

- Wanvog Furniture (Kunshan) Co., Ltd.
- Woodworth Wooden Industries (Dong Guan) Co., Ltd.
- Xiamen Yongquan Sci-Tech Development Co., Ltd.
- Xilimen Group Co. Ltd.
- Yichun Guangming Furniture Co. Ltd.
- Yihua Timber Industry Co., Ltd., Guangdong Yihua Timber Industry Co., Ltd.
- Zhangjiagang Daye Hotel Furniture Co., Ltd.
- Zhangjiang Sunwin Arts & Crafts Co., Ltd.
- Zhangzhou Guohui Industrial & Trade Co., Ltd.
- Zhong Shan Fullwin Furniture Co., Ltd.
- Zhongshan Fookyik Furniture Co., Ltd.
- Zhongshan Golden King Furniture Industrial Co., Ltd.
- Zhoushan For-Strong Wood Co., Ltd.

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DEPARTMENT OF COMMERCE

International Trade Administration

[C-570-955]

Certain Magnesita Carbon Bricks From the People's Republic of China: Final Results and Final Rescission, in Part, of Countervailing Duty Administrative Review; 2012

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

SUMMARY: The Department of Commerce (the Department) conducted an administrative review of the countervailing duty order on certain magnesita carbon bricks (MCBs) from the People's Republic of China (PRC) covering the period of review (POR) January 1, 2012, through December 31, 2012. On June 2, 2014, the Department published the *Preliminary Results* for this administrative review and invited interested parties to comment on it.¹ Based on the analysis of the comments received, the Department has not made any changes to its *Preliminary Results*. The final subsidy rates are listed in the "Final Results of Review" section below.

DATED: *Effective Date:* October 16, 2014.

FOR FURTHER INFORMATION CONTACT: Gene Calvert, 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) 482-3586.

¹ See *Certain Magnesita Carbon Bricks From the People's Republic of China: Preliminary Results of Countervailing Duty Administrative Review; 2012*, 79 FR 32915 (June 9, 2014) (*Preliminary Results*).

Background

On June 2, 2014, the Department published the *Preliminary Results*. The Department preliminarily determined to apply adverse facts available (AFA) to the sole mandatory respondent, Fengchi Imp. and Exp. Co., Ltd. of Haicheng City and Fengchi Refractories Co., of Haicheng City (collectively, Fengchi), and the Government of the PRC (GOC), because these parties failed to cooperate to the best of their ability in this review.² The Department also stated its preliminary intent to rescind the review for the following companies that timely certified that they had no shipments of subject merchandise to the United States during the POR: RHI AG and its affiliates Liaoning RHI Jinding Magnesita Co.; RHI Refractories (Dalian) Co. Ltd.; RHI Refractories Liaoning Co., Ltd.; RHI Trading Shanghai Branch; and RHI Trading (Dalian) Co., Ltd. (collectively, the RHI companies).³ The Department invited interested parties to comment on the *Preliminary Results*.

On July 9, 2014, the Department received a timely filed joint case brief from Resco Products, Inc. (Petitioner) and a domestic producer of MCBs, Magnesita Refractories Company (Magnesita).⁴ No other party filed an administrative case or rebuttal brief.

Scope of the Order

The scope of the order includes certain MCBs. Certain MCBs that are the subject of this order are currently classifiable under the following subheadings of the Harmonized Tariff Schedule of the United States (HTSUS): 6902.10.1000, 6902.10.5000, 66815.91.0000, 6815.99.2000, and 6815.99.4000. Although the HTSUS numbers are provided for convenience and customs purposes, the written product description remains dispositive. A full description of the scope of the order is contained in the memorandum from Christian Marsh, Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, to Paul Piquado, Assistant Secretary for Enforcement and Compliance, "Issues and Decision Memorandum for Certain Magnesita Carbon Bricks from the People's Republic of China: Final Results of the 2012 Administrative Review" (Issues and Decision Memorandum), which is dated concurrently with and hereby adopted by this notice. The Issues and Decision

² *Id.*, and accompanying Preliminary Decision Memorandum (PDM) at 3-4.

