

## DEPARTMENT OF COMMERCE

### International Trade Administration

[C-469-818]

#### Ripe Olives From Spain: Final Results of Countervailing Duty Administrative Review; 2017–2018

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

**SUMMARY:** The Department of Commerce (Commerce) determines that certain producers and/or exporters of ripe olives from Spain, received countervailable subsidies during the period of review (POR), November 28, 2017, through December 31, 2018.

**DATES:** Effective July 2, 2021.

**FOR FURTHER INFORMATION CONTACT:** Mary Kolberg or Dusten Hom, AD/CVD Operations, Office I, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-1785, (202) 482-5075, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Background

On December 28, 2020, Commerce published the *Preliminary Results* of this CVD administrative review in the **Federal Register**.<sup>1</sup> On April 5, 2021, Commerce extended the deadline for the final results of this administrative review until June 25, 2021.<sup>2</sup> We invited interested parties to comment on the Preliminary Results. On May 7, 2021, we received case briefs from Alimentary Group DCoop S.Coop. And. (DCoop), ASEMESA, Agro Sevilla Aceitunas S.Coop. And. (Agro Sevilla), and Angel Camcho Alimentacion, S.L. (Camacho), the European Investment Fund (the EIF), the Government of Spain (the GOS), and Musco Family Olive Company (Musco).<sup>3</sup> On May 14, 2021,

we received rebuttal briefs from ASEMESA, Agro Sevilla, and Camacho, DCoop, and Musco.<sup>4</sup> For a complete description of the events that occurred since the *Preliminary Results*, see the Issues and Decision Memorandum.<sup>5</sup>

##### Scope of the Order

The product covered by the order are ripe olives from Spain. For a complete description of the scope of this order, see the Issues and Decision Memorandum.

##### Analysis of Comments Received

All issues raised by the interested parties in their case and rebuttal briefs are addressed in the Issues and Decision Memorandum. A list of these issues are identified in the Appendix to this notice. The Issues and Decision Memorandum is a public document and is on file electronically via Enforcement and Compliance's Antidumping and CVD Centralized Electronic Service System (ACCESS). ACCESS is available to registered users at <http://access.trade.gov>. In addition, a complete version of the Issues and Decision Memorandum can be accessed directly at <http://enforcement.trade.gov/fjn/>.

##### Changes Since the Preliminary Results

Based on the comments received from interested parties, we revised the calculation of the net countervailable subsidy rates for the respondents: DCoop, Agro Sevilla, and Camacho. For a discussion of these issues, see the Issues and Decision Memorandum.

##### Methodology

Commerce conducted this review in accordance with section 751(a)(1)(A) of the Tariff Act of 1930, as amended (the Act). For each of the subsidy programs found to be countervailable, we determine 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>6</sup> For a full description of the methodology underlying our conclusions, see the Issues and Decision Memorandum.

In making this final determination, Commerce is relying, in part, on facts otherwise available, including adverse facts available (AFA), pursuant to sections 776(a) and (b) of the Act. For a full discussion of our application of AFA, see the *Preliminary Results* and the section "Use of Facts Otherwise Available and Adverse Inference" in the accompanying Issues and Decision Memorandum.

##### Final Results of Review

We determine the following net countervailable subsidy rates for the period of November 28, 2017, through December 31, 2018:

Exporter/producer	Subsidy rate
Agro Sevilla Aceitunas S.COOP Andalusia .....	7.01
Angel Camacho Alimentacion S.L .....	5.23
Alimentary Group DCoop S.Coop. And .....	22.36

##### Disclosure

We intend to disclose to interested parties the calculations and analysis performed in the final results of this review within five days of the date of publication of this notice in accordance with 19 CFR 351.224(b).

##### Assessment

In accordance with section 751(a)(2)(C) of the Act and 19 CFR 351.212(b)(2), Commerce shall determine, and CBP shall assess, countervailing duties on all appropriate entries covered by this review. Commerce intends to issue appropriate assessment instructions to CBP no earlier than 35 days after the date of this publication of the final results of this review in the **Federal Register**. If a timely summons is filed at the U.S. Court of International Trade, the assessment instructions will direct CBP not to liquidate relevant entries until the time for parties to file a request for a statutory injunction has expired (*i.e.*, within 90 days of publication).

