

Commerce's procedures for the conduct of Sunset Review are set forth in 19 CFR 351.218. The *Notice of Initiation of Five-Year (Sunset) Review* provides further information regarding what is required of all parties to participate in Sunset Review.

Pursuant to 19 CFR 351.103(c), Commerce will maintain and make available a service list for these proceedings. To facilitate the timely preparation of the service list(s), it is requested that those seeking recognition as interested parties to a proceeding contact Commerce in writing within 10 days of the publication of the Notice of Initiation.

Please note that if Commerce receives a Notice of Intent to Participate from a member of the domestic industry within 15 days of the date of initiation, the review will continue.

Thereafter, any interested party wishing to participate in the Sunset Review must provide substantive comments in response to the notice of initiation no later than 30 days after the date of initiation.

This notice is not required by statute but is published as a service to the international trading community.

Dated: April 22, 2019.

**James Maeder,**

*Associate Deputy Assistant Director for Antidumping and Countervailing Duty Operations performing the duties of Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

[FR Doc. 2019-08823 Filed 4-30-19; 8:45 am]

**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-533-883]

#### Glycine From India: Final Determination of Sales at Less Than Fair Value

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

**SUMMARY:** The Department of Commerce (Commerce) determines that glycine from India is being, or is likely to be, sold in the United States at less than fair value (LTFV) during the period of investigation (POI) January 1, 2017, through December 31, 2017.

**DATES:** Applicable May 1, 2019.

**FOR FURTHER INFORMATION CONTACT:** Edythe Artman or Kent Boydston, AD/CVD Operations, Office VI, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue

NW, Washington, DC 20230; telephone: (202) 482-3931 or (202) 482-5649, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Background

On October 31, 2018, Commerce published in the *Federal Register* the *Preliminary Determination of Sales at LTFV of glycine from India*.<sup>1</sup> A summary of the events that occurred since Commerce published the *Preliminary Determination*, as well as a full discussion of the issues raised by parties for this final determination, may be found in the Issues and Decision Memorandum.<sup>2</sup>

Commerce exercised its discretion to toll all deadlines affected by the partial federal government closure from December 22, 2018, through the resumption of operations on January 29, 2019.<sup>3</sup> If the new deadline falls on a non-business day, in accordance with Commerce's practice, the deadline will become the next business day. Accordingly, the revised deadline for the final determination of this investigation is now April 24, 2019.

##### Period of Investigation

The POI is January 1, 2017, through December 31, 2017.

##### Scope of the Investigation

The product covered by this investigation is glycine from India. For a complete description of the scope of this investigation, see Appendix I.

##### Scope Comments

We invited parties to comment on Commerce's Preliminary Scope Decision Memorandum.<sup>4</sup> Commerce has reviewed the briefs submitted by interested parties, considered the arguments therein, and has made no changes to the scope of the investigation. For further discussion, see

<sup>1</sup> See *Glycine from India: Preliminary Affirmative Determination of Sales at Less Than Fair Value, Postponement of Final Determination, and Extension of Provisional Measures*, 83 FR 54713 (October 31, 2018) (*Preliminary Determination*) and accompanying Preliminary Decision Memorandum.

<sup>2</sup> See Memorandum, "Issues and Decision Memorandum for the Final Affirmative Determination in the Less-Than-Fair-Value Investigation of Glycine from India," dated concurrently with this determination and hereby adopted by this notice (Issues and Decision Memorandum).

<sup>3</sup> See Memorandum, "Deadlines Affected by the Partial Shutdown of the Federal Government," dated January 28, 2019. All deadlines in this segment of the proceeding have been extended by 40 days.

<sup>4</sup> See "Glycine from India, Japan, the People's Republic of China and Thailand: Scope Comments Decision Memorandum for the Preliminary Determinations," dated August 27, 2018 (Preliminary Scope Decision Memorandum).

Commerce's Scope Comments Final Decision Memorandum.<sup>5</sup>

##### Analysis of Comments Received

All issues raised in the case briefs and rebuttal briefs submitted by interested parties in this proceeding are discussed in the Issues and Decision Memorandum. A list of the issues raised by parties and responded to by Commerce in the Issues and Decision Memorandum is attached at Appendix II. The Issues and Decision Memorandum is a public document and is available electronically via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS). Access is available to registered users at <https://access.trade.gov> and to all parties in the Central Records Unit, Room B-8024 of Commerce's main building. In addition, a complete version of the Issues and Decision Memorandum can be accessed at <http://enforcement.trade.gov/frn/>. The signed Issues and Decision Memorandum and electronic version are identical in content.

