

**DEPARTMENT OF COMMERCE****International Trade Administration**

[C-489-836]

**Dried Tart Cherries From the Republic of Turkey: Postponement of Preliminary Determination in the Countervailing Duty Investigation**

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

**DATES:** Applicable July 3, 2019.

**FOR FURTHER INFORMATION CONTACT:** Ajay Menon or Maria Tatarska, AD/CVD Operations, Office II, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-1993 or (202) 482-1562, respectively

**SUPPLEMENTARY INFORMATION:****Background**

On May 13, 2019, the Department of Commerce (Commerce) initiated a countervailing duty (CVD) investigation of imports of dried tart cherries from the Republic of Turkey.<sup>1</sup> Currently, the preliminary determination is due no later than July 17, 2019.

**Postponement of Preliminary Determination**

Section 703(b)(1) of the Tariff Act of 1930, as amended (the Act), requires the Department to issue the preliminary determination in a countervailing duty investigation within 65 days after the date on which Commerce initiated the investigation. However, section 703(c)(1) of the Act permits Commerce to postpone the preliminary determination until no later than 130 days after the date on which Commerce initiated the investigation if: (A) the petitioner<sup>2</sup> makes a timely request for a postponement; or (B) Commerce concludes that the parties concerned are cooperating, that the investigation is extraordinarily complicated, and that additional time is necessary to make a preliminary determination. Under 19 CFR 351.205(e), the petitioner must submit a request for postponement 25 days or more before the scheduled date of the preliminary determination and must state the reasons for the request. Commerce will grant the request unless

it finds compelling reasons to deny the request.

On June 6, 2019, the petitioner submitted a timely request that Commerce postpone the preliminary CVD determination.<sup>3</sup> The petitioner stated that it requests postponement to provide Commerce with time to fully analyze the respondents' questionnaire responses and to allow Commerce and interested parties sufficient time to review the questionnaire responses for deficiencies and request clarification and additional information, as necessary.<sup>4</sup> In accordance with 19 CFR 351.205(e), the petitioner has stated the reasons for requesting a postponement of the preliminary determination, and Commerce finds no compelling reason to deny the request. Therefore, in accordance with section 703(c)(1)(A) of the Act, Commerce is postponing the deadline for the preliminary determination to no later than 130 days after the date on which this investigation was initiated, *i.e.*, September 20, 2019. Pursuant to section 705(a)(1) of the Act and 19 CFR 351.210(b)(1), the deadline for the final determination of this investigation will continue to be 75 days after the date of the preliminary determination.

**Notification to Interested Parties**

This notice is issued and published pursuant to section 703(c)(2) of the Act and 19 CFR 351.205(f)(1).

Dated: June 26, 2019.

**Jeffrey I. Kessler,**

*Assistant Secretary for Enforcement and Compliance.*

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**DEPARTMENT OF COMMERCE****International Trade Administration**

[C-570-113]

**Certain Collated Steel Staples From the People's Republic of China: Initiation of Countervailing Duty Investigation**

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

**DATES:** Applicable June 26, 2019.

**FOR FURTHER INFORMATION CONTACT:** Robert Palmer or Joshua Simonidis, AD/CVD Operations, Office VIII, Enforcement and Compliance,

International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-9068 or (202) 482-0608, respectively,

**SUPPLEMENTARY INFORMATION:****The Petition**

On June 6, 2019, the U.S. Department of Commerce (Commerce) received a countervailing duty (CVD) petition concerning imports of certain collated steel staples (collated staples) from the People's Republic of China (China).<sup>1</sup> The Petition was filed in proper form by Kyocera Senco Industrial Tools, Inc. (the petitioner). The CVD Petition was accompanied by antidumping duty (AD) petitions concerning imports of collated staples from China, the Republic of Korea, and Taiwan.<sup>2</sup>

On June 11, 2019 and June 17, 2019, Commerce requested supplemental information pertaining to certain aspects of the Petition.<sup>3</sup> The petitioner filed responses to these requests between June 13 and June 19, 2019.<sup>4</sup>

In accordance with section 702(b)(1) of the Tariff Act of 1930, as amended (the Act), the petitioner alleges that the Government of China is providing countervailable subsidies, within the meaning of sections 701 and 771(5) of the Act, to producers of collated staples in China, and that such imports are materially injuring, or threatening material injury to, the domestic industry producing collated staples in the United

<sup>1</sup> See the Petitioner's Letter, "Petitions for the Imposition of Antidumping and Countervailing Duties: Certain Collated Steel Staples from Korea, the People's Republic of China, and Taiwan," dated June 6, 2019 (Petition).

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

<sup>3</sup> See Commerce's Letters, "Petitions for the Imposition of Antidumping Duties on Imports of Certain Collated Steel Staples from the People's Republic of China, the Republic of Korea, and Taiwan and Countervailing Duties on Imports of Certain Collated Steel Staples from the People's Republic of China: Supplemental Questions," dated June 11, 2019 (General Issues Supplemental Questionnaire); "Petition for the Imposition of Countervailing Duties on Imports of Certain Collated Steel Staples from the People's Republic of China: Supplemental Questions," all dated June 11, 2019 (CVD Supplemental Questionnaire); and Memorandum, "Petitions for the Imposition of Antidumping and Countervailing Duties on Imports of Certain Collated Steel Staples from Korea, the People's Republic of China, and Taiwan: Phone Call with Counsel to the Petitioner," dated June 17, 2019.

<sup>4</sup> See the Petitioner's Letters, "Certain Collated Steel Staples from Korea, the People's Republic of China, and Taiwan: Petition Supplement—General and Injury," dated June 13, 2019 (General Issues Supplement); "Certain Collated Steel Staples from the People's Republic of China: Petition Supplement," dated June 14, 2019 (CVD Supplement); "Certain Collated Steel Staples from Korea, the People's Republic of China, and Taiwan: Petition Supplement—General Issues," June 19, 2019 (Second General Issues Supplement).

<sup>1</sup> See *Dried Tart Cherries from the Republic of Turkey: Initiation of Countervailing Duty Investigation*, 84 FR 22813 (May 20, 2019).

<sup>2</sup> The petitioner is the Dried Tart Cherry Trade Committee.

<sup>3</sup> See the Petitioner's Letter titled, "Dried Tart Cherries from Turkey: Request to Extend the Preliminary Determination Deadline," dated June 6, 2019.

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