##### Cash Deposit Requirements

In accordance with section 751(a)(1) of the Act, Commerce also intends to instruct CBP to collect cash deposits of estimated countervailing duties in the

<sup>1</sup> See *Ripe Olives from Spain: Preliminary Results of Countervailing Duty Administrative Review; 2017–2018*, 85 FR 84294 (December 28, 2020), and accompanying Preliminary Decision Memorandum (Preliminary Decision Memorandum) (collectively, *Preliminary Results*).

<sup>2</sup> See Memorandum, "Ripe Olives from Spain: Extension of Deadline for Final Results of Countervailing Duty Administrative Review; 2017–2018," dated April 5, 2021.

<sup>3</sup> See EIF's Letter, "2019 Administrative Review of the CVD Order on Ripe Olives from Spain-Case brief," dated May 7, 2021; see also ASEMESA's, Agro Sevilla's, and Camacho's Letter, "Case Brief of ASEMESA, Agro Sevilla Aceitunas S.Coop.And. ('Agro Sevilla'), and Angel Camacho Alimentacion, S.L. ('Camacho') Ripe Olives from Spain (C-469-818)," dated May 7, 2021; GOS's Letter, "Case of the Government of Spain in relation to the Post-Preliminary Determination, issued by the Department of Commerce on April 22, 2021,

regarding the first CVD administrative review of Ripe Olives from Spain," dated May 7, 2021; Musco's Letter, "Ripe Olives from Spain; 1st Administrative Review-Case Brief of Musco," dated May 7, 2021; and Dcoop's Letter, "Ripe Olives from Spain: Resubmission of Case Brief," dated May 12, 2021.

<sup>4</sup> See Dcoop's Letter, "Ripe Olives from Spain: Rebuttal Brief," dated May 14, 2021; see also ASEMESA's, Agro Sevilla's, and Camacho's Letter, "Rebuttal Brief of ASEMESA, Agro Sevilla and Camacho—Ripe Olives from Spain (C-469-818)," dated May 14, 2021; and Musco's Letter, "Ripe Olives from Spain: 1st Administrative Review- Rebuttal Brief of Musco," dated May 14, 2021.

<sup>5</sup> See Memorandum, "Issues and Decision Memorandum for the Final Results of the Countervailing Duty Administrative Review of Ripe Olives from Spain; 2017–2018," dated concurrently with, and hereby adopted by, this notice (Issues and Decision Memorandum),

<sup>6</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.

amounts shown for each of the respective companies listed above. For all non-reviewed firms, CBP will continue to collect cash deposits of estimated countervailing duties at the most recent company-specific or all-others rate applicable to the company, as appropriate. These cash deposit requirements, when imposed, shall remain in effect until further notice.

#### Administrative Protective Order

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

#### Notification to Interested Parties

These final results are issued and published in accordance with sections 751(a)(1) and 777(i) of the Act and 19 CFR 351.221(b)(5).

Dated: June 25, 2021.

Ryan Majerus,

Deputy Assistant Secretary for Policy and Negotiations.

#### Appendix—List of Topics Discussed in the Issues and Decision Memorandum

- I. Summary
- II. Background
- III. Scope of the Order
- IV. Subsidies Valuation
- V. Loan Interest Rate Benchmark and Discount Rates
- VI. Use of Facts Otherwise Available and Adverse Inferences
- VII. Analysis of Programs
- VIII. Analysis of Comments
  - Comment 1: Whether Commerce Properly Interpreted and Applied the Standard Established by Section 771B(1) of the Act for Determining “Substantially Dependent” Demand
  - Comment 2: Whether the EU CAP Pillar I—BPS is *De Jure* Specific
  - Comment 3: Whether Commerce Used an Incorrect Sales Denominator To Calculate Agro Sevilla’s Subsidy Rate
  - Comment 4: Whether Commerce Should Exclude Re-Sales and Purchases of Molinos Not Used To Produce Subject Merchandise From Camacho’s Subsidy Rate Calculation
  - Comment 5: Whether the PROSOL Program is Specific
  - Comment 6: Whether the ICO—National Investment Program is Specific
  - Comment 7: Whether the Andalusia Energy Agency for Sustainable Energy Development for Andalusia Scheme is Specific

