considered; however, anonymous comments will not provide the Agency with the ability to provide the respondent with subsequent environmental documents.

Dated: May 16, 2019.

Frank R. Beum, Acting Associate Deputy Chief, National Forest System.

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DEPARTMENT OF COMMERCE
International Trade Administration
[A–485–805]
Carbon and Alloy Seamless Standard, Line and Pressure Pipe (Under 4.5 Inches) From Romania: Preliminary Determination of No Shipments; 2017–2018

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

SUMMARY: The Department of Commerce (Commerce) preliminarily determines that there were no shipments of carbon and alloy seamless standard, line and pressure pipe (under 4.5 inches) (small diameter seamless pipe) from Romania during the period of review (POR) August 1, 2017 through July 31, 2018. Interested parties are invited to comment on this preliminary determination of no shipments.

DATES: Applicable June 17, 2019.

FOR FURTHER INFORMATION CONTACT: Katherine Johnson or Samantha Kinney, AD/CVD Operations, Office VII, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482–4929 or (202) 482–2285, respectively.

SUPPLEMENTARY INFORMATION:

Background

In response to Commerce’s notice of opportunity to request an administrative review on small diameter seamless pipe from Romania,1 United States Steel Corporation (U.S. Steel) (the petitioner) timely requested an administrative review of the antidumping duty (AD) order on small diameter seamless pipe from Romania with respect to Silcotub S.A. (Silotub), ArcelorMittal Tubular Products Roman S.A. (ArcelorMittal), SC TMK-Artron S.A. (TMK-Artron), and SC Tubinox S.A.2 Accordingly, in accordance with 19 CFR 351.221(c)(1)(i), we published a notice of initiation of an administrative review of the AD order on small diameter seamless pipe from Romania.3 In the Initiation Notice, Commerce notified the public that it intended to select respondents based on U.S. Customs and Border Protection (CBP) data for U.S. imports during the POR.4 Accordingly, we released the CBP entry data to all interested parties under an administrative protective order and requested comments regarding the data and respondent selection.5 The petitioner submitted comments and Silcotub submitted rebuttal comments.6 We subsequently selected TMK-Artron, the largest exporter and producer of the subject merchandise by volume, based on the CBP data, as the sole mandatory respondent in this review.7 In November 2018, we issued the AD questionnaire to TMK-Artron, to which TMK-Artron timely responded. Also in November 2018, Silcotub timely submitted a letter stating it had no shipments of subject merchandise during the POR.8 We transmitted a “No-Shipment Inquiry” to CBP regarding Silcotub and placed the results on the record of this review.9 Pursuant to this inquiry, we received information from CBP regarding entries of subject merchandise from Silcotub. In February 2019, we requested entry packages for shipments identified in the CBP data and placed the information on the record for comment.10 Also in February 2019, the petitioner submitted a request for a partial withdrawal of administrative review with respect to TMK-Artron.11 Subsequently, we selected ArcelorMittal as a mandatory respondent 12 and issued the AD questionnaire to this company. On March 4, 2019, we rescinded the administrative review with respect to TMK-Artron.13 On March 20, 2019, ArcelorMittal submitted a no shipment certification letter in response to Commerce’s questionnaire.14 We transmitted a “No-Shipment Inquiry” to CBP with respect to this company and placed the response from CBP on the record.15 We received timely comments from Silcotub on the entry documents for shipments identified in the CBP data.16 The petitioner submitted pre-preliminary comments on May 7, 2019.17 As CBP entry documents are business proprietary, our analysis of Silcotub’s no shipment claim is contained in a

3 See Initiation of Antidumping and Countervailing Duty Administrative Reviews, 83 FR 50077 (October 4, 2018). The name of TMK Artron S.A. was misspelled in the initiation notice. The correct spelling of the company name can be found in Initiation of Antidumping and Countervailing Duty Administrative Reviews, 83 FR 57411 (November 15, 2018).
4 Id.
5 See Memorandum, “Carbon and Alloy Seamless Standard Line and Pressure Pipe (Under 4.5 Inches) From Romania: Customs Data for Respondent Selection,” dated October 4, 2018 (Customs Data). We note that the Customs Data showed no reviewable entries during the POR for S.C. Tubinox S.A.
15 See Memorandum, “Carbon and alloy seamless standard, line and pressure pipe (under 4.5 inches) from Romania: Comments Regarding CBP Entry Documentation,” dated April 24, 2019 (Customs Response for ArcelorMittal).
Scope of the Order

See the Appendix for a complete description of the Scope of the Order.

Preliminary Determination of No Shipments

Based on record evidence, we preliminarily determine that ArcelorMittal and Silcotub had no shipments of subject merchandise during the POR. Because Silcotub’s claim of no shipments during the POR involves business proprietary information, our analysis of the issue is contained in the No Shipment Certification Memo. With respect to ArcelorMittal, CBP stated that it did not find any shipments by the company during the POR.21

Consistent with our practice, we find that it is not appropriate to rescind the review with respect to ArcelorMittal and Silcotub, but rather to complete the review and issue appropriate instructions to CBP based on the final results of this review.20

Public Comment

Interested parties may submit case briefs to Commerce no later than 30 days after the date of publication of this notice.22 Rebuttal briefs, limited to issues raised in the case briefs, may be filed not later than five days after the date for filing case briefs.23 Pursuant to 19 CFR 351.309(c)(2) and (d)(2), parties who submit case briefs or rebuttal briefs in this proceeding are encouraged to submit with each argument: (1) A statement of the issue; (2) a brief summary of the argument; and (3) a table of authorities.

