

1401 Constitution Avenue, NW., Washington, DC 20230.

While interested parties are always encouraged to provide comments on the operation of the FTZ program, we are requesting comments on this matter by November 30, 2007, so that the Board may proceed with its examination. Questions relating to the submission of comments should be directed to Pierre Duy or Andrew McGilvray at (202) 482-2862.

Dated: September 18, 2007.

**Andrew McGilvray,**

*Executive Secretary.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

A-351-828

#### **Certain Hot-Rolled, Flat-Rolled Carbon Quality Steel Products from Brazil: Rescission of Antidumping Duty Administrative Review**

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

**SUMMARY:** In response to a request from Nucor Corporation, a domestic interested party ("Nucor"), the Department of Commerce ("the Department") initiated an administrative review of the antidumping duty order on certain hot-rolled, flat-rolled carbon quality steel products ("hot rolled steel") from Brazil. *See Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 72 FR 20986 (April 27, 2007). This administrative review covered the period March 1, 2006, through February 28, 2007. We are now rescinding this review due to a request by Nucor to rescind the review.

**EFFECTIVE DATE:** September 21, 2007.

**FOR FURTHER INFORMATION CONTACT:** John Drury or Angelica Mendoza, AD/CVD Operations, Office 7, Import Administration, International Trade Administration, U.S. Department of Commerce, 14<sup>th</sup> Street and Constitution Avenue, NW, Room 7866, Washington, DC 20230; telephone: (202) 482-0195 or (202) 482-3019, respectively.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

The Department published an antidumping duty order on hot rolled steel from Brazil on March 12, 2002. *See Notice of Antidumping Duty Order and of Sales at Less Than Fair Value: Certain Hot-Rolled Flat-Rolled Carbon*

*Quality Steel Products from Brazil*, 67 FR 11093 (March 12, 2002). The Department published a notice of "Opportunity to Request an Administrative Review" of the antidumping duty order for the period March 1, 2006, through February 28, 2007, on March 2, 2007. *See Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity To Request Administrative Review*, 72 FR 9505 (March 2, 2007). Nucor requested that the Department conduct an administrative review of sales of merchandise covered by the order by Companhia Siderúrgica Nacional ("CSN") and Companhia Siderúrgica de Tubarão ("CST") on March 30, 2007. In response to the request from Nucor, the Department published the initiation of the antidumping duty administrative review on hot rolled steel from Brazil on April 27, 2007. *See Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 72 FR 20986 (April 27, 2007).

The Department issued questionnaires to both CSN and CST on May 2, 2007, and issued a second questionnaire to CST on July 5, 2007. The Department received responses from CST on June 6, 2007, June 25, 2007, and July 9, 2007.

On May 3, 2007, CSN submitted a letter to the Department stating that it had no shipments of hot rolled steel to the United States during the period of review. The Department issued a "No Shipment Inquiry" to U.S. Customs and Border Protection ("CBP") on May 31, 2007, to confirm that there were no shipments or entries of hot rolled steel from Brazil exported by CSN during the period of review ("POR") of the instant administrative review. CBP only responds to the Department's inquiry when CBP finds that there have been shipments. CBP did not respond to the Department's inquiry, and no party submitted comments. Based on this information, on July 12, 2007, the Department determined that CSN did not have any shipments or entries of hot rolled steel from Brazil during the review period. *See Memorandum to the File*, through Angelica Mendoza, Program Manager, from John Drury, Senior Case Analyst: Companhia Siderúrgica Nacional - No Shipments of Certain Hot-Rolled Flat-Rolled Carbon Quality Steel Products from Brazil Pursuant to U.S. Customs and Border Protection Inquiry.

Nucor withdrew its request for review with respect to both CST and CSN on August 14, 2007. On August 15, 2007, Department officials contacted counsel for CST and inquired as to whether CST wished to continue the administrative

review. Counsel for CST indicated that CST had no objection to rescinding the review. *See Memorandum to the File*, from John Drury, Senior Case Analyst: Telephone conversation with counsel for Companhia Siderúrgica de Tubarão, dated August 16, 2007.

#### **Rescission of the Administrative Review**

Pursuant to 19 CFR § 351.213(d)(1), the Secretary will rescind an administrative review under this section, in whole or in part, if a party that requested a review withdraws the request within 90 days of the date of publication of notice of initiation of the requested review. The Secretary may extend this time limit if the Secretary decides that it is reasonable to do so. *See* 19 CFR § 351.213(d)(1). Nucor's request is past the 90-day time limit; however, we find that it is reasonable to extend this deadline for the following reasons: (1) with respect to CSN, the Department determined that there were no shipments during the POR, and (2) with respect to both CST and CSN, all parties that requested reviews have withdrawn their requests and no party has objected to the termination of the review. Therefore, the Department determines that the continuation of the administrative review is not necessary.

In response to Nucor's withdrawal of its request for administrative reviews pursuant to 19 CFR § 351.213(d)(1), the Department hereby rescinds the administrative review of the antidumping duty order on hot rolled steel from Brazil for the period March 1, 2006, through February 28, 2007 for both CST and CSN. The Department intends to issue assessment instructions to CBP 15 days after the date of publication of this rescission of administrative review.

This notice serves as a reminder to parties subject to administrative protective order ("APO") of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR § 351.305(a)(3). Timely written 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.

This notice is published in accordance with sections 751(a)(1) and 777(i)(1) of the Tariff Act of 1930, as amended, and 19 CFR § 351.213(d)(4).

Dated: September 13, 2007.

**Stephen J. Claeys,**

Deputy Assistant Secretary for Import Administration.

