

other pieces of paper and/or paper board. Paper plates subject to these orders have a depth up to and including two (2.0) inches, as measured vertically from the base to the top of the lip, or the edge if the plate has no lip. Paper plates subject to these orders may be uncolored, white, colored, or printed. Printed paper plates subject to these orders may have any type of surface finish, and may be printed by any means with images, text and/or colors on one or both surfaces. Colored paper plates subject to these orders may be colored by any method, including but not limited to printing, beater-dyeing, and dip-dyeing. Paper plates covered by these orders may be produced from paper of any type (including, but not limited to, bamboo, straws, bagasse, hemp, kenaf, jute, sisal, abaca, cotton inters and reeds, or from non-plant sources, such as synthetic resin (petroleum)-based resins), may have any caliper or basis weight, may have any shape or size, may have one or more than one section, may be embossed, may have foil or other substances adhered to their surface, and/or may be uncoated or coated with any type of coating.

The paper plates covered by these orders remain covered by the scope of these orders whether imported alone, or in any combination of subject and non-subject merchandise. When paper plates covered by these orders are imported in combination with non-subject merchandise, only the paper plates covered by these orders are subject merchandise.

The paper plates covered by these orders include paper plates matching the above description that have been finished, packaged, or otherwise processed in a third country by performing finishing, packaging, or processing that would not otherwise remove the merchandise from the scope of the orders if performed in the country of manufacture of the paper plates. Examples of finishing, packaging, or other processing in a third country that would not otherwise remove the merchandise from the scope of the orders if performed in the country of manufacture of the paper plates include, but are not limited to, printing, application of other surface treatments such as coatings, repackaging, embossing, and application of foil surface treatments.

Excluded from the scope of these orders are paper plates molded or pressed directly from paper pulp (including but not limited to unfelted pulp), which are currently classifiable under subheading 4823.70.0020 of the Harmonized Tariff Schedule of the United States (HTSUS).

Also excluded from the scope of these orders are articles that otherwise would be covered but which exhibit the following two physical characteristics: (a) depth (measured vertically from the base to the top of the lip, or edge if no lip) equal to or greater than 1.25 inches but less than two (2.0) inches, and (b) a base not exceeding five (5.0) inches in diameter if round, or not exceeding 20 square inches in area if any other shape.

Also excluded from the scope of these orders are paper bowls, paper buckets, and paper food containers with closeable lids.

Paper plates covered by these orders are currently classifiable under HTSUS

subheading 4823.69.0040. Paper plates covered by these orders also may be classified under HTSUS subheading 4823.61.0040. If packaged with other articles, the paper plates covered by these orders also may be classified under HTSUS subheadings 9505.90.4000 and 9505.90.6000. While the HTSUS subheading(s) are provided for convenience and customs purposes, the written description of the subject merchandise is dispositive.

[FR Doc. 2025-04765 Filed 3-19-25; 8:45 am]

BILLING CODE 3510-DS-P

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-560-836]

#### **Mattresses From Indonesia: Notice of Court Decision Not In Harmony With the Final Determination of Antidumping Duty Investigation; Notice of Amended Final Determination; Notice of Revocation of Antidumping Order; Correction**

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

**ACTION:** Notice; correction.

**SUMMARY:** The U.S. Department of Commerce (Commerce) published a notice in the **Federal Register** in March, 2025 in which Commerce announced that a recent U.S. Court of International Trade (CIT) decision was not in harmony with the final determination of Commerce's antidumping duty investigation on mattresses from Indonesia; and as a result of this decision, Commerce is revoking the antidumping duty order. This notice failed to include language about providing a refund to the companies affected by this order.

**FOR FURTHER INFORMATION CONTACT:** Brian Smith, 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) 482-1766.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

On March 5, 2025, Commerce published in the **Federal Register**, *Mattresses from Indonesia: Notice of Court Decision Not in Harmony with the Final Determination of Antidumping Duty Investigation; Notice of Amended Final Determination; Notice of Revocation of Antidumping Order*.<sup>1</sup>

<sup>1</sup> See *Mattresses from Indonesia: Notice of Court Decision Not in Harmony with the Final*

This notice failed to include language about providing a refund to the companies affected by this order.

#### **Correction**

In the **Federal Register** of March 5, 2025, in FR Doc 2025-03529, on page 11257, in the first column, replace the section titled "Revocation of the Order" section in its entirety with revised language, in its entirety, attached to this notice in the appendix.

