

of the producers/exporters for which we are rescinding this review. For a full description of the methodology underlying the preliminary results, see the Preliminary Decision Memorandum.

Preliminary Results of Review

We preliminarily determine that the following estimated net countervailable subsidy rates exist for the following producers/exporters for which this expedited review is being conducted:

Producer and/or exporter	Net countervailable subsidy rate (percent <i>ad valorem</i>)
Empacadora del Pacifico S.A. and its cross-owned affiliates ¹² .	13.73.
Nirsa S.A. and Procesadora Posorja S.A. and certain of their cross-owned affiliates ¹³ .	2.18.
Productos Perecibles y Mariscos S.A. and certain of its cross-owned affiliates ¹⁴ .	0.28 (<i>de minimis</i>). ¹⁵

Disclosure

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

Public Comment

Commerce will notify interested parties as to the briefing schedule in this expedited review at a later date to be determined. Rebuttal briefs, limited to issues raised in the case briefs, may be filed not later than five days after the date for filing case briefs.¹⁶ Interested parties who submit case briefs or rebuttal briefs in this proceeding must

¹² We preliminarily determine that the following entities are cross-owned with Empacadora del Pacifico S.A.: Grupacif S.A., Masi S.A., Acuanorte S.A., and Acuicola Mobe Cia Ltda.

¹³ We preliminarily determine that the following entities are cross-owned with Nirsa S.A. and Procesadora Posorja S.A.: Corporacion Real S.A., Camarones y Langostinos del Mar S.A., Terraquil S.A., Luthorcorp S.A., Promusterra S.A., and Penaeus S.A.

¹⁴ We preliminarily determine that the following entity is cross-owned with Productos Perecibles y Mariscos S.A.: Diva S.A.

¹⁵ See *Designations of Developing and Least Developed Countries Under the Countervailing Duty Law*, 85 FR 7613, 7615 (February 10, 2020).

¹⁶ See 19 CFR 351.309(d); see also *Administrative Protective Order, Service, and Other Procedures in Antidumping and Countervailing Duty Proceedings*, 88 FR 67069, 67077 (September 29, 2023) (*APO and Service Procedures*).

submit: (1) a table of contents listing each issue; and (2) a table of authorities.¹⁷ All briefs must be filed electronically using ACCESS. An electronically filed document must be received successfully in its entirety in ACCESS by 5:00 p.m. Eastern Time on the established deadline.

As provided under 19 CFR 351.309(c)(2)(iii) and (d)(2)(iii), we request that interested parties provide at the beginning of their briefs a public, executive summary for each issue raised in their briefs.¹⁸ Further, we request that interested parties limit their executive summary of each issue to no more than 450 words, not including citations. We intend to use the executive summaries as the basis of the comment summaries included in the issues and decision memorandum that will accompany the final results in this expedited review. We request that interested parties include footnotes for relevant citations in the executive summary of each issue. Note that Commerce has amended certain of its requirements pertaining to the service of documents in 19 CFR 351.303(f).¹⁹ Pursuant to 19 CFR 351.310(c), interested parties who wish to request a hearing must submit a written request to the Assistant Secretary for Enforcement and Compliance, filed electronically via ACCESS by 5:00 p.m. Eastern Time within 30 days after the date of publication of this notice. Requests should contain: (1) the party's name, address, and telephone number; (2) the number of participants, and whether any participant is a foreign national; and (3) a list of issues to be discussed. Oral presentations at the hearing will be limited to issues raised in the briefs. If a request for a hearing is made, Commerce will inform parties of the time and date for the hearing.²⁰ Parties should confirm by telephone the date, time, and location of the hearing two days before the scheduled date.

Cash Deposit Requirements

Pursuant to 19 CFR 351.214(l)(3)(ii), the final results of this expedited review will not be the basis for the assessment of countervailing duties. Upon issuing the final results, Commerce intends to instruct U.S. Customs and Border Protection to collect cash deposits of estimated countervailing duties for the companies subject to this expedited review, at the rates shown above, on

¹⁷ See 19 CFR 351.309(c)(2) and (d)(2).

