Notification to Interested Parties

This determination is issued and published in accordance with sections 735(d) and 777(i)(1) of the Act and 19 CFR 351.210(c).

Dated: September 20, 2024.

Ryan Majerus,

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

Appendix I

Scope of the Investigation

The merchandise covered by this investigation is aluminum lithographic printing plates. Aluminum lithographic printing plates consist of a flat substrate containing at least 90 percent aluminum. The aluminum-containing substrate is generally treated using a mechanical, electrochemical, or chemical graining process, which is followed by one or more anodizing treatments that form a hydrophilic layer on the aluminum-containing substrate. Ån image-recording, oleophilic layer that is sensitive to light, including but not limited to ultra-violet, visible, or infrared, is dispersed in a polymeric binder material that is applied on top of the hydrophilic layer, generally on one side of the aluminum lithographic printing plate. The oleophilic light-sensitive layer is capable of capturing an image that is transferred onto the plate by either light or heat. The image applied to an aluminum lithographic printing plate facilitates the production of newspapers, magazines, books, yearbooks, coupons, packaging, and other printed materials through an offset printing process, where an aluminum lithographic printing plate facilitates the transfer of an image onto the printed media. Aluminum lithographic printing plates within the scope of this investigation include all aluminum lithographic printing plates, irrespective of the dimensions or thickness of the underlying aluminum substrate, whether the plate requires processing after an image is applied to the plate, whether the plate is ready to be mounted to a press and used in printing operations immediately after an image is applied to the plate, or whether the plate has been exposed to light or heat to create an image on the plate or remains unexposed and is free of any image.

Subject merchandise also includes aluminum lithographic printing plates produced from an aluminum sheet coil that has been coated with a light-sensitive imagerecording layer in a subject country and that is subsequently unwound and cut to the final dimensions to produce a finished plate in a third country (including the United States), or exposed to light or heat to create an image on the plate in a third country (including in a foreign trade zone within the United

Excluded from the scope of this investigation are lithographic printing plates manufactured using a substrate produced from a material other than aluminum, such as rubber or plastic.

Aluminum lithographic printing plates are currently classifiable under Harmonized Tariff of the United States (HTSUS) subheadings 3701.30.0000 and 3701.99.6060. Further, merchandise that falls within the scope of this investigation may also be entered into the United States under HTSUS subheadings 3701.99.3000 and 8442.50.1000. Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the scope of this investigation is dispositive.

Appendix II

List of Topics Discussed in the Issues and **Decision Memorandum**

I. Summary

II. Background

III. Changes Since the Preliminary Determination

IV. Discussion of the Issues

Comment 1: Whether Miraclon Corporation Ltd. (Miraclon) Made Sales of Subject Merchandise During the POI

Comment 2: Whether Commerce Should Offset Fujifilm's Reported U.S. Freight Expenses by its Reported Freight Revenue

Comment 3: Whether the Price Used to Calculate Fujifilm's U.S. Credit Expenses should Exclude Price Adjustments

Comment 4: Whether the Price Used to Calculate Fujifilm's U.S. Indirect Selling Expenses (INDIRS1U, INDIRS2U, INDIRS3U) Should Exclude Price Adjustments

Comment 5: Whether Fujifilm's Revenues from the Sale of Aluminum Scrap Should Offset Repacking and Resizing Costs

Comment 6: Whether Commerce Should Grant Fujifilm a Constructed Export Price (CEP) Offset

Comment 7: Whether Commerce Should Apply Adverse Facts Available (AFA) for Fujifilm's Failure to Submit Downstream Home Market Sales for One Home Market Affiliate

Comment 8: Whether Fujifilm's Allocation of Warehouse and Other U.S. Transportation Expenses is Distortive

Comment 9: Whether to Include Fujifilm's Home Market Quantity Discount Program Discovered at Verification

Comment 10: Whether Commerce Should Include the Net Hedging Expenses Recorded in Fujifilm's Audited Financial Statements as Part of Fujifilm's Interest Expenses

Comment 11: Whether Commerce Should Revise the General and Administrative (G&A) Expense Ratio to Incorporate Missing Expenses

