

**Timken Notice**

In its decision in *Timken*,<sup>10</sup> as clarified by *Diamond Sawblades*,<sup>11</sup> the Federal Circuit held that, pursuant to section 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 November 26, 2024, judgment constitutes a final decision of the Court that is not in harmony with Commerce’s *Final Results*. Thus, this notice is published in fulfillment of the publication requirements of *Timken*.

**Amended Final Results**

Because there is now a final court judgment regarding the dumping margin calculation for Kenda, Commerce is amending its *Final Results* with respect to Kenda as follows:

Exporter/producer	Weighted-average dumping margin (percent)
Kenda Rubber (China) Co., Ltd	18.15

**Cash Deposit Requirements**

Because Kenda has a superseding cash deposit rate, *i.e.*, there have been final results published in a subsequent administrative review, we will not issue revised cash deposit instructions to CBP. Accordingly, this notice will not affect Kenda’s current cash deposit rate.

**Liquidation of Suspended Entries**

Commerce intends to instruct CBP to assess antidumping duties on unliquidated entries of subject merchandise produced and/or exported by Kenda in accordance with 19 CFR 351.212(b). We will instruct CBP to assess antidumping duties on all appropriate entries covered by this review when the importer-specific *ad valorem* assessment rate is not zero or *de minimis*. Where an import-specific *ad valorem* assessment rate is zero or *de minimis*,<sup>12</sup> we will instruct CBP to liquidate the appropriate entries 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.

Dated: March 6, 2025.

**Christopher Abbott,**

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

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**DEPARTMENT OF COMMERCE****International Trade Administration**

**[A–570–967, C–570–968]**

**Aluminum Extrusions From the People’s Republic of China: Notice of Amended Final Scope Rulings Pursuant to Court Decision**

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

**SUMMARY:** On October 8, 2024, in the consolidated appeal of *Worldwide Door Components, Inc., v. United States, Endura Products, INC.*, Court No. 2023–1532 and *Columbia Aluminum Products, LLC, v. United States, Endura Products, INC.*, Court No. 2023–1534 (collectively, *Worldwide Federal Circuit*), the U.S. Court of Appeals for the Federal Circuit (Federal Circuit) reversed the U.S. Court of International Trade’s (CIT) *Second Remand Order*, and sustained the non-protested portions of Commerce’s *First Remand Redeterminations*. The Federal Circuit also vacated the CIT’s subsequent opinions and orders in this case following the *Second Remand Order*. In the *First Remand Redeterminations*, Commerce continued to find that certain door thresholds imported by Worldwide Door Components, Inc. (Worldwide) and Columbia Aluminum Products, Inc. (Columbia) are within the scope of the antidumping (AD) and countervailing duty (CVD) orders on aluminum extrusions from the People’s Republic of China (China). The CIT originally sustained Commerce’s *Third Remand Redeterminations* finding the products in question outside the scope of the *Orders* under respectful protest, and on December 29, 2022, Commerce published a notice of court decisions not in harmony with its final scope ruling and notice of amended final scope ruling. However, consistent with the Federal Circuit’s decision reversing and vacating the CIT’s opinion and order, Commerce is now amending the final scope rulings, as they were represented in the *Amended Final Scope Rulings*, to find that the Worldwide and Columbia door thresholds at issue are subject to the *Orders*.

**DATES:** Applicable January 7, 2024.

**FOR FURTHER INFORMATION CONTACT:** Erin Kearney, 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) 482–0167.

**SUPPLEMENTARY INFORMATION:****Background**

On December 19, 2018, Commerce issued its Final Scope Rulings<sup>1</sup> that certain door thresholds imported by Worldwide and Columbia fall within the scope of the *Orders*.<sup>2</sup> Worldwide and Columbia appealed Commerce’s Final Scope Ruling. On December 23, 2020, pursuant to the CIT’s first remand orders in *Worldwide I* and *Columbia I*,<sup>3</sup> Commerce issued its *First Remand Redeterminations*, in which Commerce continued to find that Worldwide’s and Columbia’s door thresholds were subassemblies included in the scope of the *Orders* and, therefore, failed to satisfy the requirements for the finished merchandise exclusion.<sup>4</sup>

In *Worldwide II* and *Columbia II*, the CIT determined that Commerce impermissibly based its analysis in the *First Remand Redeterminations* on inferences that were contradicted or unsupported by other information on the record.<sup>5</sup> The CIT directed Commerce to reconsider whether Worldwide’s and

<sup>1</sup> See Memorandum, “Antidumping and Countervailing Duty Order on Aluminum Extrusions from the People’s Republic of China: Final Scope Rulings on Worldwide Door Components Inc., MJB Wood Group, Inc. and Columbia Door Thresholds,” dated December 19, 2018 (Final Scope Rulings).

