

Commerce, Tel: +91-11-2347-2347,
Erick.Kish@trade.gov.

In India, from August 2020 onwards:
Brenda VanHorn, Principal Commercial
Officer, U.S. Consulate Mumbai, U.S.
Commercial Service, International
Trade Administration | U.S.
Department of Commerce, Tel: + 91-
22-672-4215, *Brenda.VanHorn@
trade.gov*.

Gemal Brangman,

Senior Advisor for Trade Missions.

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DEPARTMENT OF COMMERCE

International Trade Administration

**Antidumping or Countervailing Duty
Order, Finding, or Suspended
Investigation; Opportunity To Request
Administrative Review**

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

FOR FURTHER INFORMATION CONTACT:

Brenda E. Brown, Office of AD/CVD
Operations, Customs Liaison Unit,
Enforcement and Compliance,
International Trade Administration,
U.S. Department of Commerce, 1401
Constitution Avenue NW, Washington,
DC 20230, telephone: (202) 482-4735.

SUPPLEMENTARY INFORMATION:

Background

Each year during the anniversary
month of the publication of an
antidumping or countervailing duty
order, finding, or suspended
investigation, an interested party, as
defined in section 771(9) of the Tariff
Act of 1930, as amended (the Act), may
request, in accordance with 19 CFR
351.213, that the Department of
Commerce (Commerce) conduct an
administrative review of that
antidumping or countervailing duty
order, finding, or suspended
investigation.

All deadlines for the submission of
comments or actions by Commerce
discussed below refer to the number of
calendar days from the applicable
starting date.

Respondent Selection

In the event Commerce limits the
number of respondents for individual
examination for administrative reviews
initiated pursuant to requests made for
the orders identified below, Commerce
intends to select respondents based on
U.S. Customs and Border Protection
(CBP) data for U.S. imports during the

period of review. We intend to release
the CBP data under Administrative
Protective Order (APO) to all parties
having an APO within five days of
publication of the initiation notice and
to make our decision regarding
respondent selection within 21 days of
publication of the initiation **Federal
Register** notice. Therefore, we
encourage all parties interested in
commenting on respondent selection to
submit their APO applications on the
date of publication of the initiation
notice, or as soon thereafter as possible.
Commerce invites comments regarding
the CBP data and respondent selection
within five days of placement of the
CBP data on the record of the review.

In the event Commerce decides it is
necessary to limit individual
examination of respondents and
conduct respondent selection under
section 777A(c)(2) of the Act:

In general, Commerce finds that
determinations concerning whether
particular companies should be
“collapsed” (*i.e.*, treated as a single
entity for purposes of calculating
antidumping duty rates) require a
substantial amount of detailed
information and analysis, which often
require follow-up questions and
analysis. Accordingly, Commerce will
not conduct collapsing analyses at the
respondent selection phase of a review
and will not collapse companies at the
respondent selection phase unless there
has been a determination to collapse
certain companies in a previous
segment of this antidumping proceeding
(*i.e.*, investigation, administrative
review, new shipper review or changed
circumstances review). For any
company subject to a review, if
Commerce determined, or continued to
treat, that company as collapsed with
others, Commerce will assume that such
companies continue to operate in the
same manner and will collapse them for
respondent selection purposes.
Otherwise, Commerce will not collapse
companies for purposes of respondent
selection. Parties are requested to (a)
identify which companies subject to
review previously were collapsed, and
(b) provide a citation to the proceeding
in which they were collapsed. Further,
if companies are requested to complete
a Quantity and Value Questionnaire for
purposes of respondent selection, in
general each company must report
volume and value data separately for
itself. Parties should not include data
for any other party, even if they believe
they should be treated as a single entity
with that other party. If a company was
collapsed with another company or
companies in the most recently
completed segment of a proceeding

where Commerce considered collapsing
that entity, complete quantity and value
data for that collapsed entity must be
submitted.

**Deadline for Withdrawal of Request for
Administrative Review**

Pursuant to 19 CFR 351.213(d)(1), a
party that requests a review may
withdraw that request within 90 days of
the date of publication of the notice of
initiation of the requested review. The
regulation provides that Commerce may
extend this time if it is reasonable to do
so. Determinations by Commerce to
extend the 90-day deadline will be
made on a case-by-case basis.

