

Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-1993 or (202) 482-6172, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Background

On October 1, 2019, Commerce published in the **Federal Register** a notice of opportunity to request an administrative review of the CVD order on hot-rolled steel flat products from Brazil for the POR.<sup>1</sup> On October 31, 2019, Commerce received a timely request from United States Steel Corporation, Steel Dynamics, Inc., and SSAB Enterprises, LLC (collectively, domestic interested parties), in accordance with section 751(a) of the Tariff Act of 1930, as amended (the Act), and 19 CFR 351.213(b), to conduct an administrative review of this CVD order for 10 companies.<sup>2</sup>

On December 11, 2019, Commerce published in the **Federal Register** a notice of initiation with respect to these companies.<sup>3</sup> On February 10, 2020, the domestic interested parties timely withdrew their request for an administrative review for all 10 companies.<sup>4</sup>

##### Rescission of Review

Pursuant to 19 CFR 351.213(d)(1), Commerce will rescind an administrative review, in whole or in part, if the parties that requested a review withdraw the request within 90 days of the date of publication of notice of initiation of the requested review. As noted above, the domestic interested parties withdrew their request for review by the 90-day deadline, and no other party requested an administrative review of this order. Therefore, we are rescinding the administrative review of the CVD order on hot-rolled steel flat products from Brazil covering the period January 1, 2018, through December 31, 2018, in its entirety.

<sup>1</sup> See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity to Request Administrative Review*, 84 FR 52068 (October 1, 2019).

<sup>2</sup> See Domestic Interested Parties' Letter, "Hot-Rolled Steel Flat Products from Brazil: Request for Administrative Review of Countervailing Duty Order," dated October 31, 2019.

<sup>3</sup> See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 84 FR 67712 (December 11, 2019).

<sup>4</sup> See Domestic Interested Parties' Letter, "Hot-Rolled Steel Flat Products from Brazil: Withdraw of Request for Administrative Review of Countervailing Duty Order," dated February 10, 2020.

#### Assessment

Commerce will instruct U.S. Customs and Border Protection (CBP) to assess countervailing duties on all appropriate entries. Because Commerce is rescinding this administrative review in its entirety, the entries to which this administrative review pertained shall be assessed at rates equal to the cash deposit of estimated countervailing duties required at the time of entry, or withdrawal from warehouse, for consumption, in accordance with 19 CFR 351.212(c)(1)(i). Commerce intends to issue appropriate assessment instructions directly to CBP 15 days after the date of publication of this notice in the **Federal Register**.

#### Notification Regarding Administrative Protective Orders

This notice serves as the only reminder to parties subject to administrative protective order (APO) of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3). Timely written notification of the return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and terms of an APO is a sanctionable violation.

#### Notification to Interested Parties

This notice is issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Act and 19 CFR 351.213(d)(4).

Dated: February 26, 2020.

**James Maeder,**

*Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[C-570-115]

#### Certain Glass Containers From the People's Republic of China: Preliminary Affirmative Countervailing Duty Determination

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

**SUMMARY:** The Department of Commerce (Commerce) preliminarily determines that countervailable subsidies are being provided to producers and exporters of certain glass containers (glass containers) from the People's Republic of China (China) for the period of

investigation (POI) January 1, 2018 through December 31, 2018. Interested parties are invited to comment on this preliminary determination.

**DATES:** Applicable March 2, 2020.

**FOR FURTHER INFORMATION CONTACT:** Maliha Khan or Stephen Bailey, AD/CVD Operations, Office IV, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-0895 or (202) 482-0193, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Background

