

subject to the review if the subject merchandise is sold in the United States through an importer that is affiliated with such exporter or producer. The request must include the name(s) of the exporter or producer for which the inquiry is requested.

Gap Period Liquidation

For the first administrative review of any order, there will be no assessment of antidumping or countervailing duties on entries of subject merchandise entered, or withdrawn from warehouse, for consumption during the relevant “gap” period of the order (*i.e.*, the period following the expiry of provisional measures and before definitive measures were put into place), if such a gap period is applicable to the POR.

Administrative Protective Orders and Letters of Appearance

Interested parties must submit applications for disclosure under administrative protective orders in accordance with the procedures outlined in Commerce’s regulations at 19 CFR 351.305. Those procedures apply to administrative reviews included in this notice of initiation. Parties wishing to participate in any of these administrative reviews should ensure that they meet the requirements of these procedures (*e.g.*, the filing of separate letters of appearance as discussed at 19 CFR 351.103(d)).

Factual Information Requirements

Commerce’s regulations identify five categories of factual information in 19 CFR 351.102(b)(21), which are summarized as follows: (i) evidence submitted in response to questionnaires; (ii) evidence submitted in support of allegations; (iii) publicly available information to value factors under 19 CFR 351.408(c) or to measure the adequacy of remuneration under 19 CFR 351.511(a)(2); (iv) evidence placed on the record by Commerce; and (v) evidence other than factual information described in (i)–(iv). These regulations require any party, when submitting factual information, to specify under which subsection of 19 CFR 351.102(b)(21) the information is being submitted and, if the information is submitted to rebut, clarify, or correct factual information already on the record, to provide an explanation identifying the information already on the record that the factual information seeks to rebut, clarify, or correct. The regulations, at 19 CFR 351.301, also provide specific time limits for such factual submissions based on the type of factual information being submitted.

Please review the *Final Rule*,⁷ available at www.govinfo.gov/content/pkg/FR-2013-07-17/pdf/2013-17045.pdf, prior to submitting factual information in this segment. Note that Commerce has temporarily modified certain of its requirements for serving documents containing business proprietary information, until further notice.⁸

Any party submitting factual information in an AD or CVD proceeding must certify to the accuracy and completeness of that information using the formats provided at the end of the *Final Rule*.⁹ Commerce intends to reject factual submissions in any proceeding segments if the submitting party does not comply with applicable certification requirements.

Extension of Time Limits Regulation

Parties may request an extension of time limits before a time limit established under part 351 expires, or as otherwise specified by Commerce.¹⁰ In general, an extension request will be considered untimely if it is filed after the time limit established under part 351 expires. For submissions which are due from multiple parties simultaneously, an extension request will be considered untimely if it is filed after 10 a.m. on the due date. Examples include, but are not limited to: (1) case and rebuttal briefs, filed pursuant to 19 CFR 351.309; (2) factual information to value factors under 19 CFR 351.408(c), or to measure the adequacy of remuneration under 19 CFR 351.511(a)(2), filed pursuant to 19 CFR 351.301(c)(3) and rebuttal, clarification and correction filed pursuant to 19 CFR 351.301(c)(3)(iv); (3) comments concerning the selection of a surrogate country and surrogate values and rebuttal; (4) comments concerning CBP data; and (5) Q&V questionnaires. Under certain circumstances, Commerce may elect to specify a different time limit by which extension requests will be considered untimely for submissions which are due from multiple parties simultaneously. In such a case, Commerce will inform parties in the letter or memorandum setting forth the

⁷ See *Certification of Factual Information To Import Administration During Antidumping and Countervailing Duty Proceedings*, 78 FR 42678 (July 17, 2013) (*Final Rule*); see also the frequently asked questions regarding the *Final Rule*, available at https://enforcement.trade.gov/tlei/notices/factual_info_final_rule_FAQ_07172013.pdf.

⁸ See *Temporary Rule Modifying AD/CVD Service Requirements Due to COVID-19*, 85 FR 41363 (July 10, 2020).

⁹ See section 782(b) of the Act; see also *Final Rule*; and the frequently asked questions regarding the *Final Rule*, available at https://enforcement.trade.gov/tlei/notices/factual_info_final_rule_FAQ_07172013.pdf.

