

from warehouse, for consumption on or after the April 17, 2017, the date of publication of the *Final Results* of this administrative review, as provided for by section 751(a)(2)(C) of the Act: (1) The cash deposit rates for the companies listed in these amended final results will be equal to the weighted-average dumping margins established in the section "Amended Final Results," above; (2) for merchandise exported by producers or exporters not covered in this review but covered in a prior segment of this proceeding, the cash deposit rate will continue to be the company-specific rate published for the most recently completed segment in which the company was reviewed; (3) if the exporter is not a firm covered in this review or the original less-than-fair-value (LTFV) investigation, but the producer is, the cash deposit rate will be the rate established for the most recently completed segment of this proceeding for the producer of the subject merchandise; and (4) the cash deposit rate for all other producers or exporters will continue to be 5.24 percent,<sup>13</sup> the all-others rate established in the LTFV investigation. These cash deposit requirements, when imposed, shall remain in effect until further notice.

#### Notification to Importers

This notice serves as a final reminder to importers of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during this POR. Failure to comply with this requirement could result in the Department's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of double antidumping duties.

#### Notification to Interested Parties Regarding Administrative Protective Order

This notice also serves as the only 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), which continues to govern business proprietary information in this segment of the proceeding. Timely written notification of the 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 amended final results and notice are issued and published in accordance with sections 751(h) and 777(i) of the Act and 19 CFR 351.224(e).

Dated: July 3, 2017.

**Gary Taverman,**

*Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, performing the non-exclusive functions and duties of the Assistant Secretary for Enforcement and Compliance.*

#### Appendix I—List of Companies Not Individually Examined

A.R. Williams Materials  
 AJU Besteel Co., Ltd.  
 AK Steel  
 BDP International  
 Cantak Corporation  
 Daewoo International Corporation  
 Dong-A Steel Co., Ltd.  
 Dong Yang Steel Pipe  
 Dongbu Incheon Steel  
 Dongbu Steel Co., Ltd.  
 Dongkuk S and C  
 DSEC  
 EEW Korea  
 Erndtebruecker Eisenwerk and Company  
 GS Global  
 H K Steel  
 Hansol Metal  
 HG Tubulars Canada Ltd.  
 Husteel Co., Ltd.  
 Hyundai HYSCO<sup>14</sup>  
 Hyundai HYSCO Co., Ltd.  
 Hyundai Steel Company  
 Hyundai Steel Co., Ltd.  
 ILJIN Steel Corporation  
 Kukbo Logix  
 Kukje Steel  
 Kumkang Industrial Co., Ltd.  
 McJunkin Red Man Tubular  
 NEXTEEL Q&T  
 Nippon Arwwl and Aumikin Vuaan Korea Co., Ltd.  
 Phocenree  
 POSCO Processing and Acy Service  
 Samson  
 Sedae Entertech  
 Steel Canada  
 Steel Flower  
 Steelpia  
 Sung Jin  
 TGS Pipe  
 Toyota Tsusho Corporation  
 UNI Global Logistics  
 Yonghyun Base Materials  
 [FR Doc. 2017-14384 Filed 7-7-17; 8:45 am]  
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<sup>13</sup> See Certain Oil Country Tubular Goods from the Republic of Korea: Notice of Court Decision Not in Harmony With Final Determination, 81 FR 59603 (August 30, 2016).

#### DEPARTMENT OF COMMERCE

##### International Trade Administration

[Docket No.: 161020988-6988-02]

RIN 0625-XC026

#### User Fees for Export and Investment Promotion Services/Events

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

**ACTION:** Notice of implementation of user fees.

**SUMMARY:** The International Trade Administration (ITA) solicited public feedback on its proposal to adjust export and investment promotion user fees in light of an independent cost study which concluded that ITA is not fully covering its costs for providing services under the current fee structure. Federal agencies are directed by Office of Management and Budget (OMB) Circular A-25 to ensure they recoup their costs when providing certain services. ITA provides a wide range of export and investment promotion information and services to U.S. individuals and entities. The services announced here assist U.S. individuals and entities with their exporting needs and help attract foreign direct investment. These services are a subset of ITA activities that involve relatively more intensive time engagements with particular client firms. ITA will continue to provide information and services that are less intensive and/or benefit the general public without charge. In response to public feedback, amendments have been made to the proposed adjusted user fees. As part of this announcement, ITA announces the final user fees schedule and revised standards related to company size for determining the fees to be charged.

