Scope of the Order

The product covered by these orders is citric acid from Belgium, Colombia, and Thailand. For a complete description of the scope of these orders, see the Appendix to this notice.

Antidumping Duty Orders

In accordance with sections 735(b)(1)(A)(i) and 735(d) of the Act, the ITC notified Commerce of its final determination in these investigations that an industry in the United States is materially injured by reason of imports of citric acid from Belgium, Colombia, and Thailand.4 The ITC also notified Commerce of its determination that critical circumstances do not exist with respect to imports of citric acid from Thailand subject to Commerce’s critical circumstances finding.5 Therefore, in accordance with section 735(c)(2) of the Act, Commerce is issuing these AD orders. Because the ITC determined that imports of citric acid from Belgium, Colombia, and Thailand are materially injuring a U.S. industry, unliquidated entries of such merchandise from Belgium, Colombia, and Thailand, entered or withdrawn from warehouse for consumption, are subject to the assessment of antidumping duties. Therefore, in accordance with section 736(a)(1) of the Act, Commerce will direct U.S. Customs and Border Protection (CBP) to assess, upon further instruction by Commerce, antidumping duties equal to the amount by which the normal value of the merchandise exceeds the export price (or constructed export price) of the merchandise, for all relevant entries of citric acid from Belgium, Colombia, and Thailand. Antidumping duties will be assessed on unliquidated entries of citric acid from Belgium, Colombia, and Thailand entered, or withdrawn from warehouse for consumption, on or after January 8, 2018, the date on which Commerce published its preliminary determinations in the Federal Register.6

Continuation of Suspension of Liquidation

In accordance with section 735(c)(1)(B) of the Act, Commerce will instruct CBP to continue to suspend liquidation of all relevant entries of citric acid from Belgium, Colombia, and Thailand. These instructions suspending liquidation will remain in effect until further notice.

Commerce will also instruct CBP to require cash deposits for estimated antidumping duties equal to the estimated cash deposit rates indicated below. Accordingly, effective the date of publication of the ITC’s final affirmative injury determination, CBP will require, at the same time as importers would normally deposit estimated duties on the subject merchandise, a cash deposit equal to the cash deposit rates listed below. The relevant all-others rates apply to producers or exporters not specifically listed, as appropriate.

Critical Circumstances

With regard to the ITC’s negative critical circumstances determination regarding imports of citric acid from Thailand, Commerce will instruct CBP to lift suspension and refund any cash deposits made to secure payment of estimated antidumping duties on subject merchandise entered, or withdrawn from warehouse, for consumption on or after October 10, 2017, (i.e., 90 days prior to the date of publication of the Thailand preliminary determination), but before January 8, 2018, (i.e., the date of publication of the Thailand preliminary determination).

Estimated Weighted-Average Dumping Margins

The estimated weighted-average AD margins and cash deposit rates are as follows:

<table>
<thead>
<tr>
<th>Country—Exporter/Producer</th>
<th>Estimated Weighted-Average AD Margin (percent)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Belgium—exporter/producer</td>
<td></td>
</tr>
<tr>
<td>S.A. Citrique Belge N.V</td>
<td>19.30%</td>
</tr>
<tr>
<td>All Others</td>
<td>19.30%</td>
</tr>
<tr>
<td>Colombia—exporter/producer</td>
<td></td>
</tr>
<tr>
<td>Sucroal S.A</td>
<td>28.48%</td>
</tr>
<tr>
<td>All Others</td>
<td>28.48%</td>
</tr>
</tbody>
</table>

Notification to Interested Parties

This notice constitutes the AD orders with respect to citric acid from Belgium, Colombia, and Thailand, pursuant to section 736(a) of the Act. Interested parties can find a list of AD orders currently in effect at http://enforcement.trade.gov/stats/iastats1.html.

These orders are issued and published in accordance with section 736(a) of the Act and 19 CFR 351.21(b).

Dated: July 19, 2018.