¹⁸ We use the term "issue" here to describe an argument that Commerce would normally address in a comment of the Issues and Decision Memorandum.

¹⁹ See *APO and Service Procedures*.

²⁰ See 19 CFR 351.310(d).

shipments of subject merchandise entered, or withdrawn from warehouse, for consumption on or after the date of publication of the final results of this expedited review. These cash deposit requirements, when imposed, shall remain in effect until further notice.

Final Results of Expedited Review

Unless extended, Commerce intends to issue the final results of this expedited review, which will include the results of our analysis of the issues raised in the case briefs, within 120 days after the date of publication of these preliminary results in the **Federal Register**, pursuant to section 751(a)(3)(A) of the Act and 19 CFR 351.214(i)(1).

Notification to Interested Parties

These preliminary results and notice are issued and published in accordance with sections 751(a)(1), 777(i)(1), and 777A(e) of the Act, and 19 CFR 351.214(l).

Dated: March 3, 2026.

Christopher Abbott,

Deputy Assistant Secretary for Policy and Negotiations, performing the non-exclusive functions and duties of the 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. Diversification of Ecuador's Economy
- V. Subsidies Valuation
- VI. Benchmarks
- VII. Analysis of Programs
- VIII. Recommendation

[FR Doc. 2026-04612 Filed 3-9-26; 8:45 am]

BILLING CODE 3510-DS-P

DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-831]

Fresh Garlic From the People's Republic of China: Notice of Court Decision Not in Harmony With Final Scope Ruling and Notice of Amended Final Scope Ruling Pursuant to Court Decision

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

SUMMARY: On February 23, 2026, the U.S. Court of International Trade (the Court) issued its final judgment in *Export Packers Company Limited v. United States*, Court No. 24-00061, sustaining the U.S. Department of

Commerce (Commerce)'s remand redetermination pertaining to the final scope ruling of the antidumping duty order on fresh garlic from the People's Republic of China (China). In the underlying scope ruling, Commerce determined that individually quick frozen (IQF) cooked garlic cloves imported by Export Packers Company Limited (Export Packers) were covered by the scope of the order. Commerce is notifying the public that the Court's final judgment is not in harmony with Commerce's final scope ruling, and that Commerce's final scope ruling finds that Export Packers' IQF cooked garlic cloves are outside the scope of the order.

DATES: Applicable March 5, 2026.

FOR FURTHER INFORMATION CONTACT:

Charles DeFilippo or Jacob Saude, AD/CVD Operations, Office VII, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-3797 or (202) 482-0981, respectively.

SUPPLEMENTARY INFORMATION:

Background

On February 21, 2024, Commerce issued its Final Scope Ruling finding that Export Packers' IQF cooked garlic cloves were covered by the scope of the Order.¹ Export Packers appealed Commerce's Final Scope Ruling. On April 18, 2025, the Court remanded the Final Scope Ruling to Commerce, holding that: (1) based on its reading of the plain language of the scope of the Order, Export Packers' IQF cooked garlic cloves are "clearly prepared by heat processing and physically transformed by that process;" (2) Commerce improperly focused on the Trinity and Amexim scope rulings in its analysis pursuant to 19 CFR 351.225(k)(1), which analyzed blanched garlic, whereas the inquiry merchandise is "cooked" garlic; (3) Commerce's reliance on the Trinity and Amexim scope rulings in its analysis of the inquiry merchandise's physical characteristics under 19 CFR 351.225(k)(2) was "plainly unreasonable"; and (4) Commerce's remaining analysis of the factors listed in 19 CFR 351.225(k)(2) was not supported by substantial evidence.²

¹ See Memorandum, "Final Scope Ruling on Export Packers' Certain Individually Quick Frozen Cooked Garlic Cloves," dated February 21, 2024 (Final Scope Ruling); see also *Antidumping Duty Order: Fresh Garlic from the People's Republic of China*, 59 FR 59209 (November 16, 1994) (Order).

² See *Export Packers Company Limited v. United States*, 780 F. Supp. 3d 1342 (CIT 2025) (Remand Order).