**DATES:** The user fees schedule will be effective on October 1, 2017.

**FOR FURTHER INFORMATION CONTACT:** Ms. Aditi Palli, International Trade Administration, Office of Strategic Planning, 1400 Constitution Avenue NW., Rm. 21022, Washington, DC 20230, Phone: (202) 482-2025.

#### SUPPLEMENTARY INFORMATION:

##### Background

OMB Circular A-25 requires the recovery of an appropriate share of the full cost through user fees for goods and services provided to recipients of benefits beyond those accruing to the general public. Specifically, section 6 of Circular A-25 states that "when a service (or privilege) provides special benefits to an identifiable recipient

<sup>14</sup> On September 21, 2016, the Department published the final results of a changed circumstances review with respect to OCTG from Korea, finding that Hyundai Steel is the successor-in-interest to Hyundai HYSCO for purposes of determining antidumping duty cash deposits and liabilities. See *Notice of Final Results of Antidumping Duty Changed Circumstances Review: Oil Country Tubular Goods from the Republic of Korea*, 81 FR 64873 (September 21, 2016). Hyundai Steel Company is also known as Hyundai Steel Corporation and Hyundai Steel Co. Ltd.

beyond those that accrue to the general public, a charge will be imposed (to recover the full cost to the Federal Government for providing the special benefit, or the market price)." A "user fee" is the amount paid by a recipient of a special benefit beyond those benefits accruing to the general public. A "special benefit" may accrue and a user fee be imposed when a government service: (a) enables the beneficiary to obtain more immediate or substantial gains or values than those that accrue to the general public; (b) is performed at the request or for the convenience of the recipient, and is beyond the services regularly received by members of the same industry or group or by the general public; or (c) provides business stability or contributes to public confidence in the business activity of the beneficiary. For a summary of the export and investment promotion services pricing determination and business size standards, please refer to **Federal Register** notice 81 FR 93660.

#### **Amendments to Original User Fee Proposal in Response to Public Comments**

ITA solicited public comment on the proposed revisions to the user fees during a 30-day period from December 21, 2016 to January 21, 2017. Almost 100 comments were received in response to the proposal. The individual comments can be viewed on the Federal eRulemaking Portal:

[www.Regulations.gov](http://www.Regulations.gov). The identification number is ITA-2016-0012. All comments received during this time were reviewed and considered with respect to the final user fee schedule. A summary of the comments is provided below:

#### *Comments that generally support ITA's export and investment promotion services:*

- Government programs and export assistance are important as competitor nations offer similar trade programs and assistance to their domestic companies. ITA provides invaluable assistance to small and medium size enterprises (SMEs), allowing them to access a network of foreign markets, generate export sales, and gain a competitive edge in the international marketplace, which they could not otherwise do on their own.

- The current fees for services are affordable.

*Response:* ITA appreciates the support for its export and investment promotion services and is continuing to offer and enhance the menu of services.

*General opposition to price increases based on the following reasons:*

- Respondents indicated that fees should not be charged at all for government benefits and services. In the international marketplace, U.S. companies face competition from foreign companies who receive comparable services from their governments for little to no fee. Some expressed that the Government should increase appropriated funds and not charge businesses fees.

