Any party having a substantial interest in these proceedings may request a public hearing on the matter. A written request for a hearing must be submitted to the Trade Adjustment Assistance Division, Room 71030, Economic Development Administration, U.S. Department of Commerce, Washington, DC 20230, no later than ten (10) calendar days following publication of this notice. These petitions are received pursuant to section 251 of the Trade Act of 1974, as amended.

Please follow the requirements set forth in EDA’s regulations at 13 CFR 315.9 for procedures to request a public hearing. The Catalog of Federal Domestic Assistance official number and title for the program under which these petitions are submitted is 11.313, Trade Adjustment Assistance for Firms.

Bryan Borlik,
Director.

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BILLING CODE 3510–WH–P

DEPARTMENT OF COMMERCE
International Trade Administration
[A–201–836]

Light-Walled Rectangular Pipe and Tube From Mexico: Preliminary Results and Partial Rescission of Antidumping Duty Administrative Review; 2018–2019

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

SUMMARY: The Department of Commerce (Commerce) is conducting an administrative review of the antidumping duty order on light-walled rectangular pipe and tube from Mexico, covering the period August 1, 2018 through July 31, 2019. We preliminarily find that Regiomontana de Perfiles y Tubos S. de R.L. de C.V. (Regiopytsa) (successor-in-interest to Regiomontana de Perfiles y Tubos S.A. de C.V.) made sales of subject merchandise at less than normal value during the period of review. We are also rescinding this review for 12 companies where timely requests for withdrawals were filed by all parties who requested the reviews. We invite interested parties to comment on these preliminary results.


FOR FURTHER INFORMATION CONTACT: Samuel Brummer or John Conniff, AD/CVD Operations, Office III, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482–7851 or (202) 482–1009, respectively.

SUPPLEMENTARY INFORMATION:

Background

On October 7, 2019, Commerce published in the Federal Register a notice of the initiation of the administrative review of the antidumping duty order 1 on light-walled rectangular pipe and tube from Mexico for 19 companies.2 On October 22, 2019, we selected Maquilacero and Regiopytsa 3 for individual examination as the mandatory respondents in this administrative review.4

On April 24, 2020, Commerce tolled all deadlines in administrative reviews by 50 days.5 On July 21, 2020, Commerce tolled all deadlines in administrative reviews by an additional 60 days.6 On June 11, 2020, we extended the deadline for the preliminary results to November 18, 2020.7 The deadline for the preliminary results of this review is now December 16, 2020.

For a complete description of the events that followed the initiation of the review, see the Preliminary Decision Memorandum. 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 [https://access.trade.gov]. In addition, a complete version of the Preliminary Decision Memorandum can be accessed directly at [http://enforcement.trade.gov/frn/]. The signed and the electronic versions of the Preliminary Decision Memorandum are identical in content. A list of topics included in the Preliminary Decision Memorandum is included in the Appendix to this notice.

Scope of the Order

The products covered by the scope of the order are certain light-walled rectangular pipe and tube from Mexico. For a complete description of the scope, see the Preliminary Decision Memorandum.

Partial Rescission of Review

Pursuant to 19 CFR 351.213(d)(1), Commerce will rescind an administrative review, in whole or in part, if a party who requested the review

1 See Light-Walled Rectangular Pipe and Tube from Mexico, the People’s Republic of China, and the Republic of Korea: Antidumping Duty Orders; Light-Walled Rectangular Pipe and Tube from the Republic of Korea: Notice of Amended Final Determination of Sales at Less Than Fair Value, 73 FR 45403 (August 5, 2008) (Order).
2 See Initiation of Antidumping and Countervailing Duty Administrative Reviews, 84 FR 53411 (October 7, 2019) (Initiation Notice). The Initiation Notice listed 19 companies and 20 company names since it included both the current and former versions of Regiopytsa’s company name.5 Based on the record evidence in this review, we are preliminarily finding Regiomontana de Perfiles y Tubos S. de R.L. de C.V. to be successor-in-interest to Regiomontana de Perfiles y Tubos S.A. de C.V. For additional information on Commerce’s analysis regarding the successor-in-interest finding, see Memorandum, “Decision Memorandum for the Preliminary Results and Partial Rescission of Antidumping Duty Administrative Review: Light-Walled Rectangular Pipe and Tube from Mexico; 2018–2019,” dated concurrently with, and hereby adopted by, this notice (Preliminary Decision Memorandum) at 6.