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-357-818]

#### Suspension of Antidumping Duty Investigation: Lemon Juice From Argentina

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

**SUMMARY:** The Department of Commerce ("the Department") has suspended the antidumping duty investigation involving lemon juice from Argentina. The basis for this action is an agreement between the Department and S.A. San Miguel A.G.I.C. y F. ("San Miguel") and Citrusvil, S.A. ("Citrusvil") to revise their prices to eliminate completely sales of this merchandise to the United States at less than fair value.

**DATES:** *Effective Date:* September 10, 2007.

**FOR FURTHER INFORMATION CONTACT:** Sally Gannon or James Kemp at (202) 482-0162 and (202) 482-5346, respectively, Bilateral Agreements Unit, Office of Policy, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230.

#### SUPPLEMENTARY INFORMATION:

##### Background

On October 11, 2006, the Department initiated an antidumping duty investigation under section 732 of the Tariff Act of 1930, as amended, ("the Act") to determine whether imports of lemon juice from Argentina are being, or are likely to be sold in the United States at less than fair value (71 FR 61710 (October 19, 2006)). On November 3, 2007, the United States International Trade Commission ("ITC") notified the Department of its affirmative preliminary injury determination in this case *See Lemon Juice from Argentina and Mexico*, Inv. Nos. 731-TA-1105-1106 (Preliminary), USITC Pub. No. 3891 (November 2006). On April 19, 2007, the Department preliminarily determined that lemon juice is being, or is likely to be sold in the United States at less than fair value ("LTFV"), as provided in section 733 of the Act (*Lemon Juice from Argentina*:

*Preliminary Determination of Sales at Less than Fair Value and Affirmative Preliminary Determination of Critical Circumstances*, 72 FR 20820 (April 26, 2007) ("Preliminary Determination"). On May 17, 2007, the Department postponed the final determination in this investigation until no later than September 10, 2007 (*Lemon Juice from Argentina and Mexico: Postponement of Final Antidumping Duty Determinations and Extension of Provisional Measures*, 72 FR 28953 (May 23, 2007)).

The Department, San Miguel, and Citrusvil, initialed a proposed agreement suspending this investigation on August 10, 2007. On August 13, 2007, we invited interested parties to provide written comments on the proposed suspension agreement. On August 24, 2007, the Department also invited interested parties to provide written comments on an issue related to the draft suspension agreement with respect to purchase orders and/or long-term contracts entered into prior to September 10, 2007. In response to our requests for comment, on August 30, 2007, we received comments from the petitioner Sunkist Growers Inc., and respondents San Miguel, and Citrusvil. We have taken these comments into consideration for the final version of the suspension agreement.

The Department, San Miguel, and Citrusvil signed the suspension agreement on September 10, 2007.

##### Scope of Investigation

For a complete description of the scope of the investigation, *see, Agreement Suspending the Antidumping Investigation on Lemon Juice from Argentina*, Appendix A, signed September 10, 2007, attached hereto in Annex 1.

##### Suspension of Investigation

The Department consulted with the parties to the proceeding and has considered the comments submitted with respect to the proposed suspension agreement. In accordance with sections 734(b) and (d) of the Act, we have determined that the agreement will completely eliminate sales at less than fair value, that the agreement is in the public interest, and that the agreement can be monitored effectively. *See, Public Interest and Effective Monitoring Memorandum*, dated September 10, 2007. *See also, Percentage of Exports Memorandum*, dated September 10, 2007. We find, therefore, that the criteria for suspension of an investigation pursuant to sections 734(b) and (d) of the Act have been met. The terms and conditions of this agreement,

signed September 10, 2007, are set forth in Annex 1 to this notice.

Pursuant to section 734(f)(2)(A) of the Act, the suspension of liquidation of all entries of lemon juice from Argentina entered, or withdrawn from warehouse, for consumption, as directed in the *Preliminary Determination* is hereby terminated. Any cash deposits on entries of lemon juice from Argentina pursuant to that suspension of liquidation shall be refunded and any bonds shall be released.

This notice is published pursuant to section 734(f)(1)(A) of the Act.

Dated: September 10, 2007.

**Michelle O'Neill,**

Deputy Under Secretary for International Trade.

#### Annex 1—Agreement Suspending the Antidumping Investigation on Lemon Juice from Argentina

Pursuant to section 734(b) of the Tariff Act of 1930, as amended (19 U.S.C. 1673c(b)) (the "Act"), and 19 CFR 351.208 (the "Regulations"), the U.S. Department of Commerce (the "Department") and the signatory producers/exporters of Lemon Juice from Argentina (the "Signatories") enter into this suspension agreement (the "Agreement"). On the basis of this Agreement, on the effective date of this Agreement, the Department shall suspend its antidumping investigation initiated on October 19, 2006 (17 FR 61710) with respect to Lemon Juice from Argentina, subject to the terms and provisions set forth below.

(A) Product Coverage:

For purposes of this Agreement, the merchandise covered is Lemon Juice, as described in Appendix A.

(B) U.S. Import Coverage:

The signatory producers/exporters collectively are the producers and exporters in Argentina that accounted for substantially all (not less than 85 percent) of the subject merchandise imported into the United States, as provided in the Department's regulations at 19 CFR 351.208(c). The Department may, at anytime during the period of the Agreement, require additional producers/exporters in Argentina to sign the Agreement in order to ensure that not less than substantially all imports into the United States are covered by the Agreement.

In reviewing the operation of the Agreement for the purpose of determining whether this Agreement has been violated or is no longer in the public interest, the Department will consider imports into the United States from all sources of the merchandise described in Section A of the