#### **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 14, 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.*

#### **Appendix**

##### **Revocation of the Order**

Pursuant to the CIT's holding in *PT. Zinus et al. v. United States*, Slip Op. 25-15, Consol. Ct. No. 21-277, (February 18, 2025) (*PT. Zinus III*) sustaining Commerce's second remand redetermination pertaining to the AD investigation of mattresses from Indonesia covering the period of investigation January 1, 2019, through December 31, 2019, Commerce is revoking the AD order on mattresses from Indonesia pursuant to 19 CFR 351.222(b)(2). Pursuant to section 735(c)(2) of the Act, "the investigation shall be terminated upon publication of that negative determination" and Commerce shall "terminate the suspension of liquidation" and "release any bond or other security, and refund any cash deposit." As a result of the CIT's decision, Commerce is hereby revoking the *Order* and releasing any bonds or other security and refunding cash deposits.

While section 735(c)(2)(A) of the Act instructs Commerce to terminate suspension of liquidation, here, because suspension of liquidation must continue during the pendency of the appeals process (in accordance with *Timken* and as discussed above), we will instruct CBP at this time to (A) continue suspension at a cash deposit rate of 0.0 percent until instructed otherwise; and (B) release any bond or other security, and refund any cash deposit made pursuant to the order on Indonesian mattresses published in *Mattresses from Cambodia, Indonesia, Malaysia, Serbia, Thailand, the Republic of Turkey, and the Socialist Republic of Vietnam: Antidumping Duty Orders and Amended Final Affirmative Antidumping Determination for Cambodia*, 92 FR 26460 (May 14, 2021). In the event the CIT's ruling in *PT. Zinus III* is not appealed, or if appealed and upheld by the U.S. Court of Appeals for the Federal Circuit, Commerce

*Determination of Antidumping Duty Investigation; Notice of Amended Final Determination; and Notice of Revocation of Antidumping Order*, 90 FR 11256 (March 5, 2025).

will instruct CBP to terminate the suspension of liquidation and to liquidate those entries of subject merchandise without regard to antidumping duties. Notwithstanding the continued suspension described above, the AD order on mattresses from Indonesia is hereby revoked. As a result of this revocation, Commerce is discontinuing all unfinished administrative reviews immediately and will not initiate any new administrative reviews of the *Order*.

[FR Doc. 2025–04763 Filed 3–19–25; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A–570–164, A–549–849, A–552–839]

#### Certain Paper Plates From the People's Republic of China, Thailand, and the Socialist Republic of Vietnam: Antidumping Duty Orders

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

**SUMMARY:** Based on affirmative final determinations by the U.S. Department of Commerce (Commerce) and the U.S. International Trade Commission (ITC), Commerce is issuing antidumping duty (AD) orders on certain paper plates (paper plates) from the People's Republic of China (China), Thailand, and the Socialist Republic of Vietnam (Vietnam).

**DATES:** Applicable March 20, 2025.

**FOR FURTHER INFORMATION CONTACT:** Toni Page (China); Ted Pearson (Thailand); and Bryan Hansen (Vietnam), AD/CVD Operations, Offices I and VII, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482–1398, (202) 482–2631, and (202) 482–3683, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Background

On January 28, 2025, Commerce published in the *Federal Register* its affirmative final determinations in the less-than-fair-value (LTFV) investigations of paper plates from China, Thailand, and Vietnam.<sup>1</sup> On

March 13, 2025, the ITC notified Commerce of its final determinations, pursuant to section 735(d) of the Tariff Act of 1930, as amended (the Act), that an industry in the United States is materially injured, within the meaning of section 735(b)(1)(A)(i) of the Act, by reason of imports of paper plates from China, Thailand, and Vietnam sold at LTFV.<sup>2</sup> In addition, the ITC found that critical circumstances exist with regard to imports of paper plates from China.<sup>3</sup>

#### Scope of the Orders

The products covered by these orders are paper plates from China, Thailand, and Vietnam. For a complete description of the scope of these orders, see the appendix to this notice.

#### Antidumping Duty Orders

Based on the above-referenced affirmative final determinations by the ITC that an industry in the United States is materially injured by reason of imports of paper plates from China, Thailand, and Vietnam sold at LTFV, and, in accordance with sections 735(c)(2) and 736 of the Act, Commerce is issuing these AD orders. Because the ITC determined that imports of paper plates from China, Thailand, and Vietnam are materially injuring a U.S. industry, unliquidated entries of such merchandise entered or withdrawn from warehouse for consumption, are subject to the assessment of antidumping duties.