V. Recommendation

[FR Doc. 2024-22157 Filed 9-26-24; 8:45 am]

BILLING CODE 3510-DS-P

DEPARTMENT OF COMMERCE

International Trade Administration

[A-201-831]

Prestressed Concrete Steel Wire Strand From Mexico: Final Affirmative Determination of Circumvention of the Antidumping Duty Order

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

SUMMARY: The U.S. Department of Commerce (Commerce) determines that imports of certain high carbon steel (HCS) wire that are produced in Mexico and assembled or completed into prestressed concrete steel wire strand (PC strand) in the United States are circumventing the antidumping duty (AD) order on PC strand from Mexico.

DATES: Applicable September 27, 2024.

FOR FURTHER INFORMATION CONTACT: Jonathan Schueler, 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)482-9175.

SUPPLEMENTARY INFORMATION:

Background

On January 28, 2004, Commerce published in the Federal Register the AD order on PC strand from Mexico.1 On July 31, 2023, pursuant to section 781(a) of the Tariff Act of 1930, as amended (the Act), and 19 CFR 351.226(d)(1), Commerce initiated a country-wide circumvention inquiry to determine whether imports of HCS wire from Mexico that is assembled or completed into PC strand in the United States is circumventing the Order and, accordingly, should be covered by the scope of the Order.2 On April 2, 2024, Commerce published the Preliminary Determination that imports of HCS wire that is produced in Mexico and assembled or completed into PC strand in the United States is circumventing the Order on a country-wide basis,

¹ See Notice of Antidumping Duty Order: Prestressed Concrete Steel Wire Strand from Mexico, 69 FR 4112 (January 28, 2004) (Order).

² See Prestressed Concrete Steel Wire Strand from Mexico: Initiation of Circumvention Inquiry on the Antidumping Duty Order, 88 FR 49438 (July 31, 2023) (Initiation Notice). We note that in the Initiation Notice, we stated that we are initiating this circumvention inquiry pursuant to 19 CFR 351.226(d)(1)(ii). However, this section was amended after the Initiation Notice was published, therefore we reference the latest version of the regulation. See Administrative Protective Order, Service, and Other Procedures in Antidumping and Countervailing Duty Proceedings, 88 FR 67069, 67078 (September 29, 2023).

pursuant to section 781(a) of the Act.³ Between April 23 and 26, 2024, Commerce conducted on-site verification of the questionnaire responses submitted by Aceros Camesa S.A. de C.V. (Camesa) and WireCo WorldGroup (WireCo).⁴

On May 16, 2024, Commerce extended the deadline for issuing the final determination in this inquiry.⁵ On July 22, 2024, Commerce further extended the deadline for issuing the final determination in this inquiry.⁶ Also on July 22, 2024, Commerce tolled certain deadlines in this administrative proceeding by seven days. The deadline for the final determination is now September 20, 2024. For a summary of events that occurred since the Preliminary Determination, as well as a full discussion of the issues raised by parties for consideration in the final determination, see the Issues and Decision Memorandum.8

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 Memoranda can be accessed
directly at https://access.trade.gov/
public/FRNoticesListLayout.aspx.

Scope of the Order

The merchandise covered by this *Order* is PC strand. For a full description of the scope of the *Order*, see the Issues and Decision Memorandum.

Merchandise Subject to the Circumvention Inquiry

This circumvention inquiry covers certain HCS wire imported from Mexico. The HCS wire has a high carbon content (*i.e.*, 0.60–0.85 percent),⁹ is not heat treated, and has a diameter less than 4.50 millimeters. The HCS wire is assembled or completed in the United States by stranding the HCS wire to produce PC strand of the type that would be subject to the *Order* (inquiry merchandise).

The inquiry merchandise is currently classifiable under HTSUS subheading 7217.10.8090. Although the HTSUS subheading is provided for convenience and customs purposes, the written description of the merchandise is dispositive.