withdraws the request within 90 days of the
date of publication of notice of
initiation of the requested review. On
January 6, 2020, Independence Tube
Corporation, a Nucor company, and
Southland Tube, Incorporated, a Nucor
company, timely withdrew their
requests for an administrative review on
the following 12 companies: Arco Metal
S.A. de C.V.; Galvak, S.A. de C.V.; Hylsa
S.A. de C.V.; Industrias Monterrey S.A.
de C.V.; Internacional de Aceros, S.A.
de C.V.; Nacional de Acero S.A. de C.V.;
PEASA-Productos Especializados de
Acero; Talleres Acero Rey S.A. de C.V.;
Ternium Mexico S.A. de C.V.; Tuberías
Aspe S.A de C.V.; Tuberia Laguna, S.A.
de C.V.; and Tuberias y Derivados S.A.
de C.V. No other party requested a
review of these 12 companies.8
Accordingly, we are rescinding this
review, in part, with respect to these
companies, pursuant to 19 CFR
351.213(d)(1).

Methodology
Commerce is conducting this review
in accordance with sections 751(a)(2) of
the Tariff Act of 1930, as amended (the
Act). Export price was calculated in
accordance with section 772 of the Act.
Normal value was calculated in
accordance with section 773 of the Act.
For a full description of the
methodology underlying our
conclusions, see the Preliminary
Decision Memorandum.

Rate for Non-Selected Companies
For the rate for companies not
selected for individual examination in
an administrative review, generally,
Commerce looks to section 735(c)(5) of
the Act, which provides instructions for
calculating the all-others rate in a
market economy investigation. Under
section 735(c)(5)(A) of the Act, the all-
others rate is normally “an amount
equal to the weighted average of the
estimated weighted-average dumping
margins established for exporters and
producers individually investigated,
excluding any zero or de
minimis
margins, and any margins determined
entirely on the basis of facts
available.” In this segment of the
proceeding, we calculated a margin for
Regioypytas that was not zero, de
minimis, or based on total facts
available. Accordingly, we have
preliminarily applied the weighted-
average dumping margin calculated for
the non-examined companies in this
review based on the weighted-average
dumping margin calculated for
Regioypytas.

Preliminary Results of Review
We preliminarily determine that, for
the period August 1, 2018 through July
31, 2019, the following weighted-
average dumping margins exist:

<table>
<thead>
<tr>
<th>Producer or exporter</th>
<th>Weighted-average dumping margin (percent)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Maquilacero S.A. de C.V. and Tecnicas de Fluidos S.A de C.V</td>
<td>0.00</td>
</tr>
<tr>
<td>Regiomontana de Perfiles y Tubos S. de R.L. de C.V</td>
<td>5.44</td>
</tr>
<tr>
<td>Aceros Cuatro Caminos S.A. de C.V</td>
<td>5.44</td>
</tr>
<tr>
<td>Fabricaciones y Servicios de Mexico</td>
<td>5.44</td>
</tr>
<tr>
<td>Grupo Estructuras y Perfiles</td>
<td>5.44</td>
</tr>
<tr>
<td>Perfiles LM S.A. de C.V</td>
<td>5.44</td>
</tr>
<tr>
<td>Productos Laminados de Monterrey S.A. de C.V</td>
<td>5.44</td>
</tr>
</tbody>
</table>

Disclosure and Public Comment
We will disclose to parties to the
proceeding the calculations performed in
connection with these preliminary
results of review within five days after
the date of publication of this notice.10
Interested parties may submit case briefs
not later than 30 days after the date of
publication of this notice.10
Rebuttal briefs, limited to
issues raised in the case briefs, may be
filed no later than seven days after the
date for filing case briefs.12 Parties who
submit case or rebuttal briefs in this
proceeding 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.13 Case and rebuttal briefs
should be filed using ACCESS.14 Note
that Commerce has temporarily
modified certain of its requirements for
serving documents containing business
proprietary information, until further
notice.15