In its final remand redetermination, issued on December 9, 2025, Commerce found, under protest, the Export Packers' IQF cooked garlic cloves to be outside the scope of the Order.³ On February 23, 2026, the Court sustained Commerce's final redetermination.⁴

Timken Notice

In its decision in *Timken*,⁵ as clarified by *Diamond Sawblades*,⁶ the U.S. Court of Appeals for the Federal Circuit held that, pursuant to sections 516A(c) and (e) of the Tariff Act of 1930, as amended (the Act), Commerce must publish a notice of court decision that is not "in harmony" with a Commerce determination and must suspend liquidation of entries pending a "conclusive" court decision. The Court's February 23, 2026, judgment constitutes a final decision of the Court that is not in harmony with Commerce's Final Scope Ruling. Thus, this notice is published in fulfillment of the publication requirements of *Timken*.

Amended Final Scope Ruling

In accordance with the Court's February 23, 2026, final judgment, Commerce is providing notice of its Final Scope Ruling, finding that Export Packers' IQF cooked garlic cloves are outside the scope of the Order.

Liquidation of Suspended Entries

Commerce will instruct U.S. Customs and Border Protection (CBP) that, pending any appeals, the cash deposit rate will be zero percent for entries of IQF cooked garlic cloves imported by Export Packers. In the event that the CIT's final judgment is not appealed or is upheld on appeal, Commerce will instruct CBP to lift suspension of liquidation of such entries, and to liquidate entries of IQF cooked garlic cloves imported by Export Packers without regard to antidumping duties.

Notification to Interested Parties

This notice is issued and published in accordance with sections 516A(c) and (e) and 777(i)(1) of the Act.

³ See *Final Results of Redetermination Pursuant to Court Remand, Export Packers Company Limited v. United States*, Court No. 24-00061, Slip Op. 25-45, dated April 18, 2025 (Final Remand).

⁴ See *Export Packers Company Limited v. United States*, Slip Op. 26-19 (CIT February 23, 2026).

⁵ See *Timken Co. v. United States*, 893 F.2d 337 (Fed. Cir. 1990) (*Timken*).

⁶ See *Diamond Sawblades Manufacturers Coalition v. United States*, 626 F.3d 1374 (Fed. Cir. 2010) (*Diamond Sawblades*).

Dated: March 4, 2026.

Christopher Abbott,

Deputy Assistant Secretary for Policy and Negotiations, performing the non-exclusive functions and duties of the Assistant Secretary for Enforcement and Compliance.

[FR Doc. 2026-04697 Filed 3-9-26; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[RTID 0648-XF593]

Gulf Fishery Management Council; Public Meeting

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of hybrid meeting open to the public offering both in-person and virtual options for participation.

SUMMARY: The Gulf Fishery Management Council (Council) will hold a 3-day meeting to consider actions affecting the Gulf of America fisheries in the exclusive economic zone (EEZ).

DATES: The meeting will convene Tuesday, April 7 through Thursday, April 9, 2026. Daily schedule: Tuesday and Wednesday from 8:30 a.m. to 5 p.m., CDT and Thursday from 8:30 a.m. until 5:30 p.m.

ADDRESSES: The meeting will take place at the Renaissance Battle House Hotel, located 26 N Royal Street, Mobile, AL 36602. If you prefer to "listen in," you may access the log-on information by visiting our website at www.gulfcouncil.org.

Council address: Gulf Fishery Management Council, 4107 W Spruce Street, Suite 200, Tampa, FL 33607; telephone: (813) 348-1630.

FOR FURTHER INFORMATION CONTACT: Dr. Carrie Simmons, Executive Director, Gulf Fishery Management Council; telephone: (813) 348-1630.

SUPPLEMENTARY INFORMATION:

Tuesday, April 7, 2026; 8:30 a.m.–5 p.m., CDT

The meeting will begin in CLOSED SESSION of the Full Council to discuss preliminary selection of Coastal Migratory Pelagics and Red Drum Advisory Panel Members and selection of 2025 Law Enforcement Officer/Team of the Year.

Approximately 9:45 a.m. Committee Sessions will begin with *Shrimp* Committee review of SEDAR 87 Gulf Penaeid *Shrimp* Stock Assessments and