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Agenda

Welcome and Roll Call
Discussion of August 13, 2020 Briefing
Next Steps
Public Comment
Adjournment

Dated: July 28, 2020.

David Mussatt,

Supervisory Chief, Regional Programs Unit.

[FR Doc. 2020–16610 Filed 7–30–20; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A–557–809]

Stainless Steel Butt-Weld Pipe Fittings from Malaysia: Rescission of Antidumping Duty Administrative Review; 2019–2020

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

SUMMARY: The Department of Commerce (Commerce) is rescinding the administrative review of the antidumping duty order on stainless steel butt-weld pipe fittings from Malaysia for the period February 1, 2019, through January 31, 2020.

DATES: Applicable July 31, 2020.

FOR FURTHER INFORMATION CONTACT: Preston N. Cox, AD/CVD Operations, Office VI, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482–5041.

SUPPLEMENTARY INFORMATION:

Background

On February 3, 2020, Commerce published in the **Federal Register** a notice of opportunity to request an administrative review of the

antidumping duty order on stainless steel butt-weld pipe fittings from Malaysia for the period February 1, 2019, through January 31, 2020.¹ On February 28, 2020, Commerce received a timely request from Core Pipe Products, Inc. and Taylor Forge Stainless, Inc. (the petitioners), domestic producers of stainless steel butt-weld pipe fittings, for administrative reviews of Pantech Stainless & Alloy Industries Sdn. Bhd. (Pantech) and TSS Pipes & Fittings Industry Sdn. Bhd. (TSS), exporters of stainless steel butt-weld pipe fittings.² On March 2, 2020, Pantech and TSS filed timely requests for review of their own respective companies.³ These requests were in accordance with section 751(a) of the Tariff Act of 1930, as amended (the Act), and 19 CFR 351.213(b).

On April 8, 2020, pursuant to these requests and in accordance with section 751(a) of the Act and 19 CFR 351.221(c)(1)(i), Commerce initiated an administrative review of Pantech and TSS.⁴ On June 16, 2020, the petitioners timely withdrew the request for administrative review with respect to Pantech,⁵ and Pantech timely withdrew its request for administrative review of itself.⁶ On July 14, 2020, the petitioners timely withdrew the request for administrative review with respect to TSS.⁷ On July 15, 2020, TSS timely withdrew its request for administrative review of itself.⁸

¹ See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity to Request Administrative Review*, 85 FR 5938 (February 3, 2020).

² See Petitioners' Letter, "Stainless Steel Butt-Weld Pipe Fittings from Malaysia: Petitioners' Request for 2019/2020 Administrative Review," dated February 28, 2020.

³ See Pantech's Letter, "Pantech Request for Administrative Review of the Antidumping Duty Order on Stainless Steel Butt-Weld Pipe Fittings from Malaysia," dated March 2, 2020; and TSS's Letter, "Stainless Steel Butt-Weld Pipe Fittings from Malaysia: Request for 2019/2020 Administrative Review," dated March 2, 2020.

⁴ See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 85 FR 19730 (April 8, 2020).

⁵ See Petitioners' Letter, "Stainless Steel Butt-Weld Pipe Fittings From Malaysia—Petitioners' Withdrawal of Review Request of Pantech Stainless & Alloy Industries Sdn. Bhd.," dated June 16, 2020.

⁶ See Pantech's Letter, "Withdrawal of Administrative Review Request & Request for Rescission of Administrative Review: Administrative Review of the Antidumping Duty Order on Stainless Steel Butt-Weld Pipe Fittings from Malaysia," dated June 16, 2020.

⁷ See Petitioners' Letter, "Stainless Steel Butt-Weld Pipe Fittings From Malaysia—Petitioners' Withdrawal of Review Request of TSS Pipes & Fittings Industry Sdn. Bhd.," dated July 14, 2020.

⁸ See TSS's Letter, "Stainless Steel Butt-Weld Pipe Fittings (SSBWP) From Malaysia," dated July 15, 2020.

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 which requested the review withdraw the request within 90 days of the date of publication of the notice of initiation of the requested review. On April 24, 2020, Commerce tolled all deadlines in administrative reviews by 50 days,⁹ extending the 90-day deadline for withdrawing requests for review from July 7, 2020, to August 27, 2020. Therefore, all parties that requested an administrative review withdrew their requests for review for all companies within the applicable deadline. Accordingly, we are rescinding in its entirety the administrative review of the antidumping duty order on stainless steel butt-weld pipe fittings from Malaysia covering the period February 1, 2019, through January 31, 2020.

Assessment

Commerce will instruct U.S. Customs and Border Protection (CBP) to assess antidumping duties on all appropriate entries of stainless steel butt-weld pipe fittings from Malaysia. Antidumping duties shall be assessed at rates equal to the cash deposit of estimated antidumping 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 to CBP 15 days after the date of publication of this notice in the **Federal Register**.

Notification to Importers

This notice serves as a final reminder to importers of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during this review period. Failure to comply with this requirement could result in Commerce's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of doubled antidumping duties.

Notification Regarding Administrative Protective Orders

This notice also serves as a final reminder to parties subject to administrative protective order (APO) of their responsibility concerning the disposition of proprietary information

⁹ See Memorandum, "Tolling of Deadlines for Antidumping and Countervailing Duty Administrative Reviews in Response to Operational Adjustments Due to COVID-19," dated April 24, 2020.

disclosed under APO in accordance with 19 CFR 351.305. Timely written notification of the return or 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: July 24, 2020.