*Response:* Federal regulation requires user fees for ITA's export and investment promotion services. Per OMB Circular A-25, fees must be assessed to cover the cost for government services that convey special benefits to recipients beyond those accrued to the general public. Therefore, services provided by ITA beyond general counseling and publicly available information are considered to be special benefits and therefore subject to this federal rule.

#### *• Small business opposition to price increases:*

- Small companies already encounter a variety of barriers when exporting.
- Could discourage small businesses from using investment and promotion services.

*Response:* ITA has minimized the fee increases for small and medium-sized enterprises. ITA has conducted survey research and focus groups in order to set the fees for SMEs based on their level of price sensitivity in order to minimize the impact on their usage of export promotion and investment services. As a result, the percentage increase in fees to be charged SMEs for such services is below the percentage increase in ITA's costs to deliver the service. For example, the cost to deliver a Gold Key Service for large entities increased by 48% since 2007 (\$3,400 versus \$2,300) whereas the fee set for small companies in 2007 is proposed to increase by 36% (\$950 versus \$700).

#### *• Small businesses generally disagree with the increased cost of the International Company Profile (ICP) and Gold Key Service (GKS).*

*Response:* ITA has introduced new services to help reduce the costs for SMEs. Many companies utilize the Gold Key Service and other services that involve international travel as a means of exploring the potential of a foreign market. To minimize the expense of traveling for this purpose, ITA's recently launched Initial Market Check service enables a company to explore their market potential without incurring the travel expenses. As a result, companies can minimize their travel expenditures by only pursuing those markets that have significant potential for their products/services. In addition, ITA is

introducing a new service called the International Company Profile (ICP) Partial. The ICP Partial allows companies to opt for a less in-depth background check on a foreign company, and is proposed at a fee that is significantly lower than the full ICP. This will enable companies to access less in-depth information on a potential foreign business partner at a lower cost. The IMC and ICP Partial enable U.S. companies, particularly SMEs, to access market intelligence at a lower cost.

*A few respondents support increased fees based on the following reasons:*

- The value of the services is worth the cost as it yields successful outcomes.
- Only if the fees are used for promoting trade and specifically supporting staffing and resources.
- Only if the increase in fees improves the quality and timeliness of services.
- Moderate increases are acceptable as the current fees do not reflect inflation over the past several years.
- Moderate increases are acceptable as the current fees are quite reasonable.

*Response:* ITA appreciates the feedback and will continue to provide quality services with reasonable fees.

In response to received feedback and to ensure SME usage of services, the following changes were made to the original proposal:

- Reduced the fee for the Initial Market Check for SMEs (from \$450 to \$350 for small companies and from \$1,000 to \$900 for medium companies) to ensure affordability of pursuing a foreign market. This reduction is in compliance with the annual waiver provided by OMB that allows ITA an exemption from charging SMEs the fully allocated cost in order to ensure accessibility of services.

- Introduced annual renewal fees, lower than the initial fees, for the Business Service Provider and Featured U.S. Exporter services in light of the reduced level of effort required to deliver the service after a company's initial enrollment.

#### **User Fee Schedule**

The ITA offers export and investment promotion services to U.S. businesses that consist of Standardized Fee Services and Customized Fee Services. For each of these services, fees are collected according to the User Fee Schedule that is made available on the <http://2016.export.gov/csuserfees/> Web site and agency publications. The "Standardized Fee Services" listed in the User Fee Schedule are services that are performed in the same general manner by all field units. Other

“Customized Services,” not shown in the user fee schedule, entail substantive variation of the scope of work with fees based on the level of effort required and direct costs incurred. As part of its revisions to the user fee schedule, ITA turns more Customized Fee Services into Standardized Fee Services to improve the consistency and clarity of fees to be charged.