- Comment 8: Whether the European Investment Fund Loans Program is Specific
- Comment 9: Whether Commerce Should Allocate Olive Subsidy Benefits to Sales of Olives Only
- Comment 10: Whether Commerce Should Adjust its Calculation for Yield Loss
- Comment 11: Whether Commerce Should Revise its Calculation for the Two Coop Respondents To Eliminate Double Counting of Grower Quantities
- Comment 12: Whether Commerce Should Apply AFA to Agro Sevilla’s First-Tier Coops and Member Growers
- Comment 13: Whether Commerce Should Correct Ministerial Errors for Agro Sevilla
- Comment 14: Whether Commerce Should Correct Ministerial Errors for Camacho
- Comment 15: Whether Commerce Should Apply AFA to Camacho’s Growers
- Comment 16: Whether Commerce Should Apply AFA to Dcoop’s First-Tier Coops and Member Growers
- Comment 17: Whether Commerce Should Find That All Dcoop’s Growers Received Greening Benefits
- Comment 18: Whether Commerce Should Use Dcoop’s Calendar Year 2018 Grower Data or, in the Alternative, Should Correct Ministerial Errors

#### IX. Recommendation

[FR Doc. 2021–14142 Filed 7–1–21; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[C–580–910]

#### Seamless Carbon and Alloy Steel Standard, Line, and Pressure Pipe From the Republic of Korea: Final Affirmative Countervailing Duty Determination

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

**SUMMARY:** The Department of Commerce (Commerce) determines that countervailable subsidies are being provided to producers and exporters of seamless carbon and alloy steel standard, line, and pressure pipe (seamless pipe) from the Republic of Korea (Korea).

**DATES:** Applicable July 2, 2021.

**FOR FURTHER INFORMATION CONTACT:** Moses Song or Natasia Harrison, 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) 482–7885 or (202) 482–1240, respectively.

**SUPPLEMENTARY INFORMATION:**

## Background

The petitioner in this investigation is Vallourec Star, LP. In addition to the Government of Korea (GOK), the mandatory respondent in this investigation is ILJIN Steel Corporation (ILJIN). On December 11, 2020, Commerce published in the **Federal Register** the *Preliminary Determination* and aligned this final determination with the final antidumping duty (AD) determination, in accordance with section 705(a)(1) of the Tariff Act of 1930, as amended (the Act), and 19 CFR 351.210(b)(4)(i).<sup>1</sup>

A summary of the events that occurred since Commerce published the *Preliminary Determination*, as well as a full discussion of the issues raised by parties for this final determination, may be found in the Issues and Decision Memorandum, which is hereby adopted by this notice.<sup>2</sup> The Issues and 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>. In addition, a complete version of the Issues and Decision Memorandum can be accessed directly at <http://enforcement.trade.gov/frn/>.

## Period of Investigation

The period of investigation is January 1, 2019, through December 31, 2019.

## Scope of the Investigation

The product covered by this investigation is seamless pipe from Korea. For a complete description of the scope of this investigation, see Appendix I.

## Scope Comments

During the course of this and the concurrent AD investigation, Commerce received scope comments from interested parties. On January 13, 2021, Commerce issued a Preliminary Scope Decision Memorandum to address these comments, and modified the scope language as it appeared in the

<sup>1</sup> See *Seamless Carbon and Alloy Steel Standard, Line, and Pressure Pipe from the Republic of Korea: Preliminary Affirmative Countervailing Duty Determination and Alignment of Final Determination with Final Antidumping Duty Determination*, 85 FR 80024 (December 11, 2020) (*Preliminary Determination*), and accompanying Preliminary Decision Memorandum.

<sup>2</sup> See Memorandum, “Issues and Decision Memorandum for the Final Affirmative Determination in the Countervailing Duty Investigation of Seamless Carbon and Alloy Steel Standard, Line, and Pressure Pipe from the Republic of Korea,” dated concurrently with, and hereby adopted by, this notice (Issues and Decision Memorandum).