

Accordingly, it is hereby *ordered*:

*First*, from the date of this Order until August 3, 2030, Obed Rafael Cuevas-Serratos, with last known addresses of 1502 Calle Del Norte, Apt. 11, Laredo, TX 78041-6000, and when acting for or on his behalf, his successors, assigns, employees, agents or representatives (“the Denied Person”), may not directly or indirectly participate in any way in any transaction involving any commodity, software or technology (hereinafter collectively referred to as “item”) exported or to be exported from the United States that is subject to the Regulations, including, but not limited to:

A. Applying for, obtaining, or using any license, license exception, or export control document;

B. Carrying on negotiations concerning, or ordering, buying, receiving, using, selling, delivering, storing, disposing of, forwarding, transporting, financing, or otherwise servicing in any way, any transaction involving any item exported or to be exported from the United States that is subject to the Regulations, or engaging in any other activity subject to the Regulations; or

C. Benefitting in any way from any transaction involving any item exported or to be exported from the United States that is subject to the Regulations, or from any other activity subject to the Regulations.

*Second*, no person may, directly or indirectly, do any of the following:

A. Export, reexport, or transfer (in-country) to or on behalf of the Denied Person any item subject to the Regulations;

B. Take any action that facilitates the acquisition or attempted acquisition by the Denied Person of the ownership, possession, or control of any item subject to the Regulations that has been or will be exported from the United States, including financing or other support activities related to a transaction whereby the Denied Person acquires or attempts to acquire such ownership, possession or control;

C. Take any action to acquire from or to facilitate the acquisition or attempted acquisition from the Denied Person of any item subject to the Regulations that has been exported from the United States;

D. Obtain from the Denied Person in the United States any item subject to the Regulations with knowledge or reason to know that the item will be, or is intended to be, exported from the United States; or

E. Engage in any transaction to service any item subject to the Regulations that has been or will be exported from the United States and which is owned, possessed or controlled by the Denied Person, or service any item, of whatever origin, that is owned, possessed or controlled by the Denied Person if such service involves the use of any item subject to the Regulations that has been or will be exported from the United States. For purposes of this paragraph, servicing means installation, maintenance, repair, modification or testing.

*Third*, pursuant to section 1760(e) of ECRA and sections 766.23 and 766.25 of the Regulations, any other person, firm, corporation, or business organization related to Cuevas-Serratos by ownership, control, position of responsibility, affiliation, or other connection in the conduct of trade or business may also be made subject to the provisions of this Order in order to prevent evasion of this Order.

*Fourth*, in accordance with part 756 of the Regulations, Cuevas-Serratos may file an appeal of this Order with the Under Secretary of Commerce for Industry and Security. The appeal must be filed within 45 days from the date of this Order and must comply with the provisions of Part 756 of the Regulations.

*Fifth*, a copy of this Order shall be delivered to Cuevas-Serratos and shall be published in the **Federal Register**.

*Sixth*, this Order is effective immediately and shall remain in effect until August 3, 2030.

**John Sonderman,**

*Director, Office of Export Enforcement.*

[FR Doc. 2023-06418 Filed 3-28-23; 8:45 am]

**BILLING CODE 3510-DT-P**

## DEPARTMENT OF COMMERCE

### International Trade Administration

#### President's Advisory Council on Doing Business in Africa

**AGENCY:** U.S. Department of Commerce, International Trade Administration.

**ACTION:** Notice of an Open Meeting of the President's Advisory Council on Doing Business in Africa (PAC-DBIA or Council).

**SUMMARY:** The President's Advisory Council on Doing Business in Africa will hold the first meeting of its 2022–2024 term to deliberate and adopt recommendations on actions the U.S. Government can take to strengthen U.S. commercial relationships in Africa. The PAC-DBIA will present

recommendations focused on financing and infrastructure, digital and information and communications technology, healthcare, energy and environment, and agribusiness and food/water security. The final agenda for the meeting will be posted prior to the meeting on the Council's website at <http://trade.gov/pac-dbia>.