¹⁰ See 19 CFR 351.302.

deadline (including a specified time) by which extension requests must be filed to be considered timely. This policy also requires that an extension request must be made in a separate, stand-alone submission, and clarifies the circumstances under which Commerce will grant untimely-filed requests for the extension of time limits. Please review the *Final Rule*, available at <https://www.gpo.gov/fdsys/pkg/FR-2013-09-20/html/2013-22853.htm>, prior to submitting factual information in these segments.

These initiations and this notice are in accordance with section 751(a) of the Act (19 U.S.C. 1675(a)) and 19 CFR 351.221(c)(1)(i).

Dated: December 22, 2022.

James Maeder,

Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.

[FR Doc. 2022–28518 Filed 12–30–22; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

International Trade Administration

[A–427–602, A–428–602, A–475–601, A–588–704]

Brass Sheet and Strip From France, Germany, Italy, and Japan: Final Results of the Expedited Fifth Sunset Review of the Antidumping Duty Orders

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

SUMMARY: As a result of these expedited sunset reviews, the U.S. Department of Commerce (Commerce) finds that revocation of the antidumping duty (AD) orders on brass sheet and strip from France, Germany, Italy and Japan would be likely to lead to continuation or recurrence of dumping at the levels indicated in the “Final Results of Reviews” section of this notice.

DATES: Applicable January 3, 2023.

FOR FURTHER INFORMATION CONTACT:

Whitley Herndon, 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)–482–6274.

SUPPLEMENTARY INFORMATION:

Background

On September 1, 2022, Commerce published the notice of initiation of the fifth sunset review of the AD orders on brass sheet and strip from France,

Germany, Italy, and Japan¹ pursuant to section 751(c) of the Tariff Act of 1930, as amended (the Act).²

On September 16, 2022, Aurubis Buffalo, Inc., Heyco Metals, Inc., PMX Industries Inc., and Wieland Holdings Inc. (collectively, the domestic interested parties) notified Commerce of their intent to participate within the 15-day period specified in 19 CFR 351.218(d)(1)(i).³ The domestic interested parties claimed interested party status under section 771(9)(C) of the Act as producers of domestic like product in the United States.

On October 3, 2022, Commerce received complete substantive responses to the *Notice of Initiation* with respect to the *Orders* from the domestic interested parties within the 30-day period specified in 19 CFR 351.218(d)(3)(i).⁴ Commerce did not

receive a substantive response from any other interested parties with respect to the *Orders* covered by these sunset reviews. On October 25, 2022, Commerce notified the U.S. International Trade Commission that it did not receive an adequate substantive response from respondent interested parties in any of these sunset reviews.⁵ As a result, pursuant to section 751(c)(3)(8) of the Act and 19 CFR 351.218(e)(1)(ii)(C)(2), Commerce conducted expedited (120-day) sunset reviews of the *Orders*.

Scope of the Orders

The scope of the *Orders* is brass sheet and strip from France, Germany, Italy, and Japan. For a complete description of the scope of the *Orders*, see Appendix II to this notice.

Analysis of Comments Received

A complete discussion of all issues raised in these sunset reviews is provided in the accompanying Issues and Decision Memorandum.⁶ A list of the issues discussed in the Issues and Decision Memorandum is attached at Appendix I to this notice. 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 <https://access.trade.gov>. In addition, a complete version of the Issues and Decision Memorandum can be accessed directly at <https://access.trade.gov/public/FRNoticesListLayout.aspx>.

Final Results of Sunset Reviews

Pursuant to sections 751(c)(1) and 752(c)(1) and (3) of the Act, Commerce determines that revocation of the *Orders* would likely lead to a continuation or recurrence of dumping and that the magnitude of the dumping margins likely to prevail would be weighted-average margins up to 42.24 percent for

France, up to 55.60 percent for Germany, up to 22.00 percent for Italy, and up to 57.98 percent for Japan.

Administrative Protective Order

This notice serves as the only reminder to parties subject to an administrative protective order (APO) of their responsibility concerning the return/destruction or conversion to judicial protective order of proprietary information disclosed under APO in accordance with 19 CFR 351.305. Timely 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

We are issuing and publishing the results in accordance with sections 751(c), 752(c), and 771(i)(1) of the Act and 19 CFR 351.218(e)(1)(ii)(C)(2).