Importers of the subject HCS wire that will not be converted into PC strand in the United States may certify that the HCS wire will not be further processed into subject merchandise covered by the scope of the *Order*. Failure to comply with the requisite certification requirement may result in the merchandise being found subject to AD duties.

Methodology

Commerce is conducting this circumvention inquiry in accordance with section 781(a) of the Act, and 19 CFR 351.226. ¹⁰ We have continued to apply this methodology, without exception, and incorporate by reference this description of the methodology, for our final determination.

Analysis of Comments Received

All issues raised in the case and rebuttal briefs by parties in these inquiries are addressed in the Issues and Decision Memorandum. A list of the issues raised is attached to this notice at Appendix I. Based on our analysis of the comments received from interested parties, we made no changes to our *Preliminary Determination*.

Final Circumvention Determination

We determine that Mexican-origin HCS wire produced by Deacero S.A.P.I. de CV (Deacero) and assembled or completed into PC strand in the United States is circumventing the *Order*. We also determine that Mexican-origin HCS wire produced by Aceros Camesa S.A. de C.V. (Camesa) is not assembled or completed into PC strand in the United States, and, therefore, is not circumventing the *Order*. For a detailed explanation of our determination, *see* the *Preliminary Determination* PDM and the Issues and Decision Memorandum.

We also determine that U.S. imports of inquiry merchandise exported from Mexico are circumventing the *Order* on a country-wide basis. As a result, in accordance with section 781(a) of the Act, we determine that this merchandise is covered by the *Order*.

See the "Suspension of Liquidation and Cash Deposit Requirements" section, below, for details regarding suspension of liquidation and cash deposit requirements. See the "Certifications" and "Certification Requirements" sections, below, for details regarding the use of certifications.

Suspension of Liquidation and Cash Deposit Requirements

Based on the affirmative country-wide determination of circumvention for Mexico, in accordance with 19 CFR 351.226(l)(3) and (m)(1)(ii), we will direct U.S. Customs and Border Protection (CBP) to suspend liquidation and require a cash deposit of estimated duties on unliquidated entries of HCS wire completed or assembled into PC strand in the United States that were entered, or withdrawn from warehouse, for consumption on or after July 31, 2023, the date of publication of the initiation of this circumvention inquiry in the Federal Register.

For exporters of HCS wire that have a company-specific cash deposit rate under the *Order*, the cash deposit rate will be the company-specific cash deposit rate established for that company in the most recently completed segment of the proceeding. For exporters of HCS wire that do not have a company-specific cash deposit rate under the *Order*, the AD cash deposit rate will be the "all-others" rate (62.78 percent). ¹¹ The suspension of liquidation will remain in effect until further notice.

Certified Entries

Entries for which importers have met the certification requirements described below and in Appendix II to this notice will not be subject to suspension of liquidation, or the cash deposit requirements described above. Failure to comply with the applicable requisite certification requirements may result in the merchandise being subject to AD duties.

Certification

To administer the country-wide affirmative determinations of circumvention for Mexico, Commerce established importer certifications which will permit importers to establish

³ See Antidumping Duty Order on Prestressed Concrete Steel Wire Strand from Mexico: Preliminary Affirmative Determination of Circumvention, 89 FR 22668 (April 2, 2024) (Preliminary Determination), and accompanying Preliminary Determination Memorandum (PDM).

⁴ See Memorandum, "Verification of the Questionnaire Responses of WireCo and Camesa," dated May 20, 2024.

⁵ See Memorandum, "Extension of Final Determination," dated May 16, 2024.

⁶ See Memorandum, "Second Extension of Final Determination," dated July 22, 2024.

⁷ See Memorandum, "Tolling of Deadlines for Antidumping and Countervailing Duty Proceedings," dated July 22, 2024.

⁸ See Memorandum, "Decision Memorandum for the Final Affirmative Determination of Circumvention of the Antidumping Duty Order on Prestressed Concrete Steel Wire Strand from Mexico," dated concurrently with, and hereby adopted by, this notice.

⁹As discussed in Comment 6 of the Issues and Decision Memorandum, we revised the scope of the inquiry merchandise in the *Preliminary Determination* and re-affirm that revision in this final determination.