³ *Id.*, 79 FR at 32915.

⁴ See the July 9, 2014, submission from Petitioner and Magnesita, "Petitioner's Case Brief" (Case Brief).

Memorandum is a public document and is on file electronically via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (IA ACCESS). IA ACCESS is available to registered users at <https://iaaccess.trade.gov> and to all parties in the Central Records Unit, Room 7046 of the main Department of Commerce building. In addition, a complete version of the Issues and Decision Memorandum can be accessed directly on the internet at <http://enforcement.trade.gov/frn/index.html>. The signed Issues and Decision Memorandum and the electronic versions of the Issues and Decision Memorandum are identical in content.

Methodology

The Department conducted this review in accordance with section 751(a)(1)(A) of the Tariff Act of 1930, as amended (the Act). For a full description of the methodology underlying our conclusions, including our decision to apply facts otherwise available with an adverse inference to Fengchi and the PRC, see the Issues and Decision Memorandum.

With respect to the companies for which we initiated reviews and that did not file a no-shipments certification,⁵ consistent with the *Preliminary Results*, we assigned to entries made by these companies the all-others rate from the investigation.⁶

Analysis of Comments Received

All issues raised in the case brief filed are addressed in the Issues and Decision Memorandum. A list of the issues raised is attached to this notice at Appendix I.

Final Rescission, in Part, of the Administrative Review

In the *Preliminary Results*, we stated that a final decision regarding whether to rescind this review with respect to the RHI companies would be made in the final results of this review.⁷ We continue to find no evidence on the record indicating that the RHI companies had sales of subject merchandise to the United States during the POR. Accordingly, and pursuant to 19 CFR 351.213(d)(3), the Department is rescinding this review with respect to the RHI companies for these final results.

⁵ See Appendix II.

⁶ See *Preliminary Results*, 79 FR at 32915; see also the Issues and Decision Memorandum for a description of our methodology underlying our conclusions.

⁷ See *Preliminary Results*, 79 FR at 32915.

Final Results of Review

We determine the countervailable subsidy rates for the POR are as follows:

Company	<i>Ad valorem</i> net countervailable subsidy rate (percent)
Fengchi Imp. and Exp. Co., Ltd. of Haicheng City and Fengchi Refractories Co., of Haicheng City (collectively, Fengchi)	66.27
Rate Applicable to the Remaining Companies Under Review ⁸	24.24

Assessment Rates

Pursuant to 19 CFR 351.212(b), the Department intends to issue appropriate instructions to U.S. Customs and Border Protection (CBP) 15 days after the publication of these final results of review in the **Federal Register**. The Department will instruct CBP to assess countervailing duties on POR entries in the amounts shown above.

Cash Deposit Requirements

The Department also intends to instruct CBP to collect cash deposits of estimated countervailing duties in the amounts shown above for entries of the subject merchandise entered, or withdrawn from warehouse for consumption, on or after the date of publication of these final results in the **Federal Register**. For all non-reviewed firms, we will instruct CBP to continue to collect cash deposits of estimated countervailing duties at the all others rate established in the investigation. Accordingly, the cash deposit rates that will be applied to companies covered by the order, but not examined in this review, are those established in the most recently completed segment of the proceeding for each company. These cash deposit rates shall apply to all non-reviewed companies until a review of a company assigned these rates is requested and completed. These cash deposit requirements, when imposed, shall remain in effect until further notice.

Administrative Protective Order

This notice serves as a reminder to parties subject to administrative protective order (APO) of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3). Timely written notification of return or destruction of APO materials, or conversion to judicial protective order, is hereby requested. Failure to comply with the regulations and the terms of an APO is a sanctionable violation.

These final results are issued and published in accordance with sections 751(a)(1) and 777(i) of the Act.

Dated: October 7, 2014.

Paul Piquado,

Assistant Secretary for Enforcement and Compliance.