**DATES:** April 13, 2023, time to be determined.

**ADDRESSES:** The President's Advisory Council on Doing Business in Africa meeting will be broadcast via live webcast on the internet at <http://whitehouse.gov/live>.

**FOR FURTHER INFORMATION CONTACT:** Giancarlo Cavallo, Designated Federal Officer, President's Advisory Council on Doing Business in Africa, Department of Commerce, 1401 Constitution Ave. NW, Room 22004, Washington, DC 20230, telephone: 202-766-8044; 202-250-9798, email: [dbia@trade.gov](mailto:dbia@trade.gov), [Giancarlo.Cavallo@trade.gov](mailto:Giancarlo.Cavallo@trade.gov).

#### SUPPLEMENTARY INFORMATION:

*Background:* The PAC-DBIA was established on November 4, 2014, to advise the President, through the Secretary of Commerce, on strengthening commercial engagement between the United States and Africa. The Council's charter was renewed for a fourth two-year term in December 2021. The Council was established in accordance with the provisions of the Federal Advisory Committee Act, as amended, 5 U.S.C. App.

*Public Submissions:* The public is invited to submit written statements to the Council by 5 p.m. April 6, 2023, by either of the following methods:

a. Electronic Submissions

Submit statements electronically to Giancarlo Cavallo, Designated Federal Officer, President's Advisory Council on Doing Business in Africa, via email: [dbia@trade.gov](mailto:dbia@trade.gov).

b. Paper Submissions

Send paper statements to Giancarlo Cavallo, Designated Federal Officer, President's Advisory Council on Doing Business in Africa, Department of Commerce, 1401 Constitution Ave. NW, Room 22004, Washington, DC, 20230.

Statements will be provided to PAC-DBIA members in advance of the meeting for consideration and may be posted on the Council website (<http://trade.gov/pac-dbia>). Any business proprietary information should be clearly designated as such. All statements received, including attachments and other supporting materials, are part of the public record and subject to public disclosure.

*Meeting minutes:* Copies of the Council's meeting minutes will be

available within ninety (90) days of the meeting on the Council's website at <http://trade.gov/pac-dbia>.

**Frederique Stewart,**  
Director, Office of Africa.

[FR Doc. 2023-06449 Filed 3-28-23; 8:45 am]

BILLING CODE 3510-DR-P

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-552-801]

#### Certain Frozen Fish Fillets From the Socialist Republic of Vietnam: Initiation of Antidumping Duty New Shipper Review

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

**SUMMARY:** The U.S. Department of Commerce (Commerce) has determined that a request for a new shipper review (NSR) of the antidumping duty order on certain frozen fish fillets from the Socialist Republic of Vietnam (Vietnam) meets the statutory and regulatory requirements for initiation. The period of review (POR) for the NSR is August 1, 2022, through January 31, 2023.

**DATES:** Applicable March 29, 2023.

**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

Commerce published the antidumping duty order on certain frozen fish fillets from Vietnam on August 12, 2003.<sup>1</sup> On February 14, 2023, 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 Co May Import Export Company Limited (Co May).<sup>2</sup>

In its submission, Co May certified that it is the producer and exporter of the subject merchandise covered by this NSR request.<sup>3</sup> Pursuant to section 751(a)(2)(B)(i)(I) of the Act and 19 CFR 351.214(b)(2)(i), Co May certified that it did not export certain frozen fish fillets to the United States during the period

of investigation (POI).<sup>4</sup> Additionally, pursuant to section 751(a)(2)(B)(i)(II) of the Act and 19 CFR 351.214(b)(2)(iii)(A), Co May certified that, since the initiation of the underlying investigation, it has not been affiliated with any producer or exporter that exported certain frozen fish fillets to the United States during the POI, including those not individually examined during the investigation.<sup>5</sup> Pursuant to 19 CFR 351.214(b)(2)(iii)(B), Co May included a certification that its export activities are not controlled by the central government of Vietnam.<sup>6</sup> Pursuant to 19 CFR 351.214(b)(2)(iv), Co May certified that it would provide necessary information related to the unaffiliated customer in the United States during the NSR.<sup>7</sup> Co May also provided a certification by its unaffiliated customer of its willingness to participate in the NSR.<sup>8</sup>