¹⁰ See Preliminary Determination PDM for a full description of the methodology.

¹¹ See Order.

that specific entries of HCS wire from Mexico are not subject to suspension of liquidation or the collection of cash deposits pursuant to this affirmative determination of circumvention because the merchandise meets the requirements described in the certification (see Appendix II to this notice).

Importers that claim that the entry of HCS wire is not subject to suspension of liquidation or the collection of cash deposits based on the end-use of such merchandise must complete the applicable certification and meet the certification and documentation requirements described below, as well as the requirements identified in the certification.

Certification Requirements

Importers are required to complete and maintain the applicable importer certification and retain all supporting documentation for the certification. With the exception of the entries described below, the importer certification must be completed, signed, and dated by the time the entry summary is filed for the relevant entry. The importer, or the importer's agent, must submit both the importer's certification and the exporter's certification to CBP as part of the entry process by uploading them into the document imaging system (DIS) in ACE. Where the importer uses a broker to facilitate the entry process, the importer should obtain the entry summary number from the broker. Agents of the importer, such as a broker, however, are not permitted to certify on behalf of the importer.

Additionally, the claims made in the certifications and any supporting documentation are subject to verification by Commerce and/or CBP. Importers and exporters are required to maintain the certifications and supporting documentation until the later of: (1) the date that is five years after the latest entry date of the entries covered by the certification; or (2) the date that is three years after the conclusion of any litigation in United States courts regarding such entries.

For all entries of HCS wire from Mexico that were entered, or withdrawn from warehouse, for consumption during the period July 31, 2023, (the date of initiation of this circumvention inquiry), through the date of publication of the *Preliminary Determination* in the **Federal Register** (i.e., April 2, 2024), where the entry has not been liquidated (and entries for which liquidation has not become final), the relevant certification should already be complete and signed.

For unliquidated entries (and entries for which liquidation has not become final) of HCS wire that were declared as non-AD/countervailing duty (CVD) type entries (e.g., type 01) and entered, or withdrawn from warehouse, for consumption in the United States during the period July 31, 2023 (the date of initiation of these circumvention inquiries), through the date of publication of the *Preliminary* Determination in the Federal Register (i.e., April 2, 2024), for which none of the above certifications may be made, importers must file a Post Summary Correction with CBP, in accordance with CBP's regulations, regarding conversion of such entries from non-AD/CVD type entries to AD/CVD type entries (e.g., type 01 to type 03). The importer should post cash deposits on those entries consistent with the regulations governing post summary corrections that require payment of additional duties, including AD and CVD duties.

If it is determined that an importer has not met the certification and/or related documentation requirements for certain entries, Commerce intends to instruct CBP to suspend, pursuant to this country-wide affirmative determination of circumvention and the *Order*, all unliquidated entries for which these requirements were not met and require the importer to post applicable cash deposits equal to the rates noted above.

Opportunity To Request an Administrative Review

Each year during the anniversary month of the publication of an AD or CVD order, finding, or suspended investigation, an interested party, as defined in section 771(9) of the Act, may request, in accordance with 19 CFR 351.213, that Commerce conduct an administrative review of that AD or CVD order, finding, or suspended investigation. An interested party who would like Commerce to conduct an administrative review should wait until Commerce announces via the Federal **Register** the next window during the anniversary month of the publication of the Orders to submit such requests. The anniversary month for this Order is January.

Administrative Protective Order

This notice will serve as the only reminder to all parties subject to an administrative protective order (APO) of their responsibility concerning the destruction 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 the terms of an APO is a sanctionable violation.

Notification to Interested Parties

These determinations are issued and published in accordance with section 781(a) of the Act and 19 CFR 351.226(g)(2).

Dated: September 20, 2024.