Gary Taeverman,
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—Scope of the Orders

The merchandise covered by the scope of the Orders includes all grades and granulation sizes of citric acid, sodium citrate, and potassium citrate in their unblended forms, whether dry or in solution, and regardless of packaging type. The scope also includes blends of citric acid, sodium citrate, and potassium citrate; as well as blends with other ingredients, such as sugar, where the unblended form(s) of citric acid, sodium citrate, and potassium citrate constitute 40 percent or more, by weight, of the blend.

The scope also includes all forms of crude calcium citrate, including dicalcium citrate monohydrate, and tricalcium citrate tetrahydrate, which are intermediate products in the production of citric acid, sodium citrate, and potassium citrate. The scope includes the hydrous and anhydrous forms of citric acid, the dihydrate and anhydrous forms of sodium citrate, otherwise known as citric acid sodium salt, and the monohydrate and monopotassium forms of potassium citrate. Sodium citrate also includes both trisodium citrate and monosodium citrate which are also known as citric acid trisodium salt and citric acid monosodium salt, respectively.

The scope does not include calcium citrate that satisfies the standards set forth in the United States Pharmacopeia and has been mixed with a functional excipient, such as dextrose or starch, where the excipient constitutes at least 2 percent, by weight, of the product.

Citric acid and sodium citrate are classifiable under 2918.14.0000 and 2918.15.1000 of the Harmonized Tariff Schedule of the United States.

Notes:
4 See Notification of ITC Final Determination.
5 Id.
Export Trade Certificate of Review

APPLICATION NO. 84–29A12

[Application No. 84–29A12]

Export Trade Certificate of Review


SUMMARY: The Secretary of Commerce, through the International Trade Administration, Office of Trade and Economic Analysis ("OTEA"), has received an application for an amended Export Trade Certificate of Review ("Certificate") from Northwest Fruit Exporters. This notice summarizes the proposed amendment and seeks public comments on whether the amended Certificate should be issued.

FOR FURTHER INFORMATION CONTACT: Joseph Flynn, Director, Office of Trade and Economic Analysis, International Trade Administration, by telephone at (202) 482–5131 (this is not a toll-free number) or email at etca@trade.gov.

SUPPLEMENTARY INFORMATION: Title III of the Export Trading Company Act of 1982 (15 U.S.C. 4001–21) authorizes the Secretary of Commerce to issue Export Trade Certificates of Review. An Export Trade Certificate of Review protects the holder and the members identified in the Certificate from State and Federal government antitrust actions and from private treble damage antitrust actions for the export conduct specified in the Certificate and carried out in compliance with its terms and conditions. Section 302(b)(1) of the Export Trading Company Act of 1982 and 15 CFR 325.6(a) require the Secretary to publish a notice in the Federal Register identifying the applicant and summarizing its proposed export conduct.

REQUEST FOR PUBLIC COMMENTS

Interested parties may submit written comments relevant to the determination whether an amended Certificate should be issued. If the comments include any privileged or confidential business information, it must be clearly marked and a nonconfidential version of the comments (identified as such) should be included. Any comments not marked as privileged or confidential business information will be deemed to be nonconfidential.

An original and five (5) copies, plus two (2) copies of the nonconfidential version, should be submitted no later than 20 days after the date of this notice to: Office of Trade and Economic Analysis, International Trade Administration, U.S. Department of Commerce, Room 21028, Washington, DC 20230.

Information submitted by any person is exempt from disclosure under the Freedom of Information Act (5 U.S.C. 552). However, nonconfidential versions of the comments will be made available to the applicant if necessary for determining whether or not to issue the amended Certificate. Comments should refer to this application as “Export Trade Certificate of Review, application number 84–29A12.”

A summary of the current application follows.

Summary of the Application

Applicant: Northwest Fruit Exporters, 105 South 18th Street, Suite 227, Yakima, WA 98901.

Contact: Fred Scarlett, Manager, (509) 576–8004.