##### Verifications

As provided in section 782(i) of the Tariff Act of 1930, as amended (the Act), Commerce verified the sales and cost data reported by Kumar Industries, India (Kumar), and Paras Intermediates Private Limited (Paras) for use in our final determination. We used standard verification procedures, including an examination of relevant accounting and production records, and original source documents provided by the respondents.

##### Changes Since the Preliminary Determination

Based on our analysis of the comments received and our findings at verification, we made certain changes to the margin calculations for Kumar and Paras since the *Preliminary Determination*. For a discussion of these changes, see the "Margin Calculations" section of the Issues and Decision Memorandum.

##### All-Others Rate

Section 735(c)(5)(A) of the Act provides that the estimated weighted-average dumping margin for all other producers and exporters not individually investigated shall be equal to the weighted average of the estimated weighted-average dumping margins established for individually investigated

<sup>5</sup> See Memorandum, "Glycine from India, Japan, the People's Republic of China and Thailand: Scope Comments Decision Memorandum for the Final Determinations," dated April 24, 2019.

exporters and producers, excluding any margins that are zero or *de minimis* or any margins determined entirely under section 776 of the Act. In this investigation, Commerce calculated a company-specific rate for Kumar and Paras. Consequently, the weighted average of the rates calculated for the two companies will be assigned as the rate for all other producers and exporters.

#### Final Determination

The weighted-average dumping margins are as follows:

| Exporter/producer                         | Estimated weighted-average dumping margin (percent) | Cash deposit rate (adjusted for subsidy offset(s)) (percent) |
|---|---|--|
| Kumar Industries, India .....             | <sup>6</sup> 7.75                                   | 0.76   |
| Paras Intermediates Private Limited ..... | <sup>7</sup> 10.86                                  | 7.83   |
| All Others .....                          | 9.31  | 4.30   |

#### Disclosure

We will disclose the calculations performed in this final determination within five days of any public announcement of this notice in accordance with 19 CFR 351.224(b).

#### Continuation of Suspension of Liquidation

In accordance with section 735(c)(1)(B) of the Act, for this final determination, we will direct U.S. Customs and Border Protection (CBP) to continue to suspend liquidation of all entries of glycine from India, as described in Appendix I of this notice, which are entered, or withdrawn from warehouse, for consumption on or after October 31, 2018, the date of publication in the **Federal Register** of the affirmative *Preliminary Determination*.

Further, Commerce will instruct CBP to require a cash deposit equal to the estimated amount by which the normal value exceeds the U.S. price as shown above, adjusted where appropriate, for export subsidies found in the final determination of the companion countervailing duty (CVD) investigation. Consistent with our longstanding practice, where the product under

investigation is also subject to a concurrent CVD investigation, we instruct CBP to require a cash deposit equal to the amount by which the normal value exceeds the U.S. price, less the amount of the CVD determined to constitute any export subsidies.<sup>8</sup>

Therefore, in the event that a countervailing duty order is issued, and suspension of liquidation is resumed in the companion CVD investigation of glycine from India, Commerce will instruct CBP to require cash deposits adjusted by the amount of export subsidies, as appropriate. These adjustments are reflected in the final column of the rate chart, above. Until such suspension of liquidation is resumed in the companion CVD investigation, and so long as suspension of liquidation continues under this antidumping duty investigation, the cash deposit rates for this antidumping duty investigation will be the rates identified in the estimated weighted-average dumping margin column in the rate chart, above.

#### International Trade Commission Notification

In accordance with section 735(d) of the Act, we will notify the International Trade Commission (ITC) of the final affirmative determination of sales at LTFV. Because the final determination in this proceeding is affirmative, in accordance with section 735(b)(2) of the Act, the ITC will make its final determination as to whether the domestic industry in the United States is materially injured, or threatened with material injury, by reason of imports, or sales (or the likelihood of sales) for importation of glycine from India no later than 45 days after our final determination. If the ITC determines that material injury or threat of material injury does not exist, the proceeding will be terminated, and all cash deposits will be refunded. If the ITC determines that such injury does exist, Commerce intends to issue an antidumping duty order directing CBP to assess, upon further instruction by Commerce, antidumping duties on all imports of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the effective date of the suspension of liquidation, as discussed above in the "Continuation of Suspension of Liquidation" section.