#### Critical Circumstances—China

In addition, the ITC found that critical circumstances exist with respect to imports from China subject to Commerce's affirmative critical circumstances finding within the meaning of section 735(b)(4)(A) of the Act. As a result of Commerce's affirmative critical circumstances determination, under section 735(a)(3) of the Act, and the ITC's affirmative critical circumstances determination, under section 735(b)(4)(A) of the Act, retroactive duties will be applied to the relevant imports for a period of 90 days prior to the suspension of liquidation (*i.e.*, 90 days prior to the date of publication of the affirmative *China Preliminary Determination*).<sup>4</sup> The ITC

found that critical circumstances did not exist with respect to Thailand and Vietnam.

Therefore, in accordance with section 736(a)(1) of the Act, Commerce will direct U.S. Customs and Border Protection (CBP) to assess, upon further instruction by Commerce, antidumping duties on unliquidated entries of paper plates from China. With the exception of entries occurring after the expiration of the provisional measures period and before the publication of the ITC's final affirmative injury determinations, as further described below, antidumping duties will be assessed on unliquidated entries of paper plates from China entered, or withdrawn from warehouse, for consumption on or after June 7, 2024 (*i.e.*, 90 days prior to the date of the publication of the *China Preliminary Determination*), but before September 5, 2024 (*i.e.*, the date of publication of the *China Preliminary Determination*).<sup>5</sup>

#### Critical Circumstances—Thailand and Vietnam

With respect to the ITC's negative critical circumstances determination on imports of paper plates from Thailand and Vietnam, Commerce will instruct CBP to lift suspension of liquidation and to refund any cash deposits for estimated antidumping duties with respect to entries of the subject merchandise from Thailand and Vietnam entered, or withdrawn from warehouse, for consumption on or after June 7, 2024 (*i.e.*, 90 days prior to the date of the publication of the *Thailand Preliminary Determination*<sup>6</sup> and the *Vietnam Preliminary Determination*),<sup>7</sup> but before September 5, 2024 (*i.e.*, the date of publications of the *Thailand*

*Preliminary Affirmative Determination of Critical Circumstances, in Part, Postponement of Final Determination, and Extension of Provisional Measures*, 89 FR 72367 (September 5, 2024) (*China Preliminary Determination*); see also section 735(c)(4) of the Act; see also SAA at 876 ("If both agencies make affirmative critical circumstances determinations in their final investigations, retroactive duties will be applied for a period ninety days prior to suspension of liquidation.").

<sup>5</sup> See *China Preliminary Determination*.

<sup>6</sup> See *Certain Paper Plates from Thailand: Preliminary Affirmative Determination of Sales at Less Than Fair Value, Preliminary Affirmative Determination of Critical Circumstances, in Part, and Postponement of Final Determination and Extension of Provisional Measures*, 89 FR 72370 (September 5, 2024) (*Thailand Preliminary Determination*).

<sup>7</sup> See *Certain Paper Plates from the Socialist Republic of Vietnam: Preliminary Affirmative Determination of Sales at Less Than Fair Value, Preliminary Affirmative Determination of Critical Circumstances, in Part, Postponement of Final Determination, and Extension of Provisional Measures*, 89 FR 72375 (September 5, 2024) (*Vietnam Preliminary Determination*).

<sup>1</sup> See *Certain Paper Plates From the People's Republic of China: Final Affirmative Determination of Sales at Less Than Fair Value and Final Affirmative Determination of Critical Circumstances, in Part*, 90 FR 8271 (January 28, 2025) (*China Final Determination*); *Certain Paper Plates from Thailand: Final Affirmative Determination of Sales at Less Than Fair Value and Final Affirmative Determination of Critical Circumstances, in Part*, 90 FR 8262 (January 28, 2025); and *Certain Paper Plates From the Socialist*

*Republic of Vietnam: Final Affirmative Determination of Sales at Less Than Fair Value and Final Affirmative Determination of Critical Circumstances, in Part*, 90 FR 8265 (January 28, 2025) (*Vietnam Final Determination*).

<sup>2</sup> See ITC's Letter, "Investigation Nos. 731–TA–1629–1631, 1633, 1636–1638, and 1640 (Final)," dated March 13, 2025.

<sup>3</sup> *Id.*

<sup>4</sup> See *Certain Paper Plates from the People's Republic of China: Preliminary Affirmative Determination of Sales at Less Than Fair Value,*