This preliminary determination is made in accordance with section 703(b) of the Tariff Act of 1930, as amended (the Act). Commerce published the notice of initiation of this investigation on October 21, 2019.<sup>1</sup> On December 4, 2019, pursuant to a request from the American Glass Packaging Coalition (the petitioner),<sup>2</sup> Commerce published the postponement of the preliminary determination of this investigation to February 24, 2020.<sup>3</sup> For a complete description of the events that followed the initiation of this investigation, see the Preliminary Decision Memorandum.<sup>4</sup> A list of topics discussed in the Preliminary Decision Memorandum is included as Appendix II to this notice. The Preliminary Decision Memorandum is a public document and is on file electronically via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS). ACCESS is available to registered users at <http://access.trade.gov>, and is available to all parties in the Central Records Unit, Room B8024 of the main Commerce building. In addition, a complete version of the Preliminary Decision Memorandum can be accessed directly at <http://enforcement.trade.gov/frn/>. The signed and electronic versions of

<sup>1</sup> See *Certain Glass Containers From the People's Republic of China: Initiation of Countervailing Duty Investigation*, 84 FR 56168 (October 21, 2019) (Initiation Notice).

<sup>2</sup> See Petitioner's Letter, "Certain Glass Containers from the People's Republic of China: Request to Postpone Preliminary Determination," dated November 19, 2019.

<sup>3</sup> See *Certain Glass Containers From the People's Republic of China: Postponement of Preliminary Determination in the Countervailing Duty Investigation*, 84 FR 66377 (December 4, 2019).

<sup>4</sup> See Memorandum, "Decision Memorandum for the Preliminary Determination of the Countervailing Duty Investigation of Certain Glass Containers from the People's Republic of China," dated concurrently with, and hereby adopted by, this notice (Preliminary Decision Memorandum).

the Preliminary Decision Memorandum are identical in content.

**Scope of the Investigation**

The products covered by this investigation are glass containers from China. For a complete description of the scope of this investigation, see Appendix I.

**Scope Comments**

In accordance with the preamble to Commerce’s regulations,<sup>5</sup> the *Initiation Notice* set aside a period of time for parties to raise issues regarding product coverage (*i.e.*, scope).<sup>6</sup> Certain interested parties commented on the scope of the investigation as it appeared in the *Initiation Notice*.<sup>7</sup> Commerce intends to issue its preliminary decision regarding comments concerning the scope of the antidumping duty (AD) and countervailing duty (CVD) investigations in the preliminary determination of the companion AD investigation.

**Methodology**

Commerce is conducting this investigation in accordance with section 701 of the Act. For each of the subsidy

programs found countervailable, Commerce preliminarily determines that there is a subsidy, *i.e.*, a financial contribution by an “authority” that gives rise to a benefit to the recipient, and that the subsidy is specific.<sup>8</sup>

Commerce notes that, in making these findings, it relied, in part, on the facts available, including on adverse facts available. Further, at the outset of this investigation, several companies failed to respond to Commerce’s quantity and value questionnaire (Q&V) questionnaire.<sup>9</sup> Therefore, because Commerce finds that certain respondents did not act to the best of their ability to respond to Commerce’s requests for information, it drew an adverse inference where appropriate in selecting from among the facts otherwise available.<sup>10</sup> For a full description of the methodology underlying our preliminary determination, see “Use of Facts Otherwise Available and Adverse Inferences” in the Preliminary Decision Memorandum.

**All-Others Rate**

Sections 703(d)(1)(A)(i) and 705(c)(5)(A) of the Act provide that in

the preliminary determination, Commerce shall determine an estimated all-others rate for companies not individually examined. This rate shall be an amount equal to the weighted average of the estimated subsidy rates established for those companies individually examined, excluding any zero and *de minimis* rates and any rates based entirely under section 776 of the Act.

Commerce calculated individual estimated countervailable subsidy rates for Guangdong Huaxing Glass Co. Ltd. (Guangdong Huaxing) and Qixia Changyu Glass Co. Ltd. (Qixia Changyu) that are not zero, *de minimis*, or based entirely on section 776 of the Act. Therefore, Commerce calculated the all-others rate using a simple average of the individual estimated subsidy rates calculated for Guangdong Huaxing and Qixia Changyu using each company’s values for the merchandise under consideration because publicly ranged sales data was unavailable.<sup>11</sup>

**Preliminary Determination**

Commerce preliminarily determines that the following estimated countervailable subsidy rates exist:

Company	Subsidy rate
Guangdong Huaxing Glass Co., Ltd <sup>12</sup> .....	23.25
Qixia Changyu Glass Co., Ltd .....	22.60
Asia Trade Connection .....	315.73
Built in China .....	315.73
Cangzhou Roter Faden Glass Products .....	315.73
Choicest International .....	315.73
East Asia Glass Limited .....	315.73

<sup>5</sup> See *Antidumping Duties; Countervailing Duties, Final Rule*, 62 FR 27296, 27323 (May 19, 1997).