All submissions to Commerce must be filed electronically via ACCESS and must also be served on interested parties.23 An electronically filed document must be received successfully in its entirety by Commerce’s electronic records system, ACCESS, by 5:00 p.m.

Cash Deposit Requirements

The following deposit requirements will be effective for all shipments of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the publication date of the final results of this

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18 See Memorandum, “No Shipment Certification—Sicotub S.A.,” dated concurrently with this memorandum (No Shipment Certification Memo) for further discussion of the petitioner’s arguments.
19 See Customs Response for ArcelorMittal.
21 See 19 CFR 351.309(c)(2)(ii).
22 See 19 CFR 351.309(d).
23 See 19 CFR 351.303(f).
Specifically included within the scope of these reviews are seamless pipes and redraw hollows, less than or equal to 4.5 inches (114.3 mm) in outside diameter, regardless of wall-thickness, manufacturing process (hot finished or cold-drawn), end finish (plain end, beveled end, threaded, or threaded and coupled), or surface finish.

The merchandise under review is currently classifiable under items: 7304.10.10.20, 7304.10.50.20, 7304.19.10.20, 7304.19.50.20, 7304.31.30.00, 7304.31.60.50, 7304.39.00.16, 7304.39.00.20, 7304.39.00.24, 7304.39.00.28, 7304.39.00.32, 7304.51.50.05, 7304.51.50.60, 7304.59.60.00, 7304.59.80.10, 7304.59.80.15, 7304.59.80.20, and 7304.59.80.25 of the Harmonized Tariff Schedule of the United States (HTSUS). Although the HTSUS classification is provided for convenience and customs purposes, the written description of the merchandise under review is dispositive.

Specifications, Characteristics, and Uses: Seamless pressure pipes are intended for the conveyance of water, steam, petrochemicals, chemicals, oil products, natural gas and other liquids and gasses in industrial piping systems. They may carry these substances at elevated pressures and temperatures and may be subject to the application of external heat. Seamless carbon steel pressure pipe meeting the ASTM A–106 standard may be used in temperatures of up to 1000 degrees Fahrenheit, at various American Society of Mechanical Engineers (“ASME”) code stress levels. Alloy pipes made to ASTM A–335 standard must be used if temperatures and stress levels exceed those allowed for ASTM A–106. Seamless pressure pipes sold in the United States are commonly produced to the ASTM A–106 standard.

Seamless standard pipes are most commonly produced to the ASTM A–53 specification and generally are not intended for high temperature service. They are intended for the low temperature and pressure conveyance of water, steam, natural gas, and other liquids and gasses in plumbing and heating systems, air conditioning systems, automatic sprinkler systems, and other related uses. Standard pipes (depending on type and code) may carry liquids at elevated temperatures but must not exceed relevant ASME code requirements. If exceptionally low temperature uses or conditions are anticipated, standard pipe may be manufactured to ASTM A–333 or ASTM A–334 specifications.

Seamless line pipes are intended for the conveyance of oil and natural gas or other fluids in pipe lines. Seamless line pipes are produced to the API 5L specification.

Seamless water well pipe (ASTM A–589) and seamless galvanized pipe for fire protection uses (ASTM A–795) are used for the conveyance of water.

Seamless pipes are commonly produced and certified to the ASTM A–106, ASTM A–53, API SL–B, and API SL–X42 specifications. To avoid maintaining separate production runs and separate inventories, manufacturers typically triple or quadruple certify the pipes by meeting the metallurgical requirements and performing the required tests pursuant to the respective specifications. Since distributors sell the vast majority of this product, they can thereby maintain a single inventory to service all customers.

The primary application of ASTM A–106 pressure pipes and triple or quadruple certified pipes is in pressure piping systems by refineries, petrochemical plants, and chemical plants. Other applications are in power generation plants (electrical-fossil fuel or nuclear) and, in some oil field uses (on shore and off shore) such as for separator lines, gathering lines and metering runs. A minor application of this product is for use as oil and gas distribution lines for commercial applications. These applications constitute the majority of the market for the subject seamless pipes. However, ASTM A–106 pipes may be used in some boiler applications.

Redraw hollows are any unfinished pipe or “hollow profiles” of carbon or alloy steel transformed by hot rolling or cold drawing/ hydrostatic testing or other methods to make hollow, or “hollow profile” of carbon or alloy steel which, by hot or cold deformation, are changed to a hollow profile shape. This product is intended for the conveyance of water.

While the HTSUS subheadings are provided for convenience and customs purposes, our written description of the merchandise subject to this scope is dispositive.