ITA is also modifying the user fees for both Standardized Fee Services and Customized Fee Services. The final User Fee Schedule provided below lists each standardized fee service. To determine the large company fee for any service, a flat hourly rate of \$46 for locally employed staff, \$150 for commercial officers and \$80 for U.S.-based staff is multiplied by the estimated workload hours for each employee type. To determine the fees for a small business and medium-sized business, price sensitivity survey results were analyzed to determine the discount to be applied. Direct costs, such as transportation or an interpreter, will be discussed with the client and assessed in addition to the user fee. For Customized Fee Services, the estimated workload hours will vary, but the user fee is calculated based on the weighted average hourly rate of \$90 per hour for large companies, \$70 per hour for medium-sized enterprises, and \$30 per hour for small businesses. The services included in this schedule are described below.

**1. Business Service Provider:** A listing of U.S. and foreign business service providers that offer export/investment assistance; such as consultants, lawyers, freight forwarders, etc. The fee is paid for by the business service provider to be listed on ITA Web sites.

**2. Certified Trade/Investment Mission:** Provides a group of U.S. companies or economic development organizations with a market briefing, networking reception and Gold Key Service (see description below) in-country as part of a mission organized by an economic development organization or CS office/team. The fees for these missions are separate from Department of Commerce Executive-led Missions, which are organized by Industry and Analysis/Trade Promotion Programs.

**3. Featured U.S. Exporter:** Provides U.S. companies with an opportunity to enhance their international marketing efforts through improved search engine optimization via .gov link-backs to their company's Web site. The service entails listing their goods/services overseas on a trusted U.S. government Web site with a brief description and contact information.

**4. Gold Key Service:** Provides U.S. companies with matchmaking

appointments with up to five interested partners in a foreign market. The service includes identification and outreach to potential matching firms, sending client's information to identified matching firms, preparing a profile of interested firms, and providing a report with the profile and contact information for interested firms.

**5. Initial Market Check:** Provides U.S. firms with a report containing information needed to evaluate the potential of their product or service offering in a specific target market, including a snapshot of the market potential of the product/service; feedback from up to five local contacts on their level of interest in the product/service; and analysis and recommendations for next steps.

**6. International Company Profile—Full Report:** Provides U.S. companies and economic development organizations with a comprehensive background report on a specific foreign company, including information on company size, sales data, business activities, corporate structure, shareholders and directors, references, financial data creditworthiness and market outlook; site visit and interviews with principals; information sources consulted in preparing the report; and analysis of information collected.

**7. International Company Profile—Partial Report:** Provides U.S. companies and economic development organizations with a partial background report on a specific foreign company, including information on company size, sales data, business activities, references, corporate structure, and shareholders/directors; information sources consulted in preparing the report; and brief analysis of information collected.

**8. International Partner Search:** Provides U.S. companies with a list of up to five partners/distributors that have expressed an interest in the client's goods/services. The service includes identification and outreach to potential matching firms, sending client's information to identified matching firms, preparing a profile of interested firms, and providing a report with the profile and contact information for interested firms.

**9. International Partner Search + Virtual Introductions:** Provides the same as above, but also includes virtual introductions via conference calls with up to five of the contacts identified.

**10. Other Customized Services/Events:** Includes all other services/events not listed.

**11. Single Company or Location Promotion:** Provides a U.S. firm or locality with a promotional event (such

as a technical seminar, press conference, luncheon, dinner, cocktail reception, etc.) to help increase awareness of their locality or existing/new products/services in a specific market, including organizing the event logistics/venue; conducting a targeted direct mail or email campaigns; managing the promotional campaign and event-related logistics; providing logistical and promotional support on-site during the event; and providing a post-event debriefing to discuss next steps.

**12. Trade Show Representation:** Provides U.S. companies and economic development organizations with the ability to increase their marketing exposure at a trade show when they are unable to attend in-person. The service entails conducting pre-trade show promotions via Internet/social media/email campaign, representing the client at the trade show, displaying the client's promotional materials at the trade show, conducting outreach to foreign buyers/distributors in attendance at the trade show, and providing contact information for each overseas company that expressed interest in the client's products/services at the trade show.