<sup>6</sup> See *Initiation Notice*.

<sup>7</sup> See Shandong Pharmaceutical Glass Co., Ltd.’s Letter, “Certain Glass Containers from the People’s Republic of China: Shandong Pharmaceutical Glass Co., Ltd.—Comments on Scope,” dated November 12, 2019, IKEA Supply AG’s Letter, “Antidumping and Countervailing Duty Investigations on Certain Glass Containers from the People’s Republic of China—Scope Comments,” dated November 12, 2019, Target General Merchandise, Inc.’s Letter, “Certain Glass Containers from the People’s Republic of China: Scope Comments,” dated November 12, 2019, Zibo Glass Container Exporter Coalition’s Letter, “Certain Glass Containers from the People’s Republic of China: Submission of Scope Comments,” dated November 8, 2019, and Midwest Custom Bottling LLC’s Letter, “Certain Glass Containers from the People’s Republic of China: Scope Comments,” dated November 12, 2019.

<sup>8</sup> See sections 771(5)(B) and (D) of the Act regarding financial contribution; section 771(5)(E) of the Act regarding benefit; and section 771(5A) of the Act regarding specificity.

<sup>9</sup> The companies that failed to properly respond to Commerce’s quantity and value questionnaire were: Asia Trade Connection, Built in China, Cangzhou Roter Faden Glass Products, Choicest International, East Asia Glass Limited, Guangzhou Idealpak Business, Haimen Sanlong Glass Products, Hebei Anyu Glass Products Co. Ltd., Hebei Zhengi

Glass Products Co. Ltd., Huazhong Glass Co. Ltd. (Changxing), Iboya Glass, Jiangmen Zhong’an Import and Export, Jining Baolin Glass Product Co. Ltd., Kisco Trading Shanghai, Lianyungang Chinamex Trade, Linlang (Shanghai) Glass Products Co. Ltd., New Westgate Glass Packaging, Ningbo Vifa International Trade Co., Qingdao Auro Pack, Qingdao Jutai International Trade Co., Rockwood & Hines (Jiaying) Co. Ltd., SGS Bottle, Shandong Hongda Glassware Co. Ltd., Shandong Mounttai Sheng Li Yuan GLA, Shandong Qingguo Foods, Shandong Wensheng Glass Technology Co. Ltd., ShangHai Misa Glass Co. Ltd., Shanghai Vista Packaging, Suzhou Yunbo Glass, Unipack Glass, Value Chain Glass Ltd. (VCG), Wheaton Glass, Wuhan Vanjoin Packaging Co. Ltd., Xiamen Cheer Imp & Exp Co. Ltd., Xuzhou Dahua Glass Products Co. Ltd., Xuzhou Fangbao Glassware, Xuzhou Huajing Glass Products, Xuzhou Livlong Glass Products Co. Ltd., Xuzhou Pretty Glass Products, Xuzhou Wan Xuan Import and Export, Xuzhou Yanjia Glassware, Yantai NBC Glass Packaging Co. Ltd., Yuncheng Jinpeng Glass Co. Ltd., Zheijiang Industrial Minerals Foreign Trade Co Ltd., Zibo CY International Trade Co. Ltd., Zibo Regal Glassware and Zibo Rongdian Glass Co. Ltd. (collectively, the 47 non-responsive companies). We refer to these companies, collectively, as the “non-responsive companies.”

<sup>10</sup> See sections 776(a) and (b) of the Act.