In addition to the certifications described above, pursuant to 19 CFR 351.214(b)(2)(v), Co May submitted documentation establishing the following: (1) the date on which the subject merchandise was first entered, or withdrawn from warehouse, for consumption; (2) the volume of its first shipment and any subsequent shipments, including whether such shipments were made in commercial quantities; and (3) the date of its first sale and any subsequent sales to an unaffiliated customer in the United States.<sup>9</sup>

Additionally, Co May submitted documentation establishing the circumstances surrounding such sale(s), including: (1) the price of such sale(s); (2) any expenses arising from such sale(s); (3) whether the subject merchandise involved in such sale(s) was resold in the United States at a profit; and (4) whether such sale(s) was (were) made on an arm's-length basis.<sup>10</sup> Co May also submitted documentation regarding its business activities, including, where applicable: (1) offers to sell merchandise in the United States; (2) an identification of the complete circumstances surrounding its sale(s) to the United States, as well as any home market or third country sales; and (3) an identification of its relationship to the first unaffiliated U.S. purchaser.<sup>11</sup>

<sup>4</sup> *Id.*

<sup>5</sup> *Id.*

<sup>6</sup> *Id.*

<sup>7</sup> See Co May's Letter, "Co May Import Export Company Limited—Supplemental Response," dated March 22, 2023 (Co May March 22, 2023 SQR).

<sup>8</sup> See Co May NSR Request at Exhibit 2.

<sup>9</sup> *Id.* at Exhibits 3 and 4.

<sup>10</sup> *Id.* at Exhibits 4 and 5; see also Co May March 22, 2023 SQR.

<sup>11</sup> See Co May NSR Request at Exhibits 1 and 6.

Commerce conducted a query of U.S. Customs and Border Protection (CBP) data and corroborated the existence of a suspended/Type 3 entry made by Co May.<sup>12</sup> Section 351.214(b) of Commerce's regulations allows Commerce to accept an NSR request when a company exported, or sold for export, subject merchandise to the United States, and can sufficiently demonstrate the existence of a *bona fide* sale for initiation purposes.<sup>13</sup> As Co May's submission satisfies these requirements, we are initiating an NSR.

#### Period of Review

In accordance with 19 CFR 351.214(g)(1)(i)(B), the POR for an NSR initiated in the month immediately following the semi-annual anniversary month will be the six-month period immediately preceding the semi-annual anniversary month. Therefore, the POR for this NSR is August 1, 2022, through January 31, 2023.

#### Initiation of NSR

Pursuant to section 751(a)(2)(B) of the Act and 19 CFR 351.214(b), and based on the information on the record, we find that Co May's NSR Request meets the threshold requirements for initiation of an NSR of its shipments of certain frozen fish fillets to the United States.<sup>14</sup> However, if the information supplied by Co May 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 semi-annual 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.<sup>15</sup>

It is Commerce's 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) provide evidence of *de jure* and *de facto* absence of government control over the company's export activities.<sup>16</sup>

<sup>12</sup> See Memorandum, "CBP Data Query Results," dated concurrently with this notice.

<sup>13</sup> See 19 CFR 351.214(b).

<sup>14</sup> See generally Co May NSR Request.

<sup>15</sup> See section 751(a)(2)(B)(iii) of the Act.

<sup>16</sup> See Enforcement and Compliance's Policy Bulletin No. 05.1, regarding, "Separate-Rates

<sup>1</sup> See Notice of Antidumping Duty Order: Certain Frozen Fish Fillets from the Socialist Republic of Vietnam, 68 FR 47909 (August 12, 2003) (*Order*).

<sup>2</sup> See Co May's Letter, "Request for New Shipper Review—Co May Import Export Company Limited," dated February 14, 2023 (Co May NSR Request).

<sup>3</sup> *Id.* at Exhibit 1.