**13. Verified Contact List:** Provides U.S. firms with a basic contact list of up to five to 10 agents, distributors and partners in a foreign market. The information included in the contact list will have been reviewed and verified for accuracy only and no information will be provided on the level of interest in the client's products/services.

**14. Webinar:** Provides U.S. firms and economic development organizations with export knowledge and/or market intelligence from experts located around the globe via an online webinar. The webinars are archived on export.gov.

**15. Web Site Globalization:** provides U.S. companies with services to enhance the strength of their Web site for attracting foreign partners/business.

## User Fee Discounts

The revised user fee schedule eliminates the SME incentive program, which offered an additional discount for first-time users of services. As part of the revised pricing, small businesses, economic development organizations and non-profit education institutions will benefit from an average approximate ~70 percent discount and medium-sized enterprises are provided an average approximate 30 percent discount.

The final user fee schedule for export and investment promotion services are listed below.

## USER FEE SCHEDULE FOR EXPORT PROMOTION SERVICES

Service/Event	Fee <sup>1</sup>		
	Small <sup>2</sup>	Medium	Large <sup>3</sup>
Business Service Provider .....	\$150 ..... + \$50 for translation if needed ..... Annual renewal: \$75 .....	\$250 ..... + \$50 for translation if needed ..... Annual renewal: \$125 .....	\$350. + \$50 for translation if needed. Annual renewal: \$175.
Certified Trade Mission (Market briefing and/or networking reception and/or Gold Key Service—GKS).	Full Package: \$1,200 ..... Networking Reception and GKS: \$1,100. Market Briefing and GKS: \$1,000 Market Briefing and Networking Reception: \$250. + any direct costs .....	Full Package: \$2,800 ..... Networking Reception and GKS: \$2,700. Market Briefing and GKS: \$2,400 Market Briefing and Networking Reception: \$500. + any direct costs .....	Full Package: \$4,000. Networking Reception and GKS: \$3,900. Market Briefing and GKS: \$3,500. Market Briefing and Networking Reception: \$600. + any direct costs.
Featured U.S. Exporter listing (5 markets).	\$150 ..... + \$50 for translation if needed ..... Annual renewal: \$75 .....	\$350 ..... + \$50 for translation if needed ..... Annual renewal: \$175 .....	\$500. + \$50 for translation if needed. Annual renewal: \$250.
Gold Key Service .....	\$950 ..... + \$350 for 2nd day .....	\$2,300 ..... + \$1,000 for 2nd day .....	\$3,400. + \$1,200 for 2nd day.
Initial Market Check .....	\$350 .....	\$900 .....	\$1,300.
International Company Profile—Full.	\$700 .....	\$1,200 .....	\$2,000.
International Company Profile—Partial.	\$350 .....	\$850 .....	\$1,100.
International Partner Search .....	\$750 .....	\$1,400 .....	\$2,800.
International Partner Search + Virtual Introductions.	\$900 .....	\$1,750 .....	\$3,250.
Other Customized Services and Events.	\$30 per staff hour ..... + any direct costs .....	\$70 per staff hour ..... + any direct costs .....	\$90 per staff hour. + any direct costs.
Single Company Promotion .....	20 to 40 hours of staff time: \$800 40 to 80 hours of staff time: \$1,500. 80 to 110 hours of staff time: \$2,000. + any direct costs .....	20 to 40 hours of staff time: \$1,800. 40 to 80 hours of staff time: \$2,000. 80 to 110 hours of staff time: \$4,800. + any direct costs .....	20 to 40 hours of staff time: \$2,600. 40 to 80 hours of staff time: \$4,500. 80 to 110 hours of staff time: \$6,300. + any direct costs.
Trade Show Representation .....	\$400 .....	\$950 .....	\$1,350.
Verified Contact List .....	\$150 .....	\$350 .....	\$450.
Webinar .....	\$25 per webinar hour .....	\$25 per webinar hour .....	\$25 per webinar hour.
Website Globalization .....	\$100 .....	\$300 .....	\$400.