**Deadline for Particular Market
Situation Allegation**

Section 504 of the Trade Preferences
Extension Act of 2015 amended the Act
by adding the concept of particular
market situation (PMS) for purposes of
constructed value under section 773(e)
of the Act.¹ Section 773(e) of the Act
states that “if a particular market
situation exists such that the cost of
materials and fabrication or other
processing of any kind does not
accurately reflect the cost of production
in the ordinary course of trade, the
administering authority may use
another calculation methodology under
this subtitle or any other calculation
methodology.” When an interested
party submits a PMS allegation pursuant
to section 773(e) of the Act, Commerce
will respond to such a submission
consistent with 19 CFR 351.301(c)(2)(v).
If Commerce finds that a PMS exists
under section 773(e) of the Act, then it
will modify its dumping calculations
appropriately.

Neither section 773(e) of the Act nor
19 CFR 351.301(c)(2)(v) set a deadline
for the submission of PMS allegations
and supporting factual information.
However, in order to administer section
773(e) of the Act, Commerce must
receive PMS allegations and supporting
factual information with enough time to
consider the submission. Thus, should
an interested party wish to submit a
PMS allegation and supporting new
factual information pursuant to section
773(e) of the Act, it must do so no later
than 20 days after submission of initial
Section D responses.

Opportunity to Request a Review: Not
later than the last day of March 2020,²
interested parties may request
administrative review of the following
orders, findings, or suspended

¹ See Trade Preferences Extension Act of 2015,
Public Law 114-27, 129 Stat. 362 (2015).

² Or the next business day, if the deadline falls
on a weekend, federal holiday or any other day
when Commerce is closed.

investigations, with anniversary dates in March for the following periods:

	Period
Antidumping Duty Proceedings	
AUSTRALIA: Certain Uncoated Paper, A-602-807	3/1/19-2/29/20
BRAZIL: Certain Uncoated Paper, A-351-842	3/1/19-2/29/20
CANADA: Iron Construction Castings, A-122-503	3/1/19-2/29/20
FRANCE: Brass Sheet & Strip, A-427-602	3/1/19-2/29/20
GERMANY: Brass Sheet & Strip, A-428-602	3/1/19-2/29/20
INDIA:	
Large Diameter Welded Pipe, A-533-881	8/27/18-2/29/20
Off-The-Road Tires, A-533-869	3/1/19-2/29/20
Sulfanilic Acid, A-533-806	3/1/19-2/29/20
INDONESIA: Certain Uncoated Paper, A-560-828	3/1/19-2/29/20
ITALY: Brass Sheet & Strip, A-475-601	3/1/19-2/29/20
PORTUGAL: Certain Uncoated Paper, A-471-807	3/1/19-2/29/20
RUSSIA: Silicon Metal, A-821-817	3/1/19-2/29/20
SOUTH AFRICA: Carbon and Alloy Steel Wire Rod, A-791-823	3/1/19-2/29/20
TAIWAN: Light-Walled Rectangular Welded Carbon Steel Pipe and Tube, A-583-803	3/1/19-2/29/20
THAILAND: Circular Welded Carbon Steel Pipes and Tubes, A-549-502	3/1/19-2/29/20
THE PEOPLE'S REPUBLIC OF CHINA:	
Ammonium Sulfate, A-570-049	3/1/19-2/29/20
Amorphous Silica Fabric, A-570-038	3/1/19-2/29/20
Biaxial Integral Geogrid Products, A-570-036	3/1/19-2/29/20
Carbon and Alloy Steel Cut-To-Length Plate, A-570-047	3/1/19-2/29/20
Certain Plastic Decorative Ribbon, A-570-075	8/8/18-2/29/20
Chloropicrin, A-570-002	3/1/19-2/29/20
Circular Welded Austenitic Stainless Pressure Pipe, A-570-930	3/1/19-2/29/20
Glycine, A-570-836	3/1/19-2/29/20
Large Diameter Welded Carbon and Alloy Steel Line, And Structural Pipe, A-570-077	8/27/2018-2/29/20
Sodium Hexametaphosphate, A-570-908	3/1/19-2/29/20
Tissue Paper Products, A-570-894	3/1/19-2/29/20
Certain Uncoated Paper, A-570-022	3/1/19-2/29/20
UKRAINE: Carbon and Alloy Steel Wire Rod, A-823-816	3/1/19-2/29/20
Countervailing Duty Proceedings	
INDIA:	
Fine Denier Polyester Staple Fiber, C-533-876	1/1/19-12/31/19
Large Diameter Welded Pipe, C-533-882	6/29/18-12/31/19
Off-The-Road Tires, C-533-870	1/1/19-12/31/19
Sulfanilic Acid, C-533-807	1/1/19-12/31/19
INDONESIA: Certain Uncoated Paper, C-560-829	1/1/19-12/31/19
IRAN: In-Shell Pistachios, C-507-501	1/1/19-12/31/19
THE PEOPLE'S REPUBLIC OF CHINA:	
Ammonium Sulfate, C-570-050	1/1/19-12/31/19
Amorphous Silica Fabric, C-570-039	1/1/19-12/31/19
Biaxial Integral Geogrid Products, C-570-037	1/1/19-12/31/19
Carbon and Alloy Steel Cut-To-Length Plate, C-570-048	1/1/19-12/31/19
Certain Plastic Decorative Ribbon, C-570-076	6/22/18-12/31/19
Circular Welded Austenitic Stainless Pressure Pipe, C-570-931	1/1/19-12/31/19
Fine Denier Polyester Staple Fiber, C-570-061	1/1/19-12/31/19
Large Diameter Welded Pipe, C-570-078	6/29/18-12/31/19
Certain Uncoated Paper, C-570-023	1/1/19-12/31/19
TURKEY: Circular Welded Carbon Steel Pipes and Tubes, C-489-502	1/1/19-12/31/19