<sup>6</sup> See Memorandum to the File, "Final Determination Margin Calculation Memorandum for Kumar Industries, India", dated concurrently with this memorandum.

<sup>7</sup> See Analysis Memorandum for Paras, "Analysis of Data Submitted by Paras Intermediates Private Limited in the Final Determination of the Antidumping Duty Investigation of Glycine from India," dated concurrently with this memorandum.

<sup>8</sup> See, e.g., *Welded Line Pipe from the Republic of Turkey: Final Determination of Sales at Less Than Fair Value*, 80 FR 61362 (October 13, 2015), and *Notice of Final Determination of Sales at Less Than Fair Value and Negative Critical Circumstances Determination: Bottom Mount Combination Refrigerator-Freezers from the Republic of Korea*, 77 FR 17413 (March 26, 2012).

#### Notification Regarding Administrative Protective Orders

This notice serves as the only reminder to parties subject to an 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 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 violation subject to sanction.

#### Notification to Interested Parties

This determination and this notice are issued and published pursuant to sections 735(d) and 777(i) of the Act and 19 CFR 351.210(c).

Dated: April 24, 2019.

**Jeffrey I. Kessler,**

*Assistant Secretary for Enforcement and Compliance.*

#### Appendix I

##### Scope of the Investigation

The merchandise covered by this investigation is glycine at any purity level or grade. This includes glycine of all purity levels, which covers all forms of crude or technical glycine including, but not limited to, sodium glycinate, glycine slurry and any other forms of amino acetic acid or glycine. Subject merchandise also includes glycine and precursors of dried crystalline glycine that are processed in a third country, including, but not limited to, refining or any other processing that would not otherwise remove the merchandise from the scope of this investigation if performed in the country of manufacture of the in-scope glycine or precursors of dried crystalline glycine. Glycine has the Chemical Abstracts Service (CAS) registry number of 56-40-6. Glycine and glycine slurry are classified under Harmonized Tariff Schedule of the United States (HTSUS) subheading 2922.49.43.00. Sodium glycinate is classified in the HTSUS under 2922.49.80.00. While the HTSUS subheadings and CAS registry number are provided for convenience and customs purposes, the written description of the scope of this investigation is dispositive.

#### Appendix II

##### List of Topics Discussed in the Issues and Decision Memorandum

- I. Summary
- II. Background
- III. Period of Investigation
- IV. Scope of the Investigation
- V. Adjustment for Countervailable Export Subsidies
- VI. Changes Since the Preliminary Determination
- VII. Discussion of the Issues
  - Comment 1: Application of Total Adverse Facts Available to Kumar
  - Comment 2: Paras' Contributions for Corporate Social Responsibility

Comment 3: Calculation of Paras' Short-term Interest Income  
 VIII. Recommendation  
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**DEPARTMENT OF COMMERCE**

**International Trade Administration**  
 [C-570-081]

**Glycine From the People's Republic of China: Final Affirmative Countervailing Duty Determination**

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

**SUMMARY:** The Department of Commerce (Commerce) determines that countervailable subsidies are being provided to producers and exporters of glycine from the People's Republic of China (China) for the period of investigation (POI) January 1, 2017, through December 31, 2017.

**DATES:** Applicable May 1, 2019.

**FOR FURTHER INFORMATION CONTACT:** Yasmin Bordas or Tyler Weinhold, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-3813 or (202) 482-0121, respectively.

**SUPPLEMENTARY INFORMATION:**

**Background**

This final determination is made in accordance with section 705 of the Tariff Act of 1930, as amended (the Act). The petitioners in this investigation are GEO Specialty Chemicals, Inc. and Chattem Chemicals, Inc. (the petitioners).<sup>1</sup> The mandatory respondents in this investigation are JC Chemicals Limited and Simagchem Corp. Neither the mandatory respondents nor the Government of China responded to our requests for information in this investigation. On September 4, 2018, Commerce published in the *Federal Register* the *Preliminary Determination* and invited interested parties to comment.<sup>2</sup> We received no comments regarding the *Preliminary Determination* but did receive scope comments from certain

<sup>1</sup> See Petitioners' letter, "Glycine from the People's Republic of China, India, Japan and Thailand: Petitions for the Imposition of Antidumping and Countervailing Duties," dated March 28, 2018 (Petition).