James Maeder,

Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-092]

Mattresses From the People's Republic of China: Initiation of Antidumping Duty New Shipper Review

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

SUMMARY: The Department of Commerce (Commerce) has determined that a request for a new shipper review (NSR) of the antidumping duty order on mattresses from the People's Republic of China (China) meets the statutory and regulatory requirements for initiation. The period of review (POR) for the NSR is June 4, 2019 through May 31, 2020.

DATES: Applicable July 31, 2020.

FOR FURTHER INFORMATION CONTACT:

Jesse Montoya, 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) 482-8211.

SUPPLEMENTARY INFORMATION:

Background

Commerce published the mattresses *Order* on December 16, 2019.¹ On June 29, 2020, pursuant to section 751(a)(2)(B)(i) of the Tariff Act of 1930, as amended (the Act), and 19 CFR 351.214(c), Commerce received a timely NSR request from Shanghai Sunbeauty Trading Co., Ltd. (Sunbeauty).²

¹ See *Mattresses from the People's Republic of China: Antidumping Duty Order*, 84 FR 68395 (December 16, 2020) (*Order*).

² See Sunbeauty's Letter, "Mattresses from the People's Republic of China: Request for New Shipper Review," dated June 29, 2020 (NSR Request).

In its submission, Sunbeauty certified that it is the exporter of the subject merchandise upon which its request for a NSR is based.³ Pursuant to section 751(a)(2)(B)(i)(I) of the Act and 19 CFR 351.214(b)(2)(ii)(A), Sunbeauty certified that it did not export mattresses to the United States during the period of investigation (POI).⁴ Sunbeauty also provided in its submission, pursuant to 19 CFR 351.214(b)(2)(ii)(B), a certification from the company that produced or supplied the subject merchandise to Sunbeauty that the producer or supplier did not export the subject merchandise to the United States during the POI.⁵ Additionally, pursuant to section 751(a)(2)(B)(i)(II) of the Act and 19 CFR 351.214(b)(2)(iii)(A), Sunbeauty certified that, since the initiation of the investigation, it has never been affiliated with any producer or exporter that exported mattresses to the United States during the POI, including those not individually examined during the investigation.⁶ As required by 19 CFR 351.214(b)(2)(iii)(B), Sunbeauty also certified that its export activities are not controlled by the central government of China.⁷ Further, Sunbeauty stated that it has not made subsequent shipments of subject merchandise during the POR.⁸

In addition to the certifications described above, pursuant to 19 CFR 351.214(b)(2)(iv), Sunbeauty submitted documentation establishing the following: (1) The date on which it first shipped subject merchandise for export to the United States and the date on which the merchandise was first entered, or withdrawn from warehouse, for consumption; (2) the volume of its first shipment; and (3) the date of its first sale to an unaffiliated customer in the United States.⁹

Commerce conducted a query of U.S. Customs and Border Protection (CBP) data and confirmed that Sunbeauty's subject merchandise entered the United States for consumption and that liquidation of such entries had been properly suspended for antidumping duties. The CBP data that Commerce examined are consistent with information provided by Sunbeauty in its NSR request. In particular, the CBP data confirm the price and quantity reported by Sunbeauty for the sale that forms that basis of its NSR request.¹⁰

³ *Id.* at Exhibit 1.

⁴ *Id.*

⁵ *Id.*

⁶ *Id.*

⁷ *Id.*

⁸ *Id.* at 3.

⁹ *Id.* at Exhibit 2.

¹⁰ *Id.*; see also Memorandum, "Initiation of Antidumping New Shipper Review of Mattresses

Period of Review

Pursuant to 19 CFR 351.214(c), an exporter or producer may request an NSR within one year of the date on which its subject merchandise was first entered, or withdrawn from warehouse, for consumption, or shipped to the United States, as appropriate. Sunbeauty requested this NSR within one year of the date on which its merchandise first entered the United States, and made its request in June 2020, which is the first semiannual anniversary month of the *Order*.¹¹ In accordance with 19 CFR 351.214(g)(1)(ii)(B), the POR is June 4, 2019 through May 31, 2020.

Initiation of NSR

Pursuant to section 751(a)(2)(B) of the Act, 19 CFR 351.214(b), and based on the information on the record, we find that Sunbeauty's NSR request meets the threshold requirements for initiation of a NSR of its shipment(s) of mattresses to the United States.¹² However, if the information supplied by Sunbeauty is later found to be incorrect or insufficient during the course of this NSR, Commerce may rescind the review or apply adverse facts available, pursuant to section 776 of the Act, as appropriate. Pursuant to 19 CFR 351.221(c)(1)(i), Commerce will publish the notice of initiation of an NSR no later than the last day of the month following the anniversary or semiannual anniversary month of the order. Commerce intends to issue the preliminary results of this review no later than 180 days from the date of initiation, and the final results of this review no later than 90 days after the date the preliminary results are issued.¹³

It is Commerce's usual practice, in cases involving non-market economies, to require that a company seeking to establish eligibility for an antidumping duty rate separate from the country-wide rate (*i.e.*, separate rate) to provide evidence of *de jure* and *de facto* absence of government control over the company's export activities.¹⁴ Accordingly, Commerce will issue questionnaires to Sunbeauty requesting, *inter alia*, information regarding its export activities for the purpose of

from the People's Republic of China: Shanghai Sunbeauty Trading Co., Ltd. Initiation Checklist," dated concurrently with this notice.

¹¹ See NSR Request at Exhibit 2.

¹² See generally NSR Request.

¹³ See section 751(a)(2)(B)(iii) of the Act.

¹⁴ See Policy Bulletin 05.1, "Separate-Rates Practice and Application of Combination Rates in Antidumping Investigations Involving Non-Market Economy Countries," available at <http://ia.ita.doc.gov/policy/bull05-1.pdf>.