Suspension Agreements

None.

In accordance with 19 CFR 351.213(b), an interested party as defined by section 771(9) of the Act may request in writing that the Secretary conduct an administrative review. For both antidumping and countervailing duty reviews, the interested party must specify the individual producers or exporters covered by an antidumping finding or an antidumping or countervailing duty order or suspension agreement for which it is requesting a review. In addition, a domestic

interested party or an interested party described in section 771(9)(B) of the Act must state why it desires the Secretary to review those particular producers or exporters. If the interested party intends for the Secretary to review sales of merchandise by an exporter (or a producer if that producer also exports merchandise from other suppliers) which was produced in more than one country of origin and each country of origin is subject to a separate order, then the interested party must state specifically, on an order-by-order basis,

which exporter(s) the request is intended to cover.

Note that, for any party Commerce was unable to locate in prior segments, Commerce will not accept a request for an administrative review of that party absent new information as to the party's location. Moreover, if the interested party who files a request for review is unable to locate the producer or exporter for which it requested the review, the interested party must provide an explanation of the attempts it made to locate the producer or exporter at the same time it files its

request for review, in order for the Secretary to determine if the interested party's attempts were reasonable, pursuant to 19 CFR 351.303(f)(3)(ii).

As explained in *Antidumping and Countervailing Duty Proceedings: Assessment of Antidumping Duties*, 68 FR 23954 (May 6, 2003), and *Non-Market Economy Antidumping Proceedings: Assessment of Antidumping Duties*, 76 FR 65694 (October 24, 2011), Commerce clarified its practice with respect to the collection of final antidumping duties on imports of merchandise where intermediate firms are involved. The public should be aware of this clarification in determining whether to request an administrative review of merchandise subject to antidumping findings and orders.³

Commerce no longer considers the non-market economy (NME) entity as an exporter conditionally subject to an antidumping duty administrative reviews.⁴ Accordingly, the NME entity will not be under review unless Commerce specifically receives a request for, or self-initiates, a review of the NME entity.⁵ In administrative reviews of antidumping duty orders on merchandise from NME countries where a review of the NME entity has not been initiated, but where an individual exporter for which a review was initiated does not qualify for a separate rate, Commerce will issue a final decision indicating that the company in question is part of the NME entity. However, in that situation, because no review of the NME entity was conducted, the NME entity's entries were not subject to the review and the rate for the NME entity is not subject to change as a result of that review (although the rate for the individual exporter may change as a function of the finding that the exporter is part of the NME entity). Following initiation of an antidumping administrative review when there is no review requested of the NME entity, Commerce will instruct CBP to liquidate entries for all exporters not named in the initiation notice, including those that were suspended at the NME entity rate.