Dated: December 22, 2022.

Lisa W. Wang,

Assistant Secretary for Enforcement and Compliance.

Appendix I

List of Topics Discussed in the Issues and Decision Memorandum

- I. Summary
- II. Background
- III. History of the *Orders*
- IV. Legal Framework
- V. Discussion of the Issues
 1. Likelihood of Continuation or Recurrence of Dumping
 2. Magnitude of the Margins of Dumping Likely to Prevail
- VI. Final Results of Sunset Reviews
- VII. Recommendation

Appendix II

Scope of the Orders

The product covered by the *Orders* is brass sheet and strip, other than leaded and tinned brass sheet and strip, from France, Germany, Italy, and Japan. The chemical composition of the covered product is currently defined in the Copper Development Association ("C.D.A.") 200 Series or the Unified Numbering System ("U.N.S.") C2000.

The *Orders* do not cover products the chemical compositions of which are defined by other C.D.A. or U.N.S. series. In physical dimensions, the product covered by the *Orders* has a solid rectangular cross section over 0.006 inches (0.15 millimeters) through 0.188 inches (4.8 millimeters) in finished thickness or gauge, regardless of width. Coiled, wound-on-reels (traverse wound), and cut-to-length products are included.

The merchandise is currently classified under Harmonized Tariff Schedule of the United States ("HTSUS") item numbers 7409.21.00 and 7409.29.00.

Although the HTSUS item numbers are provided for convenience and customs

¹ See *Antidumping Order: Brass Sheet and Strip from France*, 52 FR 6995 (March 6, 1987); *Final Determination of Sales at Less Than Fair Value and Amendment to Antidumping Duty Order: Brass Sheet and Strip from the Federal Republic of Germany*, 52 FR 35750 (September 23, 1987), amended in *Final Determination of Sales at Less Than Fair Value and Amendment to Antidumping Duty Order: Brass Sheet and Strip from the Federal Republic of Germany*, 52 FR 35750 (September 23, 1987); *Antidumping Duty Order: Brass Sheet and Strip from Italy*, 52 FR 6997 (March 6, 1987), amended in *Amendment to Final Determination of Sales at Less Than Fair Value and Amendment of Antidumping Duty Order in Accordance with Decision Upon Remand: Brass Sheet and Strip from Italy*, 56 FR 23272 (May 21, 1991) (*Italy Amended Order*); and *Antidumping Duty Order of Sales at Less than Fair Value: Brass Sheet and Strip from Japan*, 53 FR 30454 (August 12, 1988) (collectively, *Orders*).

² See *Initiation of Five-Year (Sunset) Reviews*, 87 FR 53727 (September 1, 2022) (*Notice of Initiation*).

³ See Domestic Interested Parties' Letters, "Five-Year ("Sunset") Review of Antidumping Duty Order on Brass Sheet and Strip from France—Notice of Intent to Participate," dated September 16, 2022; "Five-Year ("Sunset") Review of Antidumping Duty Order on Brass Sheet and Strip from France—Amendment to Notice of Intent to Participate," dated September 29, 2022; "Five-Year ("Sunset") Review of Antidumping Duty Order on Brass Sheet and Strip from Germany—Notice of Intent to Participate," dated September 16, 2022; "Five-Year ("Sunset") Review of Antidumping Duty Order on Brass Sheet and Strip from Germany—Amendment to Notice of Intent to Participate," dated September 29, 2022; "Five-Year ("Sunset") Review of Antidumping Duty Order on Brass Sheet and Strip from Italy—Notice of Intent to Participate," dated September 16, 2022; "Five-Year ("Sunset") Review of Antidumping Duty Order on Brass Sheet and Strip from Italy—Amendment to Notice of Intent to Participate," dated September 29, 2022; "Five-Year ("Sunset") Review of Antidumping Duty Order on Brass Sheet and Strip from Japan—Notice of Intent to Participate," dated September 16, 2022; and "Five-Year ("Sunset") Review of Antidumping Duty Order on Brass Sheet and Strip from Japan—Amendment to Notice of Intent to Participate," dated September 29, 2022.