Ryan Majerus,

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

Appendix I

List of Topics Discussed in the Issues and Decision Memorandum

I. Summary

II. Background

III. Scope of the Order

IV. Merchandise Subject to the Circumvention Inquiry

V. Period of Circumvention Inquiry

VI. Discussion of the Issues

Comment 1: Whether the Scope of the Order Precludes an Affirmative Determination of Circumvention

Comment 2: Whether HCS Wire Is a Part or Component Within the Meaning of Section 781(a) of the Act

Comment 3: Whether Deacero USA Inc.'s Production Process Is Minor or Insignificant

Comment 4: Whether the Value of the HCS Wire Imported From Mexico Is a Significant Portion of the Total Value of the PC Strand Sold in the United States

Comment 5: Whether Deacero's Increased Imports of HCS Wire Support an Affirmative Circumvention Determination

Comment 6: Whether Commerce Lawfully Modified the Scope of the Inquiry Merchandise

Comment 7: Whether To Exempt Camesa From the Certification Process VII. Recommendation

Appendix II

Importer Certification

I hereby certify that:
A. My name is {IMPORTING COMPANY OFFICIAL'S NAME} and I am an official of {NAME OF IMPORTING COMPANY}, located at {ADDRESS OF IMPORTING COMPANY}.

B. I have direct personal knowledge of the facts regarding the importation into the Customs territory of the United States of subject high-carbon steel (HCS) wire produced in Mexico that entered under the entry summary number(s), identified below, and which is covered by this certification. "Direct personal knowledge" refers to the facts the certifying party is expected to have in its own records. For example, the importer should have direct personal knowledge of the exporter's and/or seller's identity and location.

C. If the importer is acting on behalf of the first U.S. customer, include the following sentence as paragraph C of this certification:

The imported subject-HCS wire covered by this certification was imported by {NAME OF IMPORTING COMPANY} on behalf of {NAME OF U.S. CUSTOMER}, located at {ADDRESS OF U.S. CUSTOMER}.

If the importer is not acting on behalf of the first U.S. customer, include the following sentence as paragraph C of this certification:

{NAME OF IMPORTING COMPANY} is not acting on behalf of the first U.S. customer.

- D. The imported HCS wire covered by this certification was shipped to {NAME OF PARTY IN THE UNITED STATES TO WHOM THE MERCHANDISE WAS FIRST SHIPPED}, located at {U.S. ADDRESS TO WHICH MERCHANDISE WAS SHIPPED}.
 - E. Select the appropriate statement below:
- a. I have personal knowledge of the facts regarding the end-use of the imported products covered by this certification because my company is the end-user of the imported product covered by this certification and I certify that the imported subject-HCS wire will not be used to produce subject merchandise. "Personal knowledge" includes facts obtained from another party, (e.g., correspondence received by the importer (or exporter) from the producer regarding the source of the inputs used to produce the imported products).
- b. I have personal knowledge of the facts regarding the end-use of the imported product because my company is not the enduser of the imported product covered by this certification. However, I have been able to contact the end-user of the imported product and confirm that it will not use this product to produce subject merchandise. The end-user of the imported product is {COMPANY NAME} located at {ADDRESS}. "Personal knowledge" includes facts obtained from another party (e.g., correspondence received by the importer from the end-user of the product).
- F. The imported subject-HCS wire covered by this certification will not be further processed into prestressed concrete steel wire strand (PC strand) in the United States.
- G. This certification applies to the following entries (repeat this block as many times as necessary):

Entry Summary #:
Entry Summary Line Item #:
Foreign Seller:
Foreign Seller's Address:
Foreign Seller's Invoice #:
Foreign Seller's Invoice Line Item #:
Producer:
Producer's Address:

H. I understand that {NAME OF IMPORTING COMPANY} is required to maintain a copy of this certification and sufficient documentation supporting this certification (*i.e.*, documents maintained in the normal course of business, or documents obtained by the certifying party, for example, mill certificates, product specification sheets, production records, invoices, *etc.*) until the later of: (1) the date that is five years after the latest entry date of the entries covered by the certification; or (2) the date that is three years after the conclusion of any litigation in United States courts regarding such entries.

I. I understand that {NAME OF IMPORTING COMPANY} is required to provide this certification and supporting records to U.S. Customs and Border Protection (CBP) and/or the U.S. Department of Commerce (Commerce), upon the request of either agency.