Proposed Amendment: Northwest Fruit Exporters seeks to amend its Certificate as follows:

1. Add the following companies as new Members of the Certificate within the meaning of section 325.2(l) of the Regulations (15 CFR 325.2(l)):
   - Pine Canyon Growers LLC, Orondo, WA
   - WP Packing LLC, Wapato, WA

2. Delete the following companies as Members of the Certificate:
   - Columbia Fruit Packers/Airport Division, Wenatchee, WA
   - Phillippi Fruit Company, Inc., Wenatchee, WA
   - Western Traders LLC, E. Wenatchee, WA

3. Change the name of the following Members of the Certificate:
   - Columbia Marketing International Corp., Wenatchee, WA, is now named CMI Orchards LLC, Wenatchee, WA
   - Pride Packing Company, Wapato, WA, is now named Pride Packing Company LLC, Wapato, WA
   - Bowlus Packing Co., Inc., Yakima, WA, is now named HoneyBear Growers, Odell, OR
   - HoneyBear Growers, Inc., Brewster, WA, is now named HoneyBear Growers LLC, Brewster, WA
   - Honey Bear Fruit Co., LLC, Wenatchee, WA, is now named Honey Bear Fruit Co LLC, Wenatchee, WA
   - L&M Companies, Union Gap, WA, is now named L & M Companies, Union Gap, WA
   - Polehn Farm’s Inc., The Dalles, OR, is now named to Polehn Farms, Inc., The Dalles, OR
   - Valicoff Fruit Co., Inc., Wapato, WA, is now named to Valicoff Fruit Company Inc., Wapato, WA

Northwest Fruit Exporter’s proposed amendment of its Export Trade Certificate of Review would result in the following Membership list:

1. Allan Bros., Naches, WA
2. AltaFresh L.L.C. dba Chelan Fresh Marketing, Chelan, WA
3. Apple House Warehouse & Storage, Inc., Brewster, WA
4. Apple King, L.L.C., Yakima, WA
5. Auvil Fruit Co., Inc., Orondo, WA
7. Blue Bird, Inc., Peshastin, WA
8. Blue Star Growers, Inc., Cashmere, WA
9. Borton & Sons, Inc., Yakima, WA
10. Brewster Heights Packing & Orchards, LP, Brewster, WA
11. Broetje Orchards LLC, Prescott, WA
12. C.M. Holtzinger Fruit Co., Inc., Yakima, WA
13. Chelan Fruit Cooperative, Chelan, WA
14. Chiaravina, Inc. dba Columbia Reach Pack, Yakima, WA
15. CMI Orchards LLC, Wenatchee, WA
16. Columbia Fruit Packers, Inc., Wenatchee, WA
17. Columbia Valley Fruit, L.L.C., Yakima, WA
18. Congdon Packing Co. L.L.C., Yakima, WA
19. Conrad & Adams Fruit L.L.C., Grandview, WA
20. Cowiche Growers, Inc., Cowiche, WA
21. CPC International Apple Company, Tieton, WA
22. Crane & Crane, Inc., Brewster, WA
23. Custom Apple Packers, Inc., Quincy and Wenatchee, WA
24. Diamond Fruit Growers, Inc., Odell, OR
25. Domex Superfresh Growers LLC, Yakima, WA
27. Doveg Export Company, Wenatchee, WA
28. Duckwall Fruit, Odell, OR
29. E. Brown & Sons, Inc., Milton-Freewater, OR
30. Evans Fruit Co., Inc., Yakima, WA
31. E.W. Brandt & Sons, Inc., Parker, WA
32. Frosty Packing Co., LLC, Yakima, WA
33. G & G Orchard Co., Inc., Yakima, WA
34. Gilbert Orchard Co., Yakima, WA
35. Hansen Fruit & Cold Storage Co., Inc., Yakima, WA
36. Henggeler Packing Co., Inc., Fruitland, ID
37. Highland Fruit Growers, Inc., Yakima, WA
38. CMI Orchards LLC, Wenatchee, WA
39. Nested Valley Fruit Co., Inc., Wenatchee, WA
40. Henggeler Packing Co., Inc., Yakima, WA
41. Western Traders LLC, E. Wenatchee, WA
42. HoneyBear Growers, Odell, OR