³ See the Enforcement and Compliance website at <https://legacy.trade.gov/enforcement/>.

⁴ See *Antidumping Proceedings: Announcement of Change in Department Practice for Respondent Selection in Antidumping Duty Proceedings and Conditional Review of the Nonmarket Economy Entity in NME Antidumping Duty Proceedings*, 78 FR 65963 (November 4, 2013).

⁵ In accordance with 19 CFR 351.213(b)(1), parties should specify that they are requesting a review of entries from exporters comprising the entity, and to the extent possible, include the names of such exporters in their request.

All requests must be filed electronically in Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS) on Enforcement and Compliance's ACCESS website at <https://access.trade.gov>.⁶ Further, in accordance with 19 CFR 351.303(f)(1)(i), a copy of each request must be served on the petitioner and each exporter or producer specified in the request.

Commerce will publish in the **Federal Register** a notice of "Initiation of Administrative Review of Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation" for requests received by the last day of March 2020. If Commerce does not receive, by the last day of March 2020, a request for review of entries covered by an order, finding, or suspended investigation listed in this notice and for the period identified above, Commerce will instruct CBP to assess antidumping or countervailing duties on those entries at a rate equal to the cash deposit of estimated antidumping or countervailing duties required on those entries at the time of entry, or withdrawal from warehouse, for consumption and to continue to collect the cash deposit previously ordered.

For the first administrative review of any order, there will be no assessment of antidumping or countervailing duties on entries of subject merchandise entered, or withdrawn from warehouse, for consumption during the relevant provisional-measures "gap" period of the order, if such a gap period is applicable to the period of review.

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

Dated: February 20, 2020.

James Maeder,

Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[RTID 0648-XA045]

Endangered and Threatened Species; Take of Anadromous Fish

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and

⁶ See *Antidumping and Countervailing Duty Proceedings: Electronic Filing Procedures; Administrative Protective Order Procedures*, 76 FR 39263 (July 6, 2011).

Atmospheric Administration (NOAA), U.S. Department of Commerce.

ACTION: Notice; issuance of one renewed U.S. Endangered Species Act (ESA) Section 10(a)(1)(A) scientific enhancement permit (permit 14159-2R).

SUMMARY: Notice is hereby given that NMFS has issued a renewed ESA Section 10(a)(1)(A) scientific enhancement permit (permit 14159-2R) to NMFS' California Coastal Office in Long Beach, California. Authorized activities under this permit are expected to enhance the survival of the endangered Southern California Distinct Population Segment of steelhead (*Oncorhynchus mykiss*) through rescue and relocation of at-risk steelhead, ecological research, and invasive species management.

ADDRESSES: The application for permit 14159-2R and the issued permit are available for review, by appointment, at the foregoing address: California Coastal Office, 501 West Ocean Boulevard, Suite 4200, Long Beach, California 90802 (phone: 562-980-4026, fax: 562-980-4027, email at: Matthew.McGoogan@noaa.gov). The permit application is also available for review online at the Authorizations and Permits for Protected Species website: <https://apps.nmfs.noaa.gov/>.

FOR FURTHER INFORMATION CONTACT: Matt McGoogan (phone: 562-980-4026 or email: matthew.mcgoogan@noaa.gov).

SUPPLEMENTARY INFORMATION:

Species Covered in This Notice

Endangered Southern California Distinct Population Segment of steelhead (*Oncorhynchus mykiss*).

Authority

Scientific enhancement permits are issued in accordance with section 10(a)(1)(A) of the ESA (16 U.S.C. 1531 *et seq.*) and regulations governing listed fish and wildlife permits (50 CFR part 222-227). NMFS may issue a scientific enhancement permit only when such a permit is determined (1) to be applied for in good faith, (2) will not operate to the disadvantage of the listed species which are the subject of the permit, and (3) is consistent with the purposes and policies set forth in Section 2 of the ESA. Authority to take listed species is subject to conditions set forth in the permit.

Pursuant to Section 10(c) of the ESA, a notice of receipt for permit 14159-2R's application was published in the **Federal Register** on February 7, 2019 (84 FR 2492), providing 30 days for public comment prior to permit processing. No comment was received on this permit application.