<sup>1</sup> Other direct costs not included in the service description must be assumed by the client. Types of other direct costs include translation, transportation, use of contractors, venue rental, catering, etc.

<sup>2</sup> Fees listed also apply to Economic Development Organizations and Non-profit Educational Institutions.

<sup>3</sup> Fees listed also apply to Foreign Companies, regardless of their size, that use ITA services, particularly the Business Service Provider listing, to promote themselves to U.S. exporters.

## USER FEE SCHEDULE FOR INVESTMENT PROMOTION SERVICES

Service	Fee for Economic Development Organizations <sup>4</sup>
Certified Investment Mission (Market briefing, networking reception and Gold Key Service).	Full Package: \$1,200. + any direct costs.
Gold Key Service .....	\$950. + \$350 for 2nd day.
International Company Profile—Full .....	\$700.
International Company Profile—Partial .....	\$350.
Other Customized Services/Events .....	\$30 per staff hour. + any direct costs.
Single Location Promotion .....	20–40 hours of staff time: \$800. 40–80 hours of staff time: \$1,500. 80–110 hours of staff time: \$2,000. + any direct costs.

<sup>4</sup> Other direct costs not included in the service description must be covered by the client in the form of additional user fees. Types of other direct costs include translation, transportation, use of contractors, venue rental, catering, etc.

## Notes:

- Business Service Provider:  
Individual category fee. To be listed in more than one category, there is an additional fee per category of \$30 for small businesses, \$50 for medium-sized

enterprises and \$70 for large companies. The annual renewal fee is \$75 for small businesses, \$125 for medium-sized enterprises and \$175 for large companies.

- Certified Trade Mission: The fee is assessed on a per Post/city basis. Applicants will be charged a fee for an Initial Market Check if staff is uncertain about their market potential. The fee paid by the applicant is then applied to

their Certified Trade Mission fee if they participate in the mission.

- Featured U.S. Exporter: Listings are typically provided for up to 5 markets. However, they an additional individual market can be provided for \$30 for small businesses, \$50 for medium-sized enterprises and \$70 for large companies. The annual renewal fee is \$75 for small businesses, \$175 for medium-sized enterprises and \$250 for large companies.

- Initial Market Check: Is a required precursor for more time intensive services if staff is uncertain about a client's market potential. Fees paid for the Initial Market Check will then be applied to any follow-on service if the results are positive. The fee is assessed on a per country basis.

- International Company Profile—Partial: Does not include a site visit.
- Webinars will be archived and made available to the general public, so the requirement to recover ITA's costs does not apply; however, a minimal fee is required to help ensure the suitability of participants and cover the cost of any special benefit that may derive from attending in real-time, such as question and answer opportunities. Uniform pricing is listed because the enforcement of pricing by size standards for each registrant creates an administrative burden. Some webinars will be provided at no charge when the purpose is primarily to promote ITA or other United States Government events, activities, etc.

#### Determining the Cost of Performing Each Service

The cost of service methodology developed by ITA was designed to bring the organization closer to full cost recovery guidance set forth in OMB Circular A-25. To set user fees that are "self-sustaining," ITA had to determine the true cost of providing various export and investment promotion services.

Federal Accounting Standards permit ITA to use an activity-based costing model to determine the true cost of services listed in the proposed User Fee Schedule. The activities were defined in accordance with the list of services offered by ITA, including both standard and customized services.

As part of the cost of service study, ITA conducted a workload survey to obtain a more accurate estimate of the true cost for delivery of specific services. The workload survey was designed and distributed to all ITA international and domestic field units. The data submitted by various field units was then aggregated to determine the global average of workload for each standard or customized service. Using

FY2015 ITA budget data, fringe benefits and non-labor related costs (e.g., materials, supplies, rent, utilities, and equipment) were prorated to determine the burdening rate that was to be added to the hourly rate. This resulted in an hourly rate that accounts for all applicable labor and non-labor costs specifically related to the delivery of services, which is consistent with federal accounting standards.

