

juice dispenser parts (faucet adapter; faucet body without shank; faucet bonnet; faucet handle; faucet; handle; knob); foot cover-up for chafer legs; handle (for carving board set; for ice cream box; for insulated urn); chafer cover knob; chafer leg; chafer side handle); various rubber components (buffet display cart and/or transport cart parts (bumper; edge; wheel (with steel connector)); bumper; edge; buffet cart wheel); various plastic components (buffet display cart and/or transport cart parts (curtain divider; divider clip; lamp clip); ice box parts (cover; ice mold; insert; pan); faucet seal washer; post for glass shelves; resin shelf for buffet display; attaching strip for buffet cart curtain; washer; buffet cart wheels); various iron or steel components (flange stud; Sterno® chafer frame; helical spring clamp; insert adapter for top of chafer (Sterno®); non-flange stud; pan head screw; adapter plate to convert between quart capacity for soup heater; Sterno® chafer cover; grill grate for use with solid fuel; locknut; lockwasher; holder for electric heater holder for chafer; Sterno® chafer holder; Sterno® chafer stand; washer; water pan (for use with Sterno® chafers); Sterno® grill riser box; thumb screw; circular heat lamp base; spring; screw; thumb nut for Sterno® chafer; nut; frame for butane grill; hex head bolt; insert pan for soup heater (Sterno®); portable grill stand (for use with fuel)); various stainless steel components (insulated coffee urn and its parts (leg stand; body; cover and knob; side handle; internal shank; stand); internal bracket and faucet; juice dispenser knob (brass-plated); knob for stainless steel cover; wire rack; chafer stand (for use with electric heat and Sterno®); carving station frame; adapter for soup heater to convert between quart capacity (electric heat or Sterno®); bar spacing; bar for ice box cover; wine bucket knob; beverage tub; beverage tub (plated in another metal); buffet riser; carving board frame; chafer (used with electric heat and Sterno®); chafing dish for use with grills; coffee pot; coffee urn body; chafer cover (use with electric heat and Sterno®); chafer cover (Sterno® heat); faucet adapter for juice dispenser; faucet ring; food pan; frame for chafer used with electric heat and/or Sterno®; frame for soup heater used with electric heat and/or Sterno®; grill chafer (used with electric heat and Sterno®); grill chafer (used with electric heat and Sterno®) with glass cover; ice box; ice cream box and its parts (insert; cover; knob); insulated milk container; juice dispenser feet; pastry stand; pastry tray; post and spacers for pastry stand; round grill chafer cover with silver plating;

silver plating; serving fork; stand for chafers and/or coffee towers; Sterno® chafer; tile for use with food cooling unit; top nest for juice dispenser; top ring for juice dispenser; water pan; water pan (with silver plating); juice dispenser cover; plastic-coated buffet riser; juice dispenser stand; chrome-plated parts (faucet handle for juice dispenser; faucet set for juice dispenser; flex arms for heat lamp top; faucet body set for juice dispenser without shank; faucet ring for juice dispenser); bent pin for faucet handle for juice dispenser; insert pan for soup heater; ice bucket; spring for faucet; chafer (multi-use); faucet handle for juice dispenser; chafer knob; juice dispenser knob; soup heater cover (electric heat or Sterno®); various polycarbonate components (body for juice dispenser with stainless steel shank and ice ring; body with shank and ice sleeve for juice dispenser; body with stainless steel frame for juice dispenser; body with stainless steel shank and ice sleeve for juice dispenser; body with stainless steel shank for juice dispenser; carving board); various silver-plated components (juice dispenser knob; ring for juice dispenser faucet nuts; juice dispenser stand); various silver-plated stainless steel components (juice dispenser cover; carving station frame; knob for polycarbonate juice dispenser; stand for polycarbonate juice dispenser; handle for carving display); and, various wood components (juice dispenser stand; buffet riser; carving board) (duty rate ranges from duty-free to 25%). The request indicates that certain materials/components are subject to special duties under Section 301 of the Trade Act of 1974 (Section 301), depending on the country of origin. The applicable Section 301 decisions require subject merchandise to be admitted to FTZs in privileged foreign status (19 CFR 146.41).

Public comment is invited from interested parties. Submissions shall be addressed to the Board's Executive Secretary and sent to: ftz@trade.gov. The closing period for their receipt is November 26, 2019.

A copy of the notification will be available for public inspection in the "Reading Room" section of the Board's website, which is accessible via www.trade.gov/ftz.