Appendix I

List of Issues Discussed in the Decision Memorandum

- I. Summary
- II. Background
- III. Scope of the Order
- IV. Discussion of the Methodology
- V. Discussion of the Issues
 - Comment 1: Whether the Department Should Apply AFA to the Non-Mandatory Respondents
 - Comment 2: Whether the Department Also Should Apply the AFA Rate to the Non-Mandatory Respondents Because the GOC Failed to Respond in this Administrative Review
- VI. Recommendation

Appendix II

List of Remaining Companies Under Review

ANH (Xinyi) Refractories Co. Ltd
 Anyang Rongzhu Silicon Industry Co., Ltd
 Bayuquan Refractories Co., Ltd
 Beijing Tianxing Ceramic Fiber Composite Materials Corp
 Changxing Magnesium Furnace Charge Co., Ltd
 Changxing Wangfa Architectural & Metallurgical Materials Co., Ltd
 Changzong Zhicheng Refractory Material Factory
 China Metallurgical Raw Material Beijing Company
 China Quantai Metallurgical (Beijing) Engineering & Science Co., Ltd
 Cimm Group of China
 CNBM International Corporation
 Dalian Dalmond Trading Co., Ltd
 Dalian F.T.Z. Huaxin International
 Dalian F.T.Z. Maylong Resources Co., Ltd
 Dalian Huayu Refractories International Co., Ltd
 Dalian LST Metallurgy Co., Ltd
 Dalian Masoo International Trading
 Dalian Mayerton Refractories Ltd
 Dalian Morgan Refractories Ltd
 Dashiqiao Bozhong Mineral Products Co., Ltd
 Dashiqiao City Guangcheng Refractory Co., Ltd
 Dashiqiao Jia Sheng Mining Co., Ltd

Dashiqiao RongXing Refractory Material Co., Ltd
 Dashiqiao Sanqiang Refractory Material Co., Ltd
 Dashiqiao Yutong Packing Factory
 Dengfeng Desheng Refractory Co., Ltd
 DFL Minmet Refractories Corp
 Duferco BarInvest SA Beijing Office
 Duferco Ironet Shanghai Representative Office
 Eastern Industries & Trading Co., Ltd
 Fengchi Mining Co., Ltd of Haicheng City
 Fengchi Refractories Corp
 Haicheng City Qunli Mining Co., Ltd
 Haicheng City Xiyang Import & Export Corporation
 Haicheng Donghe Taidi Refractory Co., Ltd
 Haicheng Ruitong Mining Co., Ltd
 Haiyuan Talc Powder Manufacture Factory
 Henan Boma Co. Ltd
 Henan Kingway Chemicals Co., Ltd
 Henan Tagore Refractories Co., Ltd
 Henan Xinmi Changzong Refractories Co., Ltd
 Hebei Qinghe Refractory Group Co. Ltd
 Huailin Refractories (Dashiqiao) Pte. Ltd
 Hualude Hardware Products Co. Ltd
 Jiangsu Sujia Group New Materials Co., Ltd
 Jiangsu Sujia Joint-Stock Co., Ltd
 Jinan Forever Imp. & Exp. Trading Co., Ltd
 Jinan Linquan Imp. & Exp. Co. Ltd
 Jinan Ludong Refractory Co., Ltd
 Kosmokraft Refractory Limited
 Kuehne & Nagel Ltd. Dalian Branch Office
 Lechang City Guangdong Province SongXin Refractories Co., Ltd
 Liaoning Fucheng Refractories Group Co., Ltd
 Liaoning Fucheng Special Refractory Co., Ltd
 Liaoning Jiayi Metals & Minerals Ltd
 Liaoning Jinding Magnesite Group
 Liaoning Mayerton Refractories Co., Ltd
 Liaoning Mineral & Metallurgy Group Co., Ltd
 Liaoning Qunyi Group Refractories Co., Ltd
 Liaoning Qunyi Trade Co., Ltd
 Liaoning RHI Jinding Magnesium Co., Ltd
 LiShuang Refractory Industrial Co., Ltd
 Lithomelt Co., Ltd
 Luheng Refractory Co., Ltd
 Luoyang Refractory Group Co., Ltd
 Mayerton Refractories
 Minsource International Ltd
 Minteq International Inc
 National Minerals Co., Ltd
 North Refractories Co., Ltd
 Orestar Metals & Minerals Co., Ltd
 Oreworld Trade (Tangshan) Co., Ltd
 Puyang Refractories Co., Ltd
 Qingdao Almatiss Co., Ltd. (HQ)
 Qingdao Almatiss Co., Ltd. (Manufacturing)
 Qingdao Almatiss Trading Co., Ltd. (Sales Office)

