a Department determination, and must suspend liquidation of entries pending a "conclusive" court decision. The Court's November 4, 2013, judgment constitutes a final decision of the Court that is not in harmony with the Department's *Final Determination*. This notice is published in fulfillment of the publication requirement 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. Since the *Final Determination*, the Department has recalculated the normal values to reflect these changes and, as a result of this redetermination, the antidumping duty cash deposit rate for DP-Master Co. Ltd., is 149.36 percent.

#### Amended Final Determination

Because there is now a final court decision, we are amending the *Final Determination*. As a result of this redetermination, the antidumping duty cash deposit rate for DP-Master Co. Ltd., is 149.36 percent and we will instruct U.S. Customs and Border Protection accordingly. This notice is issued and published in accordance with sections 516A(e)(1), 735, and 777(i)(1) of the Act.

<sup>4</sup> 1 See *Dorbest, Ltd. v. United States*, 604 F.3d 1363, 1372 (Fed. Cir. 2010) ("*Dorbest*"); see also *Antidumping Methodologies in Proceedings Involving Non-Market Economies: Valuing the Factor of Production: Labor*, 76 FR 36092 (June 21, 2011) ("*Labor Methodologies*").

<sup>5</sup> See *Downhole Pipe v. United States*.

Dated: November 13, 2013.

**Ronald K. Lorentzen,**

*Acting Assistant Secretary for Enforcement and Compliance.*

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**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

### International Trade Administration

#### Civil Nuclear Trade Advisory Committee (CINTAC) Meeting

**AGENCY:** ITA, DOC.

**ACTION:** Notice of Federal Advisory Committee meeting.

**SUMMARY:** This notice sets forth the schedule and proposed agenda for a meeting of the CINTAC.

**DATES:** The meeting is scheduled for Wednesday, December 4, 2013, at 9:00 a.m. Eastern Standard Time (EST). The public session is from 3:00 p.m.—4:00 p.m.

**ADDRESSES:** The meeting will be held in Room 4830, U.S. Department of Commerce, Herbert Clark Hoover Building, 1401 Constitution Ave. NW., Washington, DC 20230.

**FOR FURTHER INFORMATION CONTACT:** Mr. David Kincaid, Office of Energy & Environmental Industries, ITA, Room 4053, 1401 Constitution Ave. NW., Washington, DC 20230. (Phone: 202-482-1706; Fax: 202-482-5665; email: [david.kincaid@trade.gov](mailto:david.kincaid@trade.gov)).

#### SUPPLEMENTARY INFORMATION:

Background: The CINTAC was established under the discretionary authority of the Secretary of Commerce and in accordance with the Federal Advisory Committee Act (5 U.S.C. App.), in response to an identified need for consensus advice from U.S. industry to the U.S. Government regarding the development and administration of programs to expand United States exports of civil nuclear goods and services in accordance with applicable U.S. laws and regulations, including advice on how U.S. civil nuclear goods and services export policies, programs, and activities will affect the U.S. civil nuclear industry's competitiveness and ability to participate in the international market.

Topics to be considered: The agenda for the December 4, 2013 CINTAC meeting is as follows:

Closed Session (9:00 a.m.—3:00 p.m.).

1. Discussion of matters determined to be exempt from the provisions of the Federal Advisory Committee Act relating to public meetings found in 5 U.S.C. App. (10)(a)(1)

and 10(a)(3).

Public Session (3:00 p.m.—4:00 p.m.).

1. International Trade Administration's Civil Nuclear Trade Initiative Update.
2. Civil Nuclear Trade Promotion Activities Discussion.
3. Public comment period.

The meeting will be disabled-accessible. Public seating is limited and available on a first-come, first-served basis. Members of the public wishing to attend the meeting must notify Mr. David Kincaid at the contact information below by 5:00 p.m. EST on Friday, November 29, 2013 in order to pre-register for clearance into the building. Please specify any requests for reasonable accommodation at least five business days in advance of the meeting. Last minute requests will be accepted, but may be impossible to fill.

A limited amount of time will be available for pertinent brief oral comments from members of the public attending the meeting. To accommodate as many speakers as possible, the time for public comments will be limited to two (2) minutes per person, with a total public comment period of 30 minutes. Individuals wishing to reserve speaking time during the meeting must contact Mr. Kincaid and submit a brief statement of the general nature of the comments and the name and address of the proposed participant by 5:00 p.m. EST on Friday, November 29, 2013. If the number of registrants requesting to make statements is greater than can be reasonably accommodated during the meeting, ITA may conduct a lottery to determine the speakers. Speakers are requested to bring at least 20 copies of their oral comments for distribution to the participants and public at the meeting.

Any member of the public may submit pertinent written comments concerning the CINTAC's affairs at any time before and after the meeting. Comments may be submitted to the Civil Nuclear Trade Advisory Committee, Office of Energy & Environmental Industries, Room 4053, 1401 Constitution Ave. NW., Washington, DC 20230. For consideration during the meeting, and to ensure transmission to the Committee prior to the meeting, comments must be received no later than 5:00 p.m. EST on November 29, 2013. Comments received after that date will be distributed to the members but may not be considered at the meeting.