⁴ See Domestic Interested Parties' Letters, "Fifth Sunset Review of the Antidumping Duty Order on Brass Sheet and Strip from France: Substantive Response to Notice of Initiation," dated October 3, 2022; "Fifth Sunset Review of the Antidumping

Duty Order on Brass Sheet and Strip from Germany: Substantive Response to Notice of Initiation," dated October 3, 2022; "Fifth Sunset Review of the Antidumping Duty Order on Brass Sheet and Strip from Italy: Substantive Response to Notice of Initiation," dated October 3, 2022; and "Fifth Sunset Review of the Antidumping Duty Order on Brass Sheet and Strip Shrimp from Japan: Substantive Response to Notice of Initiation," dated October 3, 2022.

⁵ See Commerce's Letter, "Sunset Reviews Initiated on September 1, 2022," dated October 25, 2022.

⁶ See Memorandum, "Issues and Decision Memorandum for the Final Results of the Expedited Fifth Sunset Reviews of the Antidumping Duty Orders on Brass Sheet and Strip from France, Germany, Italy, and Japan," dated concurrently with, and hereby adopted by, this notice (Issues and Decision Memorandum).

purposes, the written description of the scope of the *Orders* remains dispositive. [FR Doc. 2022–28475 Filed 12–30–22; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A–552–802]

Certain Frozen Warmwater Shrimp From the Socialist Republic of Vietnam: Preliminary Results, Partial Rescission, and Preliminary Determination of No Shipments of Antidumping Duty Administrative Review; 2021–2022

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

SUMMARY: The U.S. Department of Commerce (Commerce) preliminarily determines that no companies under review qualify for a separate rate and that these companies are, therefore, considered part of the Vietnam-Wide entity. Additionally, Commerce is rescinding this review with respect to Thong Thuan Cam Ranh Seafood Joint Stock Company, T&T Cam Ranh, Soc Trang Seafood Joint Stock Company, STAPIMEX, Seavina Joint Stock Company, and Bien Dong Seafood Co., Ltd. Further, Commerce preliminarily determines that BIM Foods Joint Stock Company, Minh Phu Hau Giang Seafood, Minh Phu Seafood Corporation, and Minh Qui Seafood Co., Ltd. had no shipments of subject merchandise during the period of review (POR). The POR is February 1, 2021, through January 31, 2022. Interested parties are invited to comment on these preliminary results.

DATES: Applicable January 3, 2023.

FOR FURTHER INFORMATION CONTACT: Irene Gorelik, AD/CVD Operations, Office VIII, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482–6905.

SUPPLEMENTARY INFORMATION:

Background

On February 8, 2022, Commerce published a notice of opportunity to request an administrative review of the antidumping duty (AD) order on certain frozen warmwater shrimp (shrimp) from the Socialist Republic of Vietnam (Vietnam).¹ Commerce received timely

requests for an administrative review from Ad Hoc Shrimp Trade Action Committee (the petitioner), the American Shrimp Processors Association (ASPA) (domestic processors), and numerous Vietnamese companies. On April 12, 2022, Commerce published in the **Federal Register** a notice of initiation of an administrative review of the antidumping duty order on shrimp from Vietnam for the period February 1, 2021, through January 31, 2022, covering 106 companies, including multiple companies with name variations/abbreviations, in accordance with section 751(a) of the Tariff Act of 1930, as amended (the Act) and 19 CFR 351.221(c)(1)(i).²

On April 13, 2022, the petitioner and ASPA both filed timely withdrawals of their respective review requests of Soc Trang Seafood Joint Stock Company and STAPIMEX.³ On April 13, 2022, Soc Trang Seafood Joint Stock Company also withdrew its review request.⁴ On April 22, 2022, Thong Thuan Cam Ranh Seafood Joint Stock Company withdrew its review request.⁵ Also on April 22, 2022, ASPA withdrew its review request of Thong Thuan Cam Ranh Seafood Joint Stock Company and T&T Cam Ranh.⁶ On April 26, 2022, the petitioner and ASPA also filed timely withdrawals of their respective review requests of Seavina Joint Stock Company and Bien Dong Seafood Co., Ltd.⁷ Therefore, Commerce is rescinding its review of: (1) Thong Thuan Cam Ranh Seafood Joint Stock Company; (2) T&T Cam Ranh; (3) Soc Trang Seafood Joint Stock

² See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 87 FR 21619 (April 12, 2022) (*Initiation Notice*).