⁸ See Appendix II.

Qingdao Blueshell Import & Export Corp
 Qingdao Fujing Group Co., Ltd
 Qingdao Huierde International Trade Co., Ltd
 RHI Refractories (Dalian) Co., Ltd
 RHI Refractories Liaoning Co., Ltd
 RHI Trading Shanghai Branch
 RHI Trading (Dalian) Co., Ltd
 Rongyuan Magnesite Co., Ltd. of Dashiqiao City
 Shandong Cambridge International Trade Inc
 Shandong Lunai Kiln Refractories Co., Ltd
 Shandong Refractories Corp
 Shanxi Dajin International (Group) Co., Ltd
 Shanxi Xinrong International Trade Co. Ltd
 Shenyang Yi Xin Sheng Lai Refractory Materials Co., Ltd
 Shinagawa Rongyuan Refractories Co., Ltd
 Sinosteel Corporation
 SMMC Group Co., Ltd
 Tangshan Success Import & Export Trading Co., Ltd
 Tianjin New Century Refractories, Ltd
 Tianjin New World Import & Export Trading Co., Ltd
 Tianjin Weiyuan Refractory Co., Ltd
 Vesuvius Advanced Ceramics (Suzhou) Co. Ltd
 Wonjin Refractories Co., Ltd
 Xiyuan Xingquan Forsterite Co., Ltd
 Yanshi City Guangming High-Tech Refractories Products Co., Ltd
 YHS Minerals Co., Ltd
 Yingkou Bayuquan Refractories Co., Ltd
 Yingkou Dalmond Refractories Co., Ltd
 Yingkou Guangyang Refractories Co., Ltd
 Yingkou Guangyang Refractories Co., Ltd. (YGR)
 Yingkou Heping Samwha Minerals Co., Ltd
 Yingkou Jiahe Refractories Co., Ltd
 Yingkou Jinlong Refractories Group
 Yingkou Kyushu Refractories Co., Ltd
 Yingkou New Century Refractories Ltd
 Yingkou Qinghua Group Imp. & Exp. Co., Ltd
 Yingkou Qinghua Refractories Co., Ltd
 Yingkou Sanhua Refractory Materials Co., Ltd
 Yingkou Tianrun Refractory Co., Ltd
 Yingkou Wonjin Refractory Material Co., Ltd
 Yingkou Yongji Mag Refractory, Ltd
 Yixing Runlong Trade Co., Ltd
 Yixing Xinwei Leeshing Refractory Materials Co., Ltd
 Yixing Zhenqiu Charging Ltd
 Zhejiang Changxing Guangming Special Refractory Material Foundry, Co., Ltd
 Zhejiang Deqing Jinlei Refractory Co., Ltd
 Zhejiang Huzhou Fuzilin Refractory Metals Group Co., Ltd
 Zhengzhou Anec Industrial Co., Ltd
 Zhengzhou Huachen Refractory Co., Ltd
 Zhengzhou Huawei Refractories Co., Ltd
 Zibo Lianzhu Refractory Materials Co., Ltd

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-831]

Fresh Garlic From the People's Republic of China: Final Results of the Semiannual Antidumping Duty New Shipper Review of Jinxiang Merry Vegetable Co., Ltd. and Cangshan Qingshui Vegetable Foods Co., Ltd.; 2012-2013

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

SUMMARY: On May 20, 2014, the Department of Commerce (Department) published its preliminary results of the 2012-2013 semiannual new shipper review of the antidumping duty order on fresh garlic from the People's Republic of China (PRC).¹ This review covers two companies: Jinxiang Merry Vegetable Co., Ltd. (Merry) and Cangshan Qingshui Vegetable Foods Co., Ltd. (Qingshui). We invited interested parties to comment. Based on our analysis of the comments received, we made no changes to the margin calculations for these final results. We continue to find that each of these companies sold subject merchandise at less than normal value.