<sup>11</sup> With two respondents under examination, Commerce normally calculates (A) a weighted-average of the estimated subsidy rates calculated for

the examined respondents; (B) a simple average of the estimated subsidy rates calculated for the examined respondents; and (C) a weighted-average of the estimated subsidy rates calculated for the examined respondents using each company’s publicly-ranged U.S. sale quantities for the merchandise under consideration. Commerce then compares (B) and (C) to (A) and selects the rate closest to (A) as the most appropriate rate for all other producers and exporters. See, *e.g.*, *Ball Bearings and Parts Thereof from France, Germany, Italy, Japan, and the United Kingdom: Final Results of Antidumping Duty Administrative Reviews, Final Results of Changed-Circumstances Review, and Revocation of an Order in Part*, 75 FR 53661, 53663 (September 1, 2010). As complete publicly ranged sales data was available, Commerce based the all-others rate on the publicly ranged sales data of the mandatory respondents. For a complete analysis of the data, please see the All-Others’ Rate Calculation Memorandum.

<sup>12</sup> Guangdong Huaxing reported the following cross-owned companies which also preliminarily will receive Guangdong Huaxing’s subsidy rate: Foshan Huaxing Glass Co. Ltd., Fujian Huaxing Glass Co. Ltd., Daye Huaxing Glass Co. Ltd., Hunan Huaxing Glass Co. Ltd., Guizhou Huaxing Glass Co. Ltd., Zheijiang Huaxing Glass Co. Ltd., Foshan City San Shui Hua Xing Glass Co. Ltd., Fujian Changcheng Huaxing Glass Co. Ltd., Jiangsu Huaxing Glass Co. Ltd., Hebei Huaxing Glass Co. Ltd., Henan Huaxing Glass Co Ltd., and Xinjiang Huaxing Glass Co. Ltd.

Company	Subsidy rate
Guangzhou Idealpak Business .....	315.73
Haimen Sanlong Glass Products .....	315.73
Hebei Anyu Glass Products Co. Ltd .....	315.73
Hebei Zhengi Glass Products Co. Ltd .....	315.73
Huazhong Glass Co. Ltd. (Changxing) .....	315.73
Iboya Glass .....	315.73
Jiangmen Zhong'an Import and Export .....	315.73
Jining Baolin Glass Product Co. Ltd .....	315.73
Kisco Trading Shanghai .....	315.73
Lianyungang Chinamex Trade .....	315.73
Linlang (Shanghai) Glass Products Co. Ltd .....	315.73
New Westgate Glass Packaging .....	315.73
Ningbo Vifa International Trade Co .....	315.73
Qingdao Auro Pack .....	315.73
Qingdao Jutai International Trade Co .....	315.73
Rockwood & Hines (Jiaxing) Co. Ltd .....	315.73
SGS Bottle .....	315.73
Shandong Hongda Glassware Co. Ltd .....	315.73
Shandong Mounttai Sheng Li Yuan GLA .....	315.73
Shandong Qingguo Foods .....	315.73
Shandong Wensheng Glass Technology Co. Ltd .....	315.73
ShangHai Misa Glass Co. Ltd .....	315.73
Shanghai Vista Packaging .....	315.73
Suzhou Yunbo Glass .....	315.73
Unipack Glass .....	315.73
Value Chain Glass Ltd. (VCG) .....	315.73
Wheaton Glass .....	315.73
Wuhan Vanjoin Packaging Co. Ltd .....	315.73
Xiamen Cheer Imp & Exp Co. Ltd .....	315.73
Xuzhou Dahua Glass Products Co. Ltd .....	315.73
Xuzhou Fangbao Glassware .....	315.73
Xuzhou Huajing Glass Products .....	315.73
Xuzhou Livlong Glass Products Co. Ltd .....	315.73
Xuzhou Pretty Glass Products .....	315.73
Xuzhou Wan Xuan Import and Export .....	315.73
Xuzhou Yanjia Glassware .....	315.73
Yantai NBC Glass Packaging Co. Ltd .....	315.73
Yuncheng Jinpeng Glass Co. Ltd .....	315.73
Zhejiang Industrial Minerals Foreign Trade Co Ltd .....	315.73
Zibo CY International Trade Co. Ltd .....	315.73
Zibo Regal Glassware .....	315.73
Zibo Rongdian Glass Co. Ltd .....	315.73
All Others .....	22.93

