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Agenda

Thursday, April 16, 2020; 2:00 p.m. (EDT)

- I. Roll Call
- II. Statement of Concern
- III. Other Business
- IV. Open Comment
- V. Adjournment

Dated: April 9, 2020.

David Mussatt,

Supervisory Chief, Regional Programs Unit.

[FR Doc. 2020-07906 Filed 4-14-20; 8:45 am]

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[B-77-2019]

Foreign-Trade Zone (FTZ) 65—Panama City, Florida; Authorization of Production Activity; Oceaneering International, Inc., (Sub-Sea Distribution Parts and Systems), Panama City, Florida

On December 11, 2019, Oceaneering International, Inc., submitted a notification of proposed production activity to the FTZ Board for its facility within FTZ 65, in Panama City, Florida.

The notification was processed in accordance with the regulations of the FTZ Board (15 CFR part 400), including notice in the **Federal Register** inviting public comment (84 FR 70932, December 26, 2019). On April 9, 2020, the applicant was notified of the FTZ Board’s decision that no further review of the activity is warranted at this time. The production activity described in the notification was authorized, subject to the FTZ Act and the FTZ Board’s regulations, including Section 400.14.

Dated: April 9, 2020.

Andrew McGilvray,

Executive Secretary.

[FR Doc. 2020-07938 Filed 4-14-20; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-552-801]

Certain Frozen Fish Fillets From the Socialist Republic of Vietnam: Notice of Court Decision not in Harmony With Final Results of Administrative Review and Notice of Amended Final Results of Antidumping Duty Administrative Review

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

SUMMARY: On March 12, 2020, the United States Court of International Trade (CIT) issued a final judgment in *Can Tho Import-Export Joint Stock Co. v. United States*, Consol. Court No. 16-00071 (*Can Tho II*), sustaining the Department of Commerce’s (Commerce’s) remand results for the 11th administrative review of the antidumping duty (AD) order on certain frozen fish fillets (fish fillets) from the Socialist Republic of Vietnam (Vietnam), covering the period of review (POR) August 1, 2013 through July 31, 2014. Commerce is notifying the public that the CIT’s final judgment is not in harmony with the final results of the administrative review, and that Commerce is amending the final results with respect to a certain exporter.

DATES: Applicable March 22, 2020.

FOR FURTHER INFORMATION CONTACT: Javier Barrientos, AD/CVD Operations Office V, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-2243.

SUPPLEMENTARY INFORMATION:

Background

During the 10th administrative review of the AD order on fish fillets from Vietnam, Commerce denied Can Tho Import-Export Joint Stock Company (Caseamex) separate-rate status. On appeal, the CIT affirmed this determination in *An Giang Fisheries*.¹ In the 11th administrative review, Caseamex submitted a separate rate application which stated that the company had no material changes in company structure, shareholdings, or

¹ See *An Giang Fisheries Import and Export Joint Stock Company et al. v. United States*, Court No. 15-00044, Slip Op. 18-4 (CIT 2018) (*An Giang Fisheries*).

operations.² As a result, we continued to deny Caseamex separate-rate status.³

Caseamex challenged the final results, asserting that it should be given a separate rate because Commerce’s decision to deny it a separate rate relied on a memorandum from the prior administrative review. On October 15, 2018, the CIT remanded the *Final Results* and ordered Commerce to reconsider the separate rate issue.⁴

On April 1, 2019, Commerce issued the *First Remand Results*.⁵ Commerce explained that it considers Vietnam to be a non-market economy (NME) country under section 771(18) of the Tariff Act of 1930, as amended (Act). In AD proceedings involving NME countries, such as Vietnam, the rebuttable presumption is that the export activities of all firms within the country are subject to government control and influence.⁶ On remand, Commerce considered all of the record evidence, including Caseamex’s 2012 Articles of Association, and found that the totality of the evidence continued to demonstrate the government of Vietnam had the potential to take an active role as the second largest shareholder of the company.⁷

On October 17, 2019, the CIT issued the *Second Remand Order*, which considered Caseamex’s continued challenge that it should be given separate rate status.⁸ The CIT held that Commerce’s remand redetermination was not supported by substantial evidence. The CIT found that Caseamex’s 2012 Articles of Association rebutted the presumption of government control.⁹ The CIT ordered that

² See Caseamex’s Letter, “Can Tho Import-Export Seafood Joint Stock Company (CASEAMEX) Separate Rate Application: Antidumping Administrative Review of Certain Frozen Fish Fillets from The Socialist Republic of Vietnam: Review Period—8/1/2013-7/31/2014,” dated December 1, 2014.

³ See *Certain Frozen Fish Fillets from the Socialist Republic of Vietnam: Final Results and Partial Rescission of Antidumping Duty Administrative Review; 2013-2014*, 81 FR 17435 (March 29, 2016) (*AR11 Final Results*), and accompanying Issues and Decision Memorandum (IDM) at Comment VI.

⁴ See *Can Tho Import-Export Joint Stock Company v. United States*, Court No. 16-00071, Slip Op. 16-71 (October 15, 2018) (*First Remand Order*).

⁵ See *Final Results of Redetermination Pursuant to Can Tho Import-Export Joint Stock Company v. United States*, Court No. 16-00071 (October 15, 2018) (*First Remand Results*).

⁶ See *Certain New Pneumatic Off-the-Road Tires from the People’s Republic of China: Final Results of Antidumping Duty Administrative Review; 2012-2013*, 80 FR 20197 (April 15, 2015), and accompanying IDM.

⁷ See *First Remand Results*.

⁸ See *Can Tho Import-Export Joint Stock Company v. United States*, Court No. 16-00071, Slip Op. 19-129 (October 17, 2019) (*Second Remand Order*).

⁹ *Id.* at 8-12.