#### Conclusion

Based on the information provided above, ITA believes its fee schedules are consistent with both the mission to promote "exports of goods and services from the United States, particularly by small businesses and medium-sized businesses," and the objective of OMB Circular A-25 to "promote efficient allocation of the nation's resources by establishing charges for special benefits provided to the recipient that are at least as great as the cost to the U.S. Government of providing the special benefits." Public comments were reviewed, and addressed through amendments to the original proposal and are reflected in the current fee schedule. ITA will reassess the fee schedule after the first year of implementation and, in accordance with OMB Circular A-25, at least every two years thereafter.

Dated: June 28, 2017.

**Stephanie Smedile,**

*Acting Director, Office of Strategic Planning,  
International Trade Administration.*

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#### DEPARTMENT OF COMMERCE

##### International Trade Administration

[A-570-831]

#### Fresh Garlic From the People's Republic of China: Initiation of Semiannual Antidumping Duty New Shipper Review; 2016–2017

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

**SUMMARY:** On May 19, 2017, the Department received a timely request for a semiannual new shipper review (NSR) from Qingdao Doo Won Foods Co., Ltd. (Doo Won). The Department of Commerce (Department) has determined that the request for a NSR of the antidumping duty order on Fresh Garlic from the People's Republic of China (PRC) meets the statutory and regulatory requirements for initiation. The period

of review (POR) is November 1, 2016, through April 30, 2017.

**DATES:** Effective July 10, 2017.

**FOR FURTHER INFORMATION CONTACT:**

Alexander Cipolla, 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) 482-4956.

**SUPPLEMENTARY INFORMATION:**

#### Background

The Department published the antidumping duty order on fresh garlic from the PRC in the **Federal Register** on November 16, 1994.<sup>1</sup> On May 19, 2017, the Department received a timely request for a NSR from Doo Won.<sup>2</sup> Doo Won certified that it is the exporter and producer of the fresh garlic upon which the request for a NSR is based. Pursuant to section 751(a)(2)(B)(i)(I) of the Act and 19 CFR 351.214(b)(2)(i), Doo Won certified that it did not export fresh garlic for sale to the United States during the period of investigation (POI).<sup>3</sup> Moreover, pursuant to section 751(a)(2)(B)(i)(II) of the Act and 19 CFR 351.214(b)(2)(iii)(A), Doo Won certified that, since the investigation was initiated, it never has been affiliated with any exporter or producer who exported the subject merchandise to the United States during the POI, including those not individually examined during the investigation.<sup>4</sup> Further, as required by 19 CFR 351.214(b)(2)(iii)(B), it certified that its export activities are not controlled by the central government of the PRC.<sup>5</sup> Doo Won also certified it had no subsequent shipments of subject merchandise.<sup>6</sup>

In addition to the certifications described above, pursuant to 19 CFR 351.214(b)(2)(iv), Doo Won submitted documentation establishing the following: (1) The date of its first sale to an unaffiliated customer in the United States; (2) the date on which the fresh garlic was first entered; and (3) the volume of that shipment.<sup>7</sup>

The Department queried the database of U.S. Customs and Border Protection (CBP) in an attempt to confirm that the shipment reported by Doo Won had entered the United States for

<sup>1</sup> See Antidumping Duty Order: Fresh Garlic from the People's Republic of China, 59 FR 59209 (November 16, 1994).

<sup>2</sup> See Doo Won's Letter, "Fresh garlic from the People's Republic of China: Request for New-Supplier Review," (November 30, 2016).

<sup>3</sup> *Id.* at Attachment 1.

<sup>4</sup> *Id.*

<sup>5</sup> *Id.*

<sup>6</sup> *Id.* at 2.

<sup>7</sup> *Id.* at Attachment 2.