J. I understand that the claims made herein, and the substantiating documentation, are subject to verification by CBP and/or Commerce.

K. I understand that failure to maintain the required certifications and supporting documentation, or failure to substantiate the claims made herein, or not allowing CBP and/or Commerce to verify the claims made herein, may result in a *de facto* determination that all entries to which this certification applies are entries of merchandise that is covered by the scope of the antidumping duty order on PC strand from Mexico. I understand that such a finding will result in:

- (i) suspension of liquidation of all unliquidated entries (and entries for which liquidation has not become final) for which these requirements were not met;
- (ii) the importer being required to post the antidumping duty cash deposits determined by Commerce; and
- (iii) the importer no longer being allowed to participate in the certification process.
- L. I understand that agents of the importer, such as brokers, are not permitted to make this certification. Where a broker or other party was used to facilitate the entry process, {NAME OF IMPORTING COMPANY} obtained the entry summary number and date of entry summary from that party.

M. This certification was completed and signed on, or prior to, the date of the entry summary if the entry date is more than 14 days after the date of publication of the notice of Commerce's preliminary determination of circumvention in the Federal Register. If the entry date is on or before the 14th day after the date of publication of the notice of Commerce's preliminary determination of circumvention in the Federal Register, this certification was completed and signed by no later than 45 days after publication of the notice of Commerce's preliminary determination of circumvention in the Federal Register.

N. I am aware that U.S. law (including, but not limited to, 18 U.S.C. 1001) imposes criminal sanctions on individuals who knowingly and willfully make materially false statements to the U.S. government. Signature

{NAME OF COMPANY OFFICIAL}
{TITLE OF COMPANY OFFICIAL}
{DATE}

[FR Doc. 2024–22113 Filed 9–26–24; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration [A-475-818, C-475-819, A-489-805, C-489-806]

Certain Pasta From Italy and the Republic of Türkiye: Continuation of Antidumping Duty Orders and Countervailing Duty Orders

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

SUMMARY: As a result of the determinations by the U.S. Department of Commerce (Commerce) and the U.S. International Trade Commission (ITC) that the revocation of the antidumping duty (AD) orders and countervailing duty (CVD) orders on certain pasta (pasta) from Italy and the Republic of Türkiye (Türkiye) would likely lead to the continuation or recurrence of dumping and net countervailable subsidies, and material injury to an industry in the United States, Commerce is publishing a notice of continuation of these AD and CVD orders.

DATES: Applicable September 19, 2024. **FOR FURTHER INFORMATION CONTACT:** Erin Kearney (AD), AD/CVD Operations, Office VI, and Blair Hood (CVD), AD/CVD Operations, Office I, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482–0167 and (202) 482–8329, respectively.

SUPPLEMENTARY INFORMATION:

Background

On July 24, 1996, Commerce published in the **Federal Register** the AD and CVD orders on pasta from Italy and Türkiye.¹ On March 1, 2024, the ITC instituted,² and Commerce initiated,³ the fifth sunset reviews of the *Orders*, pursuant to section 751(c) of the Tariff Act of 1930, as amended (the Act). As a result of its reviews, Commerce

¹ See Notice of Antidumping Duty Order and Amended Final Determination of Sales at Less Than Fair Value: Certain Pasta from Italy, 61 FR 38547 (July 24, 1996); see also Notice of Countervailing Duty Order and Amended Final Affirmative Countervailing Duty Determination: Certain Pasta ("Pasta") from Italy, 61 FR 38544 (July 24, 1996); Notice of Antidumping Duty Order and Amended Final Determination of Sales at Less Than Fair Value: Certain Pasta from Turkey, 61 FR 38545 (July 24, 1996); Notice of Countervailing Duty Order: Certain Pasta ("Pasta") from Turkey, 61 FR 38546 (July 24, 1996) (collectively, the Orders).

² See Institution of Five-Year Reviews, 89 FR 15217 (March 1, 2024).

³ See Initiation of Five-Year (Sunset) Reviews, 89 FR 15139 (March 1, 2024).