For further information, contact Juanita Chen at juanita.chen@trade.gov or 202-482-1378.

Dated: October 10, 2019.

Andrew McGilvray,
Executive Secretary.

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-475-835]

Finished Carbon Steel Flanges From Italy: Preliminary Results of Antidumping Duty Administrative Review; 2017-2018

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

SUMMARY: The Department of Commerce (Commerce) preliminarily determines that finished carbon steel flanges from Italy are being sold in the United States at less than normal value during the period of review (POR). The POR is February 8, 2017 through July 31, 2018. Interested parties are invited to comment on these preliminary results.

DATES: Applicable October 17, 2019.

FOR FURTHER INFORMATION CONTACT: Edythe Artman or Brian C. Davis, 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) 482-3931 or (202) 482-7924, respectively.

SUPPLEMENTARY INFORMATION:

Background

These preliminary results of review are issued in accordance with section 751(a) of the Tariff Act of 1930, as amended (the Act). On October 4, 2018, in accordance with section 751(a) of the Act and 19 CFR 351.221(c)(1)(i), Commerce published the notice of initiation for the administrative review.¹ In the *Initiation Notice*, Commerce stated that, where appropriate, it intended to select respondents based on U.S. Customs and Border Protection (CBP) data for U.S. imports during the POR.² After receiving no comments on the CBP data from parties with an administrative protective order, Commerce selected ASFO S.p.A. (ASFO) and Forgital Italy S.p.A. (Forgital) from 27 possible respondents for individual examination in this review.³

Commerce exercised its discretion to toll all deadlines affected by the partial federal government closure from December 22, 2018 through the

¹ See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 83 FR 50077 (October 4, 2018) (*Initiation Notice*).

² *Id.*

³ See Memorandum, "Antidumping Duty Administrative Review of Finished Carbon Steel Flanges from Italy: Respondent Selection," dated November 16, 2018, 1-5.

resumption of operations on January 29, 2019, moving the deadline for the preliminary results of this review to June 12, 2019.⁴ On June 6, 2019, we extended the time limit for completion of the preliminary results of the review to no later than October 10, 2019.⁵ For a complete description of the events that followed the initiation of the review, see the Preliminary Decision Memorandum.⁶

A list of topics included in the Preliminary Decision Memorandum is included in the Appendix to this notice. The Preliminary 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> and to all parties in the Central Records Unit, located in room B8094 of the main Commerce building. In addition, a complete version of the Preliminary Decision Memorandum can be accessed directly at <http://enforcement.trade.gov/frn/>. The signed and the electronic versions of the Preliminary Decision Memorandum are identical in content.

Scope of the Order

The products covered by the scope of the order are finished carbon steel flanges from Italy. For a complete description of the scope, see the Preliminary Decision Memorandum.

Methodology

Commerce is conducting this review in accordance with section 751(a)(1)(B) of the Act. For a full description of the methodology underlying the preliminary results, see the Preliminary Decision Memorandum.

Facts Available

Pursuant to section 776(a) of the Act, Commerce is preliminarily relying upon facts otherwise available to assign estimated weighted-average dumping

⁴ See Memorandum to the Record from Gary Taverman, Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, performing the non-exclusive functions and duties of the Assistant Secretary for Enforcement and Compliance, "Deadlines Affected by the Partial Shutdown of the Federal Government," dated January 28, 2019. All deadlines in this segment of the proceeding have been extended by 40 days.

⁵ See Memorandum, "Finished Carbon Steel Flanges from Italy: Extension of Deadline for Preliminary Results of Antidumping Duty Administrative Review: 2017–2018," dated June 6, 2019.

⁶ See Memorandum, "Decision Memorandum for Preliminary Results of Antidumping Duty Administrative Review: Finished Carbon Steel Flanges from Italy; 2017–2018," dated concurrently with, and hereby adopted by, this notice (Preliminary Decision Memorandum).

margins to the respondents selected for individual examination in this review, because both ASFO and Forgital withheld necessary information that was requested by Commerce, thereby significantly impeding the conduct of the review. Further, Commerce preliminarily determines that both ASFO and Forgital failed to cooperate by not acting to the best of their abilities to comply with requests for information and, thus, Commerce is applying an adverse inference in selecting among the facts available, in accordance with section 776(b) of the Act. For a full description of the methodology underlying our conclusions regarding the application of adverse facts available (AFA), see the Preliminary Decision Memorandum.