³ See Petitioner's Letter, "Domestic Producers' Partial Withdrawal of Review Requests," dated April 13, 2022; and ASPA's Letter, "American Shrimp Processors Association's Supplemental Partial Withdrawal of Review Requests," dated April 13, 2022.

⁴ See Soc Trang Seafood Joint Stock Company's Letter, "Withdrawal of Request for Review," dated April 13, 2022.

⁵ See Akin Gump's Letter, "Withdrawal of Review Request—Thong Thuan Cam Ranh Seafood Joint Stock Company (T&T Cam Ranh)," dated April 22, 2022.

⁶ See ASPA's Letters, "American Shrimp Processors Association's Supplemental Partial Withdrawal of Review Requests," both dated April 22, 2022. ASPA initially filed a letter withdrawing its review request of only Thong Thuan Cam Ranh Seafood Joint Stock Company, and subsequently, filed a second letter withdrawing its review request of T&T Cam Ranh, a known trade name of Thong Thuan Cam Ranh Seafood Joint Stock Company, for which ASPA also initially requested review.

⁷ See Petitioner's Letter, "Domestic Producers' Partial Withdrawal of Review Requests," dated April 26, 2022; and ASPA's Letter, "American Shrimp Processors Association's Supplemental Partial Withdrawal of Review Requests," dated April 26, 2022.

Company; (4) STAPIMEX; (5) Seavina Joint Stock Company; and (6) Bien Dong Seafood Co., Ltd., as discussed below.

On May 9 and 12, 2022, three companies identified in the U.S. Customs and Border Protection (CBP) data as having entries of subject merchandise during the POR filed timely separate rate applications.⁸ On June 2, 2022, we selected Quang Minh Seafood Co., Ltd. for individual examination pursuant to section 777A(c)(2) of the Act.⁹ On September 19, 2022, Safe and Fresh Aquatic Products Joint Stock Company, one of the non-selected companies seeking a separate rate, withdrew from the administrative review.¹⁰ On September 30, 2022, Commerce extended the deadline for the preliminary results by 100 days to February 8, 2023.¹¹

On October 18, 2022, Quang Minh Seafood Co., Ltd., the mandatory respondent, withdrew from the administrative review.¹² On November 4, 2022, consistent with section 777A(c)(2) of the Act, we selected the remaining company under review that was eligible for individual examination, Ngoc Trinh Bac Lieu Seafood Co., Ltd., as a mandatory respondent.¹³ On November 15, 2022, Ngoc Trinh Bac Lieu Seafood Co., Ltd. also withdrew from the administrative review.¹⁴ Commerce did not select any further mandatory respondents because all companies that were eligible for individual examination had withdrawn from the administrative review, as discussed above.

Scope of the Order¹⁵

The merchandise subject to the *Order* is certain frozen warmwater shrimp.

⁸ See Akin Gump's Letters, "Separate Rate Applications," dated May 9, 2022 (under separate cover for Quang Minh Seafood Limited Liability Company and Ngoc Trinh Bac Lieu Seafood Co., Ltd.) and "Separate Rate Applications," May 12, 2022 (covering Safe and Fresh Aquatic Products Joint Stock Company).

⁹ See Memorandum, "Respondent Selection," dated June 2, 2022.

¹⁰ See Safe and Fresh Aquatic Products Joint Stock Company's Letter, "Withdrawal of Safe and Fresh from Administrative Review," dated September 19, 2022.

¹¹ See Memorandum, "Extension of Deadline for Preliminary Results of Antidumping Duty Administrative Review," dated September 30, 2022.

¹² See Quang Minh Seafood Co., Ltd.'s Letter, "Withdrawal from Administrative Review," dated October 18, 2022.

¹³ See Memorandum, "Second Respondent Selection," dated November 4, 2022.

¹⁴ See Ngoc Trinh Bac Lieu Seafood Co., Ltd.'s Letter, "Withdrawal from Administrative Review," dated November 15, 2022.

¹⁵ See *Notice of Amended Final Determination of Sales at Less Than Fair Value and Antidumping Duty Order: Certain Frozen Warmwater Shrimp from the Socialist Republic of Vietnam*, 70 FR 5152 (February 1, 2005) (*Order*).

¹ See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity to Request Administrative Review*, 87 FR 7112 (February 8, 2022).