<sup>2</sup> See *Aluminum Extrusions from the People’s Republic of China: Antidumping Duty Order*, 76 FR 30650 (May 26, 2011); and *Aluminum Extrusions from the People’s Republic of China: Countervailing Duty Order*, 76 FR 30653 (May 26, 2011) (collectively, the *Orders*).

<sup>3</sup> See *Worldwide Door Components, Inc. v. United States*, 466 F. Supp. 3d 1370 (CIT 2020) (*Worldwide I*); and *Columbia Aluminum Products, LLC v. United States*, 470 F. Supp. 3d 1353 (CIT 2020) (*Columbia I*).

<sup>4</sup> See *Final Results of Redetermination Pursuant to Court Remand, Aluminum Extrusions from the People’s Republic of China, Worldwide Door Components, Inc. v. United States*, Court No. 19–00012, Slip Op. 20–128 (CIT August 27, 2020), dated December 23, 2020, available at <https://access.trade.gov/resources/remands/20-128.pdf>; *Final Results of Redetermination Pursuant to Court Remand, Aluminum Extrusions from the People’s Republic of China, Columbia Aluminum Products, LLC v. United States*, Court No. 19–00013, Slip Op. 20–129 (CIT August 27, 2020), dated December 23, 2020, available at <https://access.trade.gov/resources/remands/20-129.pdf> (collectively, *First Remand Redeterminations*).

<sup>5</sup> See *Worldwide Door Components, Inc. v. United States*, 537 F. Supp. 3d 1403, 1404–05, 1408–09 (CIT 2021) (*Worldwide II*); and *Columbia Aluminum Products, LLC v. United States*, 536 F. Supp. 3d 1346 (CIT 2021) (*Columbia II*).

<sup>10</sup> See *Timken Co. v. United States*, 893 F.2d 337 (Fed. Cir. 1990) (*Timken*).

<sup>11</sup> See *Diamond Sawblades Manufacturers Coalition v. United States*, 626 F.3d 1374 (Fed. Cir. 2010) (*Diamond Sawblades*).

<sup>12</sup> See 19 CFR 351.106(c)(2).

Columbia's door thresholds required cutting or machining prior to incorporation into another product, and to determine whether Worldwide's and Columbia's door thresholds qualified for the finished merchandise exclusion.<sup>6</sup> On December 13, 2021, Commerce issued its *Second Remand Redeterminations*, in which Commerce determined that Worldwide's and Columbia's door thresholds were excluded from the *Orders* as finished merchandise.<sup>7</sup>

In *Worldwide III* and *Columbia III*, the CIT held that Commerce's *Second Remand Redeterminations* misconstrued aspects of the CIT's decision in *Worldwide II* and *Columbia II* and were not submitted in a form the CIT could sustain upon judicial review.<sup>8</sup> The CIT directed Commerce to issue a new determination, in a form that would go into effect if sustained upon judicial review, determining whether the extruded aluminum components of Worldwide's and Columbia's door thresholds are within the scope of the *Orders*.<sup>9</sup>

In the *Third Remand Redeterminations*, Commerce continued to find, in accordance with the CIT's holdings, that Worldwide's and Columbia's door thresholds are outside the scope of the *Orders* based on the finished merchandise exclusion; Commerce also provided further explanation for the basis of that finding and clarified that Commerce did not intend to issue any other scope ruling or other agency determination subsequent to the CIT's order.<sup>10</sup> The CIT

subsequently sustained Commerce's remand redeterminations in *Worldwide IV* and *Columbia IV*.<sup>11</sup> On December 29, 2022, Commerce published a notice of court decisions not in harmony with its final scope ruling and notice of amended final scope ruling.<sup>12</sup>

On October 8, 2024, the Federal Circuit reversed and the CIT and sustained the non-protested portions of Commerce's *First Remand Redeterminations* and vacated the CIT's subsequent opinions and orders.<sup>13</sup> The Federal Circuit held that Commerce's finding in the *First Remand Redeterminations* that the Worldwide and Columbia door thresholds at issue are subassemblies covered by the scope of the *Orders* is supported by substantial evidence.<sup>14</sup>

### Second Amended Final Scope Ruling

Because there is now a final and conclusive court decision reinstating Commerce's scope rulings in the *First Remand Redeterminations*, we are amending the *First Amended Final Scope Rulings* with respect to Worldwide and Columbia's door thresholds.<sup>15</sup> In accordance with the Federal Circuit's decision in *Worldwide Federal Circuit*, the Worldwide and Columbia door thresholds at issue in the Final Scope Rulings are subject to the *Orders*.

Accordingly, Commerce will instruct U.S. Customs and Border Protection (CBP) to continue to suspend liquidation of Worldwide and Columbia's door thresholds until appropriate liquidation instructions are sent. As of the date of publication of this notice in the **Federal Register**, the cash deposit rate for entries of Worldwide and Columbia's door thresholds will be the applicable cash deposit rate of the exporters of the merchandise from China to the United States.