Interested parties who wish to request
a hearing must submit a written request to
the Assistant Secretary for
Enforcement and Compliance within 30
days of the date of publication of this

8 We preliminarily find that Regiomontana de Perfiles y Tubos S. de R.L. de C.V. is the successor-
to Regiomontana de Perfiles y Tubos S.A. de C.V. For further discussion, see the Preliminary
Decision Memorandum.
9 See 19 CFR 351.309(c)[1](i)ii).
10 See 19 CFR 351.309(d)[1]; see also Temporary Rule Modifying AD/CVD Service Requirements Due to
11 See 19 CFR 351.309(c)[2] and (d)[2].
12 See 19 CFR 351.303.
13 See Temporary Rule.
14 See 19 CFR 351.310(c).
15 We preliminarily find that Regiomontana de Perfiles y Tubos S. de R.L. de C.V. is the successor-
to Regiomontana de Perfiles y Tubos S.A. de C.V. For which they did not know that the
merchandise was destined for the
United States, we will instruct CBP to
liquidate such entries at the all-others
rate of 3.76 percent, as established in
16 See 19 CFR 351.310(c).
17 In these preliminary results, Commerce applied the assessment rate calculation methodology
adopted in Antidumping Proceedings: Calculation of the Weighted-Average Dumping Margin and

Assessment Rates
For individually examined
respondents whose weighted-average
dumping margin is not zero or de
minimis (i.e., less than 0.50 percent), we
will calculate importer-specific ad
valorem duty assessment rates based on
the ratio of the total amount of dumping
calculated for the importer’s examined
sales to the total entered value of those
same sales in accordance with 19 CFR
351.212(b)(1).17 We will instruct CBP to
assess antidumping duties on all
appropriate entries covered by this
review when the importer-specific
assessment rate calculated in the final
results of this review is not zero or de
minimis. If a respondent’s weighted-
average dumping margin is zero or de
minimis within the meaning of 19 CFR
351.106(c)(1), or an importer-specific
rate is zero or de minimis, we will
instruct CBP to liquidate the appropriate
entries without regard to antidumping
duties. The final results of this review
shall be the basis for the assessment of
antidumping duties on entries of
merchandise covered by this review
where applicable.

Regarding entries of subject
merchandise during the period of
review that were produced by
Maquilacero and Regioypytas and for
which they did not know that the
merchandise was destined for the
United States, we will instruct CBP to
liquidate such entries at the all-others
rate of 3.76 percent, as established in

We preliminarily find that Regiomontana de Perfiles y Tubos S. de R.L. de C.V. is the successor-
to Regiomontana de Perfiles y Tubos S.A. de C.V. For which they did not know that the
merchandise was destined for the
United States, we will instruct CBP to
liquidate such entries at the all-others
rate of 3.76 percent, as established in

See Preliminary Decision Memorandum at 2–3.
the less-than-fair-value investigation, if there is no rate for the intermediate company(ies) involved in the transaction. For a full discussion of this matter, see Assessment Policy Notice. For those companies which were not individually examined, we will instruct CBP to assess antidumping duties at an ad valorem rate equal to that companies weighted-average dumping margin as determined in the final results of this review.

In accordance with 19 CFR 356.8, we intend to issue liquidation instructions to CBP on or after 41 days after publication of the final results of this review.

Cash Deposit Requirements
The following cash deposit requirements will be effective upon publication of the final results of this administrative review for all shipments of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the publication date of the final results of this administrative review, as provided by section 751(a)(2)(C) of the Act: (1) The cash deposit rate for each specific company listed above will be equal to the weighted-average dumping margin established in the final results of this administrative review; (2) for previously reviewed or investigated companies not listed above, the cash deposit rate will continue to be the company-specific rate published for the most recently completed segment of this proceeding in which they were reviewed; (3) if the exporter is not a firm covered in this review, a prior review, or in the investigation but the producer is, the exporter is not a firm covered in this review, and (4) the cash deposit rate for all other producers or exporters will continue to be the company-specific rate established in the final results of this investigation but the producer is, the exporter is not a firm covered in this review, which they were reviewed; (3) if the company(ies) involved in the transaction. For a full discussion of this matter, see Assessment Policy Notice.