<sup>2</sup> See *Glycine From the People's Republic of China: Preliminary Affirmative Countervailing Duty Determination*, 83 FR 44863 (September 4, 2018) (*Preliminary Determination*), and the accompanying Preliminary Decision Memorandum.

interested parties. Commerce exercised its discretion to toll all deadlines affected by the partial federal government closure from December 22, 2018, through the resumption of operations on January 29, 2019.<sup>3</sup> Accordingly, the revised deadline for the final determination is now April 24, 2019.

**Period of Investigation**

The period of investigation is January 1, 2017, through December 31, 2017.

**Scope Comments**

We invited parties to comment on Commerce's Preliminary Scope Decision Memorandum.<sup>4</sup> In October 2018, we received timely scope comments from Ajinomoto Health and Nutrition North America, and the petitioners, GEO Specialty Chemicals, Inc., and Chattem Chemicals, Inc., filed rebuttal scope comments.<sup>5</sup> We issued a final scope decision memorandum, concurrent with this final determination, in response to these comments.<sup>6</sup> We made no changes to the scope of the investigation since the *Preliminary Determination*.

Commerce has reviewed the comments submitted by interested parties, considered the arguments therein, and has made no changes to the scope of the investigation. For further discussion, see Commerce's Scope Comments Final Decision Memorandum.<sup>7</sup>

<sup>3</sup> See Memorandum to the Record from 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, "Deadlines Affected by the Partial Shutdown of the Federal Government," dated January 28, 2019. All deadlines in this investigation affected by the partial federal government closure have been extended by 40 days. If the new deadline falls on a non-business day, in accordance with Commerce's practice, the deadline will become the next business day.

<sup>4</sup> See Memorandum, "Glycine from India, Japan, the People's Republic of China and Thailand: Scope Comments Decision Memorandum for the Preliminary Determinations," dated August 27, 2018.

<sup>5</sup> See Letter from AHN, "Glycine from the People's Republic of China, India, Japan, and Thailand: Comments on the Scope of the Investigation", dated October 4, 2018; Letter from the petitioners, "Glycine from India, Japan, the People's Republic of China and Thailand: Petitioners' Rebuttal to Ajinomoto Health and Nutrition North America, Inc.'s Comments on the Scope of Less-Than-Fair-Value and Countervailing Duty Investigations", dated October 8, 2018.

<sup>6</sup> See Memorandum, "Glycine from India, Japan, the People's Republic of China and Thailand: Scope Comments Decision Memorandum for the Final Determinations," dated April 24, 2019.

<sup>7</sup> See Memorandum, "Glycine from India, Japan, the People's Republic of China and Thailand: Scope Comments Final Decision Memorandum," dated concurrently with this memorandum.

**Scope of the Investigation**

The merchandise covered by this investigation is glycine from China. For a complete description of the scope of this investigation, see Appendix.

**Analysis of Subsidy Programs and Comments Received—Adverse Facts Available (AFA)**

For purposes of this final determination, we relied solely on facts available because neither the Government of China nor any of the selected mandatory respondents participated in this investigation. Further, because the mandatory respondents and the Government of China did not cooperate to the best of their abilities in responding to our requests for information in this investigation, we drew adverse inferences in selecting from among the facts otherwise available, in accordance with sections 776(a)–(b) of the Act. Therefore, consistent with the *Preliminary Determination*, we continue to apply adverse facts available to JC Chemicals Limited and Simagchem Corp. No interested party submitted comments on the *Preliminary Determination*. Thus we made no changes to the subsidy rates for the mandatory respondents for the final determination. A detailed discussion of our application of AFA was provided in the *Preliminary Determination* and the accompanying Preliminary Decision Memorandum.<sup>8</sup>

**All-Others Rate**

As discussed in the *Preliminary Determination*, Commerce based the selection of the all-others rate on the countervailable subsidy rate established for the mandatory respondents, in accordance with section 705(c)(5)(A)(ii) of the Act.<sup>9</sup> We made no changes to the selection of the all-others rate for this final determination.

**Final Determination**

| Company                    | Subsidy rate    |
|----------------------------|-----------------|
| JC Chemicals Limited ..... | 144.01 percent. |
| Simagchem Corp .....       | 144.01 percent. |
| All Others .....           | 144.01 percent. |

<sup>8</sup> See *Preliminary Determination*, and the accompanying Preliminary Decision Memorandum at "Use of Facts Otherwise Available and Adverse Inferences."

<sup>9</sup> See *Preliminary Determination*, 83 FR at 44863, and the accompanying Preliminary Decision Memorandum at "Calculation of the All-Others Rate."