### Notification to Interested Parties

This notice is issued and published in accordance with sections 516A(c)(1) and (e)(1), and 777(i)(1) of the Tariff Act of 1930, as amended.

Dated: March 7, 2025.

**Christopher Abbott,**

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

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[RTID 0648-XE751]

### North Pacific Fishery Management Council; Public Meeting

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

**ACTION:** Notice of public meetings.

**SUMMARY:** The North Pacific Fishery Management Council (Council) and its advisory committees will meet on March 27, 2025, and on March 31, 2025, through April 7, 2025.

**DATES:** The Council's Executive/Finance Committee will meet in closed session on Thursday March 27, 2025, from 1 p.m. to 5 p.m. The Council's Scientific and Statistical Committee (SSC) will begin at 8 a.m. on Monday, March 31, 2025, and continue through Tuesday, April 1, 2025. The Council's Advisory Panel (AP) will begin at 8 a.m. Monday, March 31, 2025, and continue through Friday, April 4, 2025. The Council will begin at 8 a.m. on Thursday, April 3, 2025, and continue through Monday, April 7, 2025. All times listed are Alaska Time.

**ADDRESSES:** The meetings will be a virtual conference. Join the meetings online through the links at <https://www.npfmc.org/upcoming-council-meetings>.

**Council address:** North Pacific Fishery Management Council, 1007 W 3rd Ave., Anchorage, AK 99501-2252; telephone: (907) 271-2809. Instructions for attending the meeting via video conference are given under connection information, below.

**FOR FURTHER INFORMATION CONTACT:** Diana Evans, Council staff; email: [diana.evans@noaa.gov](mailto:diana.evans@noaa.gov); telephone: (907) 271-2809. For technical support, please contact our Council administrative staff, email: [npfmc.admin@noaa.gov](mailto:npfmc.admin@noaa.gov).

**SUPPLEMENTARY INFORMATION:**

<sup>6</sup> See *Worldwide II*, 537 F. Supp. 3d at 1404-05, 1414; and *Columbia II*, 536 F. Supp. 3d at 1354.

<sup>7</sup> See *Final Results of Redetermination Pursuant to Court Remand, Worldwide Door Components, Inc. v. United States*, Court No. 19-00012, Slip Op. 21-115 (CIT September 14, 2021), dated December 13, 2021, available at <https://access.trade.gov/resources/remands/21-115.pdf>; *Final Results of Redetermination Pursuant to Court Remand, Columbia Aluminum Products, LLC v. United States*, Court No. 19-00013, Slip Op. 21-116 (CIT September 14, 2021), dated December 13, 2021, available at <https://access.trade.gov/resources/remands/21-116.pdf> (collectively, *Second Remand Redeterminations*).

<sup>8</sup> See *Worldwide III*, 589 F. Supp. 3d 1185, 1192-95 (CIT 2022); and *Columbia III*, 587 F. Supp. 3d 1375, 1382-85 (CIT 2022).

<sup>9</sup> See *Worldwide III*, 589 F. Supp. 3d at 1195; and *Columbia III*, 587 F. Supp. 3d at 1385.

<sup>10</sup> See *Final Results of Redetermination Pursuant to Court Remand, Worldwide Door Components, Inc. v. United States*, Court No. 19-00012, Slip Op. 22-91 (CIT August 10, 2022), dated September 8, 2022, available at <https://access.trade.gov/resources/remands/22-91.pdf>; and *Final Results of Redetermination Pursuant to Court Remand, Columbia Aluminum Products, LLC v. United States*, Court No. 19-00013, Slip Op. 22-92 (CIT August 10, 2022), dated September 8, 2022, available at <https://access.trade.gov/resources/remands/22-92.pdf> (collectively, *Third Remand Redeterminations*).

<sup>11</sup> See *Worldwide Door Components, Inc. v. United States*, 606 F. Supp. 3d 1363 (CIT 2022) (*Worldwide IV*); *Columbia Aluminum Products, LLC v. United States*, 607 F. Supp. 3d 1275 (CIT 2022) (*Columbia IV*).

<sup>12</sup> See *Aluminum Extrusions from the People's Republic of China: Notice of Court Decisions Not in Harmony With Final Scope Ruling and Notice of Amended Final Scope Rulings Pursuant to Court Decisions*, 87 FR 80160 (December 29, 2022) (*First Amended Final Scope Rulings*).

<sup>13</sup> See *Worldwide Door Components, Inc. v. United States*, 119 F.4th 959, 972 (Fed. Cir. 2024) (*Worldwide Federal Circuit*).

<sup>14</sup> *Id.*

<sup>15</sup> See *First Amended Final Scope Rulings*.