### Suspension of Liquidation

In accordance with sections 703(d)(1)(B) and (d)(2) of the Act, Commerce will direct U.S. Customs and Border Protection (CBP) to suspend liquidation of entries of subject merchandise as described in the scope of the investigation entered, or withdrawn from warehouse, for consumption on or after the date of publication of this notice in the **Federal Register**. Further, pursuant to 19 CFR 351.205(d), Commerce will instruct CBP to require a cash deposit equal to the rates indicated above.

### Disclosure

Commerce intends to disclose its calculations and analysis performed to interested parties in this preliminary determination within five days of its public announcement, or if there is no public announcement, within five days of the date of this notice in accordance with 19 CFR 351.224(b).

### Public Comment

Case briefs or other written comments may be submitted to the Assistant Secretary for Enforcement and Compliance no later than 14 days after the date of publication of this notice in the **Federal Register**. Rebuttal briefs, limited to issues raised in case briefs, may be submitted no later than five days after the deadline date for case briefs.<sup>13</sup> Pursuant to 19 CFR 351.309(c)(2) and (d)(2), parties who submit case briefs or rebuttal briefs in this investigation 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.

Pursuant to 19 CFR 351.310(c), interested parties who wish to request a hearing, limited to issues raised in the case and rebuttal briefs, must submit a written request to the Assistant

<sup>13</sup> See 19 CFR 351.309; see also 19 CFR 351.303 (for general filing requirements).

Secretary for Enforcement and Compliance, U.S. Department of Commerce within 21 days after the date of publication of this notice. Requests should contain the party's name, address, and telephone number, the number of participants, whether any participant is a foreign national, and a list of the issues to be discussed. If a request for a hearing is made, Commerce intends to hold the hearing at the U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230, at a time and date to be determined. Parties should confirm by telephone the date, time, and location of the hearing two days before the scheduled date.

### Final Determination

Section 705(a)(1) of the Act and 19 CFR 351.210(b)(1) provide that Commerce will issue the final determination within 75 days after the date of its preliminary determination.

Accordingly, Commerce will make its final determination no later than 75 days after the signature date of this preliminary determination, unless postponed.

### International Trade Commission Notification

In accordance with section 703(f) of the Act, Commerce will notify the International Trade Commission (ITC) of its determination. If the final determination is affirmative, the ITC will determine before the later of 120 days after the date of this preliminary determination or 45 days after the final determination, whether imports of the subject merchandise are materially injuring, or threaten material injury to, the U.S. industry.

### Notification to Interested Parties

This determination is issued and published pursuant to sections 703(f) and 777(i) of the Act and 19 CFR 351.205(c).

Dated: February 24, 2020.

**Jeffrey I. Kessler,**

*Assistant Secretary for Enforcement and Compliance.*

### Appendix I

#### Scope of the Investigation

The merchandise covered by this investigation is certain glass containers with a nominal capacity of 0.059 liters (2.0 fluid ounces) up to and including 4.0 liters (135.256 fluid ounces) and an opening or mouth with a nominal outer diameter of 14 millimeters up to and including 120 millimeters. The scope includes glass jars, bottles, flasks and similar containers; with or without their closures; whether clear or colored; and with or without design or functional enhancements (including, but not limited to, handles, embossing, labeling, or etching).

Excluded from the scope of the investigation are: (1) Glass containers made of borosilicate glass, meeting United States Pharmacopeia requirements for Type 1 pharmaceutical containers; (2) glass containers without “mold seams,” “joint marks,” or “parting lines;” and (3) glass containers without a “finish” (*i.e.*, the section of a container at the opening including the lip and ring or collar, threaded or otherwise compatible with a type of closure to seal the container’s contents, including but not limited to a lid, cap, or cork).