Rate for Non-Selected Companies

In accordance with the U.S. Court of Appeals for the Federal Circuit's decision in *Albemarle Corp. v. United States*,⁷ we are applying to the non-selected companies a rate based on the simple average of the individual rates preliminarily applied to ASFO and Forgital in this administrative review, or 204.53 percent. For a detailed discussion, see the Preliminary Decision Memorandum.

Preliminary Results of Review

We preliminarily determine that, for the period February 8, 2017 through July 31, 2018, the following dumping margins exist:

Producer/exporter	Weighted-average dumping margin (percent)
ASFO S.p.A	204.53
Forgital Italy S.p.A	204.53
ASFO S.p.A.—FOMAS Group	204.53
Assotherm srl	204.53
Bifrangi S.p.A	204.53
CAT Carpenteria Metallica srl	204.53
Costruzione Ricambi Macchine Industriali	204.53
Filmag Italia S.r.l	204.53
FOC Ciscato S.p.Ar	204.53
FOMAS	204.53
Forgia Di Bollate S.p.A	204.53
Forgiatura A. Vienna diAntonio Vienna	204.53
Franchini Acciai S.p.A	204.53
Galpenti Forged Products	204.53
Inox Laghi S.r.l	204.53
KLASMA SRL	204.53
Iml Industria Meccanica Ligure	204.53
Martin Valmore srl	204.53
M.E.G.A. S.p.A	204.53

⁷ See *Albemarle Corp. v. United States*, 821 F.3d 1345 (Fed. Cir. 2016).

Producer/exporter	Weighted-average dumping margin (percent)
Metalfar Prodotti Industriali, S.p.A	204.53
Officine Ambrogio Melesi & C. S.R.L	204.53
Officine di Cortabbio s.r.l	204.53
OFFICINE MECCANICHE CIOCCA S.p.A	204.53
Office SANTAFEDE	204.53
Siderforgerossi Group S.p.A	204.53
UNIGEN Steel Engineering ..	204.53
VALVITALIA S.p.A	204.53

Disclosure and Public Comment

Normally, Commerce discloses the calculations performed in connection with preliminary results to interested parties within five days after the date of publication of this notice.⁸ Because Commerce preliminarily applied total AFA to each of the mandatory respondents in this review, in accordance with section 776 of the Act, there are no calculations to disclose.

Interested parties may submit case briefs no later than 30 days after the date of publication of this notice.⁹ Rebuttal briefs, the content of which is limited to the issues raised in the case briefs, must be filed within five days from the deadline date for the submission of case briefs.¹⁰ Parties who submit case or rebuttal briefs in this proceeding are requested to submit with each argument: (1) A statement of the issue; (2) a brief summary of the argument; and (3) a table of authorities.¹¹ Case and rebuttal briefs should be filed using ACCESS.¹²

Pursuant to 19 CFR 351.310(c), interested parties who wish to request a hearing must submit a written request to the Assistant Secretary for Enforcement and Compliance, filed electronically via ACCESS. An electronically filed document must be received successfully in its entirety by the Department's electronic records system, ACCESS, by 5:00 p.m. Eastern Time within 30 days after the date of publication of this notice.¹³ Requests should contain: (1) The party's name, address and telephone number; (2) the number of participants; and (3) a list of issues parties intend to discuss. Issues raised in the hearing will be limited to those raised in the respective case and rebuttal briefs. If a request for a hearing is made, Commerce intends to hold the

⁸ See 19 CFR 351.224(b).

⁹ See 19 CFR 351.309(c)(1)(ii).

¹⁰ See 19 CFR 351.309(d)(1) and (2).

¹¹ See 19 CFR 351.309(c)(2) and (d)(2).

¹² See generally 19 CFR 351.303.

¹³ See 19 CFR 351.310(c).

hearing at the U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230, at a date and time to be determined.¹⁴ Parties should confirm the date, time, and location of the hearing two days before the scheduled date.

Unless extended, Commerce intends to issue the final results of this administrative review, which will include the results of our analysis of all issues raised in the case and rebuttal briefs, within 120 days of publication of these preliminary results in the **Federal Register**, pursuant to section 751(a)(3)(A) of the Act.

Assessment Rates

Upon completion of the administrative review, Commerce shall determine, and CBP shall assess, antidumping duties on all appropriate entries covered by this review.¹⁵ If the preliminary results are unchanged for the final results, we will instruct CBP to apply an *ad valorem* assessment rate of 204.53 percent to all entries of subject merchandise during the POR which were produced and/or exported by ASFO, Forgital and the aforementioned companies which were not selected for individual examination. We intend to issue liquidation instructions to CBP 15 days after publication of the final results of this review.