Notification to Interested Parties
We are issuing and publishing this notice in accordance with sections 751(a)(1) and 777(i)(1) of the Act and 19 CFR 351.221(b)(4).

Jeffrey I. Kessler,
Assistant Secretary for Enforcement and Compliance.

Appendix

List of Topics Discussed in the Preliminary Decision Memorandum
I. Summary
II. Background
III. Scope of the Order
IV. Partial Rescission of Administrative Review
V. Companies Not Selected for Individual Examination
VI. Successor-in-Interest
VII. Single Entity Treatment
VIII. Discussion of the Methodology
IX. Currency Conversion
X. Recommendation

[FR Doc. 2020–28347 Filed 12–22–20; 8:45 am]
BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

INTERNATIONAL TRADE ADMINISTRATION

[1930, as amended (the Act).2

Compliance.

MLWF from China.

SUMMARY: Upon reconsidering these issues in the First Remand Redetermination, Commerce made certain changes and calculated a revised weighted-average dumping margin for Senmao and the separate rate companies.4

In Senmao II, the Court affirmed the First Remand Redetermination as it pertained to the surrogate value selections.5 However, the Court found that Commerce’s downward adjustment for irrevocable VAT was contrary to law in relying upon an unlawful interpretation of the Act.6 The Court,

DEPARTMENT OF COMMERCE

INTERNATIONAL TRADE ADMINISTRATION

[–570–970]

Multilayered Wood Flooring From the People’s Republic of China: Notice of Court Decision Not in Harmony With the Final Results of the Second Antidumping Duty Administrative Review

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

SUMMARY: On December 10, 2020, the United States Court of International Trade (the Court) entered final judgment sustaining the final results of the second remand redetermination pursuant to court order by the Department of Commerce (Commerce) pertaining to the antidumping duty administrative review of multilayered wood flooring (MLWF) from the People’s Republic of China (China) covering the period of review (POR), December 1, 2012 through November 30, 2013. Commerce is notifying the public that the final judgment in this case is not in harmony with Commerce’s final results in the 2012–2013 administrative review of MLWF from China.

DATES: Applicable December 20, 2020


SUPPLEMENTARY INFORMATION:

Background

On July 15, 2015, Commerce published the Final Results in the 2012–2013 administrative review of multilayered wood flooring from China in which Commerce assigned a rate of 13.74 percent to Jiangsu Senmao Bamboo and Wood Industry Co., Ltd. (Senmao) and all separate rate respondents in the Final Results.1 Commerce applied the weighted-average dumping margin of Senmao (the only mandatory respondent to receive a rate that was not de minimis or based solely on adverse facts available) to all parties eligible for a separate rate, pursuant to section 735(c)(5)(A) of the Tariff Act of 1930, as amended (the Act).2

Senmao and certain separate rate respondents appealed the Final Results. In its first remand order, the Court directed Commerce to reconsider or further explain certain of its surrogate value selections, its downward adjustment for irrevocable VAT, as well as its decision to deny voluntary respondent status to Fine Furniture (Shanghai) Limited (Fine Furniture).3 Upon reconsidering these issues in the First Remand Redetermination, Commerce made certain changes and calculated a revised weighted-average dumping margin for Senmao and the separate rate companies.4


3 Id.


4 See Final Results of Redetermination Pursuant to Court Order, Jiangsu Senmao Bamboo and Wood Industry Co., Ltd., et al. v. United States, dated June 3, 2019 (First Remand Redetermination).


6 Id.

The Court,


2 See Order, 73 FR at 45405.


4 See Order, 73 FR at 45405.

5 See Order, 73 FR at 45405.