

wide rate provide evidence of *de jure* and *de facto* absence of government control over the company's export activities. Accordingly, we will issue a questionnaire to Qizheng, including a separate rate section. The review will proceed if the responses provide sufficient indication that Qizheng is not subject to either *de jure* or *de facto* government control with respect to its exports of brake rotors. However, if Qizheng does not demonstrate its eligibility for a separate rate, the company will be deemed not separate from other companies that exported during the POI, and the new shipper review for Qizheng will be rescinded.

On August 17, 2006, the Pension Protection Act of 2006 (H.R. 4) was signed into law by Congress. Section 1632 of H.R. 4 temporarily suspends the authority of the Department to instruct U.S. Customs and Border Protection to collect a bond or other security in lieu of a cash deposit in new shipper reviews. Therefore, the posting of a bond or other security under section 751(a)(2)(B)(iii) of the Act in lieu of a cash deposit is not available in this case. Importers of brake rotors exported and produced by Qizheng must continue to post a cash deposit of estimated antidumping duties on each entry of subject merchandise (i.e., brake rotors) at the PRC-wide entity rate of 43.32 percent.

Interested parties that need access to proprietary information in this new shipper review should submit applications for disclosure under administrative protective order in accordance with 19 CFR 351.305 and 351.306.

This initiation and notice are issued in accordance with section 751(a)(2)(B) of the Act and 19 CFR 351.214 and 351.221(c)(1)(i).

Dated: November 22, 2006.

**Susan H. Kuhbach**

*Acting Deputy Assistant Secretary for Import Administration.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-848]

#### Helical Spring Lock Washers From the People's Republic of China: Notice of Court Decision Not In Harmony With Final Results of Administrative Review

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.

**SUMMARY:** On August 25, 2006, the United States Court of International Trade ("Court") sustained the final remand determination made by the Department of Commerce ("the Department") pursuant to the Court's remand of the final results of the administrative review of Helical Spring Lock Washers ("HSLWs") from the People's Republic of China. See *Shakeproof Assembly Components Division of IL Tool Works, Inc. v. United States*, Consol. Ct. 05-00404, Slip Op. 06-129 (Ct. Int'l Trade Aug. 25, 2006) ("Shakeproof Assembly"). This case arises out of the Department's October 1, 2002, through September 30, 2003, administrative review final results. See *Certain Helical Spring Lock Washers from the People's Republic of China: Final Results of Antidumping Duty Administrative Review*, 70 FR 28274 (May 17, 2005) ("Final Results"). The final judgment in this case was not in harmony with the Department's *Final Results*.

**EFFECTIVE DATE:** September 4, 2006.

**FOR FURTHER INFORMATION CONTACT:** Marin Weaver or Charles Riggle, AD/CVD Operations, Office 8, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-2336 or (202) 482-0650, respectively.

#### SUPPLEMENTARY INFORMATION:

In *Shakeproof Assembly Components v. United States*, Slip Op. 05-163 (CIT, Dec. 22, 2005), the Court remanded the underlying results to the Department for reconsideration of the methodology employed to value plating services in the calculation of the antidumping duty rate for Hangzhou Spring Washer Co., Ltd. ("Hangzhou").

On May 15, 2006, the Department issued the draft results of redetermination pursuant to remand to Hangzhou and Shakeproof Assembly Components Division of Illinois Tool Works Inc. ("Shakeproof") for comment. On May 18, 2006, we received comments on our draft redetermination from both parties. On June 2, 2006, the Department issued its final results of redetermination pursuant to remand to the Court. The remand redetermination explained that the Department found the Sudha Electroplaters price quote to be the most reliable information on the record with which to value zinc plating. Moreover, based on the information on the record, the Department found that this quote should be applied to the weight of the un-plated lock washers. Thus, the Department recalculated the antidumping duty margin for Hangzhou.

On August 25, 2006, the Court sustained the final redetermination made by the Department pursuant to the Court's remand of the final results of the administrative review of HSLWs from the People's Republic of China. See *Shakeproof Assembly*.

In its decision in *Timken Co. v. United States*, 893 F. 2d 337, 341 (Fed. Cir. 1990) ("Timken"), the United States Court of Appeals for the Federal Circuit held that, pursuant to section 516A(e) of the Tariff Act of 1930, as amended ("the Act"), the Department must publish a notice of a court decision that is not "in harmony" with a Department determination, and must suspend liquidation of entries pending a "conclusive" court decision. The Court's decision in *Shakeproof Assembly* on August 25, 2006, constitutes a final decision of that court that is not in harmony with the Department's *Final Results*. This notice is published in fulfillment of the publication requirements of *Timken*. Accordingly, the Department will continue the suspension of liquidation of the subject merchandise pending a final and conclusive court decision. The Court's ruling has been appealed, and if it is upheld by the Court of Appeals for the Federal Circuit, the Department will instruct U.S. Customs and Border Protection to revise cash deposit rates and liquidate relevant entries covering the subject merchandise effective September 4, 2006.

This notice is issued and published in accordance with section 516A(c)(1) of the Act.

Dated: November 17, 2006.

**Stephen J. Claeys,**

*Acting Assistant Secretary for Import Administration.*

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## DEPARTMENT OF DEFENSE

### Office of the Secretary of Defense

#### Meeting of the DoD Advisory Group on Electron Devices

**AGENCY:** Department of Defense, Advisory Group on Electron Devices.

**ACTION:** Notice.

**SUMMARY:** The DoD Advisory Group on Electron Devices (AGED) announces a closed session meeting.

**DATES:** The meeting will be held at 0900, Tuesday, December 5, 2006.

**ADDRESSES:** The meeting will be held at ITS Noesis Business Unit, 4100 N. Fairfax Drive, Suite 800, Arlington, VA 22203.