Cash Deposit Requirements

The following cash deposit requirements will be effective upon publication of the final results of this administrative review for all shipments of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the publication date of the final results of this administrative review, as provided by section 751(a)(2)(C) of the Act: (1) The cash deposit rate for ASFO, Forgital and the other companies listed above will be equal to the dumping margin established in the final results of this administrative review; (2) for previously reviewed or investigated companies not listed above, the cash deposit rate will continue to be the company-specific rate published for the most recently completed segment of this proceeding in which they were reviewed; (3) if the exporter is not a firm covered in this review, a prior review, or in the investigation, but the producer is, the cash deposit rate will be the rate established for the most recently completed segment of this proceeding for the producer of the merchandise; and (4) the cash deposit rate for all other

producers or exporters will continue to be the all-others rate of 79.17 percent, the rate established in the investigation of this proceeding.¹⁶ These cash deposit requirements, when imposed, shall remain in effect until further notice.

Notification to Importers

This notice also serves as a reminder to importers of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during this review period. Failure to comply with this requirement could result in Commerce's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of double antidumping duties.

Notification to Interested Parties

We are issuing and publishing this notice in accordance with sections 751(a)(1) and 777(i)(1) of the Act and sections 19 CFR 351.213(h)(1) and 351.221(b)(4).

Dated: October 9, 2019.

Jeffrey I. Kessler,

Assistant Secretary for Enforcement and Compliance.

Appendix

List of Topics Discussed in the Preliminary Decision Memorandum

- I. Summary
- II. Background
- III. Scope of the Order
- IV. Application of Facts Available and Use of Adverse Inference
- V. Rate for Non-Selected Companies
- VI. Recommendation

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-912]

Certain New Pneumatic Off-The-Road Tires from the People's Republic of China; 2012-2013: Notice of Court Decision Not in Harmony With Final Results of Administrative Review and Notice of Amended Final Results of Antidumping Duty Administrative Review

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

SUMMARY: On September 3, 2019, the United States Court of International

Trade (the Court) issued a final judgment in *China Manufacturers Alliance, LLC and Double Coin Holdings Ltd., et al. v. United States*, Consol. Court No. 15-00124; Slip Op. 19-115 (CIT September 3, 2019) (*China Mfr. Alliance III*), sustaining the Department of Commerce's (Commerce) remand results for the fifth administrative review of the antidumping duty (AD) order on certain new pneumatic off-the-road tires (OTR tires) from the People's Republic of China (China) covering the period of review (POR) September 1, 2012 through August 31, 2013. Commerce is notifying the public that the Court has made a final judgment that is not in harmony with Commerce's final results of the administrative review, and that Commerce is amending the final results with respect to certain exporters identified herein.

DATES: Applicable September 13, 2019.

FOR FURTHER INFORMATION CONTACT: Keith Haynes, AD/CVD Operations Office III, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC, 20230; telephone: (202) 482-5139.

SUPPLEMENTARY INFORMATION:

Background

On April 15, 2015, Commerce issued its *Final Results*¹ in the fifth administrative review of the AD order on OTR tires from China. The plaintiffs in this litigation, mandatory respondent Double Coin Holdings Ltd and its affiliated U.S. importer China Manufacturers Alliance, LLC, and mandatory respondent Guizhou Tyre Co., Ltd. and Guizhou Tyre Import and Export Co., Ltd. (collectively, GTC), timely filed complaints with the Court challenging certain aspects of Commerce's *Final Results*.² Domestic interested parties Titan Tire Corporation and United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union, AFL-CIO-CLC intervened as defendant-intervenors, but withdrew from these cases on September 29, 2017.³

On February 6, 2017, the Court remanded Commerce's *Final Results*.⁴ In

¹ See *Certain New Pneumatic Off-the-Road Tires from the People's Republic of China: Final Results of Antidumping Duty Administrative Review; 2012-2013*, 80 FR 20197 (April 15, 2015) (*Final Results*) and accompanying Issues and Decision Memorandum (IDM).

² See *China Mfr. Alliance III*, at 2.

³ *Id.*

⁴ See *China Manufacturers Alliance, LLC et al. v. United States*, Consol. Court No. 15-00124, Slip Op

Continued

¹⁴ See 19 CFR 351.310(d).

¹⁵ See 19 CFR 351.212(b).

¹⁶ See *Finished Carbon Steel Flanges from India and Italy: Antidumping Duty Orders*, 82 FR 40136, 40138 (August 24, 2017).