Glass containers subject to this investigation are specified within the Harmonized Tariff Schedule of the United States (HTSUS) under subheadings 7010.90.5005, 7010.90.5009, 7010.90.5015, 7010.90.5019, 7010.90.5025, 7010.90.5029, 7010.90.5035, 7010.90.5039, 7010.90.5045, 7010.90.5049, and 7010.90.5055. The HTSUS subheadings are provided for convenience and customs purposes only. The written description of the scope of the investigation is dispositive.

### Appendix II

#### List of Topics Discussed in the Preliminary Decision Memorandum

- I. Summary
- II. Background
- III. Scope Comments
- IV. Scope of the Investigation
- V. Injury Test
- VI. Diversification of China’s Economy
- VII. Use of Facts Otherwise Available and Adverse Inferences
- VIII. Subsidies Valuation
- IX. Benchmarks and Interest Rates
- X. Analysis of Programs
- XI. Calculation of the All-Others Rate
- XII. ITC Notification
- XIII. Disclosure and Public Comment
- XIV. Recommendation

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## DEPARTMENT OF COMMERCE

### International Trade Administration

#### Announcement of Upcoming May 2020 Through April 2021 International Trade Administration Trade Missions

**AGENCY:** International Trade Administration, Department of Commerce.

**SUMMARY:** The United States Department of Commerce, International Trade Administration (ITA) is announcing six upcoming trade missions that will be recruited, organized, and implemented by ITA. These missions are:

- Security Mission for Economic Prosperity in El Salvador, Honduras, and Guatemala—May 10–15, 2020.
- Reconstruction Trade Mission to Southern Africa—June 15–18, 2020.
- Executive-led Trade Mission and Business Development Event in East Africa—August 31, 2020–September 3, 2020.
- The 13th Annual U.S. Industry Program at the International Atomic Energy Agency General Conference in Vienna, Austria—September 20–23, 2020.
- Cybersecurity Business Development Mission to Peru, Chile, and Uruguay, with an optional stop in Argentina—October 5–9, 2020.
- Cyber Security Business Development Mission to India—April 19–23, 2021.

A summary of each mission is found below. Application information and more detailed mission information, including the commercial setting and sector information, can be found at the trade mission website: <http://export.gov/trademissions>.

For each mission, recruitment will be conducted in an open and public manner, including publication in the

**Federal Register**, posting on the Commerce Department trade mission calendar (<http://export.gov/trademissions>) and other internet websites, press releases to general and trade media, direct mail, broadcast fax, notices by industry trade associations and other multiplier groups, and publicity at industry meetings, symposia, conferences, and trade shows.

**FOR FURTHER INFORMATION CONTACT:** Gemal Brangman, Trade Promotion Programs, Industry and Analysis, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone (202) 482-3773.

### The Following Conditions for Participation Will Be Used for Each Mission

Applicants must submit a completed and signed mission application and supplemental application materials, including adequate information on their products and/or services, primary market objectives, and goals for participation. If the Department of Commerce receives an incomplete application, the Department may either: Reject the application, request additional information/clarification, or take the lack of information into account when evaluating the application. If the requisite minimum number of participants is not selected for a particular mission by the recruitment deadline, the mission may be cancelled.

Each applicant must also certify that the products and services it seeks to export through the mission are either produced in the United States, or, if not, are marketed under the name of a U.S. firm and have at least fifty-one percent U.S. content by value. In the case of a trade association or organization, the applicant must certify that, for each firm or service provider to be represented by the association/organization, the products and/or services the represented firm or service provider seeks to export are either produced in the United States or, if not, marketed under the name of a U.S. firm and have at least 51% U.S. content.

A trade association/organization applicant must certify to the above for all of the companies it seeks to represent on the mission.

In addition, each applicant must:

- Certify that the export of products and services that it wishes to market through the mission would be in compliance with U.S. export controls and regulations;
- Certify that it has identified any matter pending before any bureau or office in the Department of Commerce;