DATED: *Effective Date:* October 16, 2014.

FOR FURTHER INFORMATION CONTACT: Sean Carey and Hilary E. Sadler, Esq., 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) 482-3964 and (202) 482-4340, respectively.

Background

On May 20, 2014, the Department published the *Preliminary Results* of this new shipper review.² The review covers two new shippers, Merry and Qingshui. The period of review (POR) is November 1, 2012, through April 30, 2013. On June 19, 2014, the respondents requested a hearing and submitted a joint case brief. Petitioners³ did not file a case brief. On June 24, 2014,

¹ See *Fresh Garlic From the People's Republic of China: Preliminary Results of the New Shipper Review of Jinxiang Merry Vegetable Co., Ltd. and Cangshan Qingshui Vegetable Foods Co., Ltd.*, 79 FR 28895 (May 20, 2014) and its accompanying Issues and Decision Memorandum (*Preliminary Results*).

² *Id.*

³ Petitioners in this new shipper review are the Fresh Garlic Producers Association and its individual members: Christopher Ranch L.L.C., The Garlic Company, Valley Garlic, and Vessey and Company, Inc.

petitioners submitted rebuttal comments. On June 30, petitioners submitted timely comments on the calculations of the preliminary results.⁴ On July 23, 2014, the Department extended the deadline for these final results to October 10, 2014, in accordance with section 751(a)(2)(B) of Tariff Act of 1930, as amended (the Act) and 19 CFR 351.214(i)(2).⁵ On September 4, 2014, the Department held a public hearing regarding this review.

Scope of the Order

The products subject to this antidumping duty order are all grades of garlic, whole or separated into constituent cloves, whether or not peeled, fresh, chilled, frozen, provisionally preserved, or packed in water or other neutral substance, but not prepared or preserved by the addition of other ingredients or heat processing. Fresh garlic that are subject to the order are currently classified under the Harmonized Tariff Schedule of the United States (HTSUS) 0703.20.0010, 0703.200020, 0703.20.0090, 0710.80.7060, 0710.80.9750, 0711.90.6000, and 2005.90.9700. Although the HTSUS numbers are provided for convenience and customs purposes, the written product description remains dispositive. A full description of the scope of the order is contained in the Issues and Decision Memorandum dated concurrently with, and hereby adopted by, this notice.⁶

Analysis of Comments Received

All issues raised in the case and rebuttal briefs are addressed in the Issues and Decision Memorandum. A list of the issues that are raised in the briefs and addressed in the Issues and Decision Memorandum is in the appendix of this notice. The Issues and Decision Memorandum is a public

⁴ See Letter from petitioners, "21st New Shipper Review of Fresh Garlic from the People's Republic of China—Petitioners' Comments on Surrogate Value Workbook," dated June 30, 2014.

⁵ See Memorandum to Christian Marsh, Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations from Hilary E. Sadler, Esq., Senior International Trade Compliance Analyst, Office VII, Antidumping and Countervailing Duty Operations, "Fresh Garlic from the People's Republic of China: Extension of Deadline for the Final Results of the Reviews of Cangshan Qingshui Vegetable Foods Co., Ltd. and Jinxiang Merry Vegetable Foods Co., Ltd." dated July 23, 2014.

⁶ See Memorandum from Christian Marsh, Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, to Paul Piquado, Assistant Secretary for Enforcement and Compliance, regarding "Issues and Decision Memorandum for the Final Results of 2011-2012 Antidumping Duty Administrative Review of Fresh Garlic from the People's Republic of China," issued concurrently with this notice (Issues and Decision Memorandum).