

On October 2, 2019, the petitioner<sup>2</sup> submitted a timely request that Commerce postpone the preliminary determination in this LTFV investigation.<sup>3</sup> The petitioner stated that it requests postponement to provide adequate time for it and Commerce to review the respondents' questionnaire responses prior to the preliminary determination. The petitioner requests that Commerce fully extend the preliminary determination by 50 days.

For the reason stated above and because there are no compelling reasons to deny the request, Commerce, in accordance with section 733(c)(1)(A) of the Act, is postponing the deadline for the preliminary determination by 50 days (*i.e.*, 190 days after the date on which this investigation was initiated). As a result, Commerce will issue its preliminary determination no later than January 2, 2020. In accordance with section 735(a)(1) of the Act and 19 CFR 351.210(b)(1), the deadline for the final determination of this investigation will continue to be 75 days after the date of the preliminary determination, unless postponed at a later date.

This notice is issued and published pursuant to section 733(c)(2) of the Act and 19 CFR 351.205(f)(1).

Dated: October 23, 2019.

**Jeffrey I. Kessler,**

*Assistant Secretary for Enforcement and Compliance.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[C-570-011]

#### **Crystalline Silicon Photovoltaic Products From the People's Republic of China: Rescission of Countervailing Duty Administrative Review; 2018**

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

**SUMMARY:** The Department of Commerce (Commerce) is rescinding the administrative review of the countervailing duty (CVD) order on crystalline silicon photovoltaic products (solar products) from the People's Republic of China (China) for the period of review January 1, 2018, through December 31, 2018 (POR).

<sup>2</sup> The petitioner is Kyocera Senco Industrial Tools, Inc.

<sup>3</sup> See Petitioner's Letter, "Certain Collated Steel Staples from the People's Republic of China: Request to Postpone Preliminary Antidumping Duty Determination," dated October 2, 2019.

**DATES:** Applicable October 29, 2019.

**FOR FURTHER INFORMATION CONTACT:**

Gene H. Calvert, AD/CVD Operations, Office VII, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone (202) 482-3586.

**SUPPLEMENTARY INFORMATION:**

**Background**

On February 8, 2019, Commerce published in the **Federal Register** a notice of opportunity to request an administrative review of the CVD order on solar products from China for the POR.<sup>1</sup> On February 25, 2019, Shenzhen Portable Electronic Technology Co., Ltd. (Shenzhen Technology) a Chinese exporter of the subject merchandise covered by the underlying CVD order, timely requested a review for its own POR entries of subject merchandise.<sup>2</sup> On February 28, 2019, Suniva, Inc. (Suniva), a domestic producer of subject merchandise, timely requested a review of 12 companies, one of which was Shenzhen Technology.<sup>3</sup> Shenzhen Technology and Suniva each filed its request for review in accordance with section 751(a) of the Tariff Act of 1930, as amended (the Act), and 19 CFR 351.213(b). No other interested party requested an administrative review of any company for this segment of the proceeding. Based on the requests filed by Shenzhen Technology and Suniva, and in accordance with section 751(a) of the Act and 19 CFR 351.221(c)(1)(i), on May 2, 2019, Commerce initiated an administrative review of the CVD order on solar products from China covering the POR.<sup>4</sup>

On May 2, 2019, Suniva timely withdrew its request for the administrative review of all the companies for which it requested an administrative review;<sup>5</sup> Shenzhen Technology timely withdrew its request

<sup>1</sup> See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity to Request Administrative Review*, 84 FR 2816 (February 8, 2019).

<sup>2</sup> See Shenzhen Technology's Letter, "Crystalline Silicon Photovoltaic Products from the People's Republic of China—Request for Administrative Review," dated February 25, 2019.

<sup>3</sup> See Suniva's Letter, "Crystalline Silicon Photovoltaic Products from the People's Republic of China: Request for Administrative Review," dated February 28, 2019.

<sup>4</sup> See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 84 FR 18777 (May 2, 2019).

<sup>5</sup> See Suniva's Letter, "Crystalline Silicon Photovoltaic Products from the People's Republic of China: Withdrawal of Request of Administrative Review," dated (May 2, 2019).

for an administrative review regarding its own entries on June 13, 2019.<sup>6</sup>

**Rescission of Review**

Pursuant to 19 CFR 351.213(d)(1), the Secretary will rescind an administrative review, in whole or in part, if the party that requested the review withdraws the request within 90 days of the date of publication of the notice of initiation of the requested review. As noted above, Shenzhen Technology and Suniva, the only interested parties that filed requests for an administrative review for this segment of the proceeding, each timely withdrew its respective request for all companies for which a review was requested. Accordingly, Commerce is rescinding the administrative review of the CVD order on solar products from China for the period January 1, 2018, through December 31, 2018, in its entirety.

**Assessment**

Commerce will instruct U.S. Customs and Border Protection (CBP) to assess CVD duties on all appropriate entries of solar products from China. CVD duties shall be assessed at rates equal to the cash deposit of estimated CVD duties required at the time of entry, or withdrawal from warehouse, for consumption, in accordance with 19 CFR 351.212(c)(1)(i). Commerce intends to issue appropriate assessment instructions to CBP 15 days after the date of publication of this notice in the **Federal Register**.

**Notice to Importers**

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

**Notification Regarding Administrative Protective Orders**

This notice also serves as a reminder to all 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. Timely written notification of the return/destruction of APO materials or conversion to judicial

<sup>6</sup> See Shenzhen Technology's Letter, "Crystalline Silicon Photovoltaic Products from the People's Republic of China—Withdrawal of Request for Administrative Review," dated June 13, 2019.

protective order is hereby requested. Failure to comply with the regulations and terms of an APO is a sanctionable violation.

This notice is issued and published in accordance with section 751(a)(1) and 777(i)(1) of the Act, and 19 CFR 351.213(d)(4.).

Dated: October 24, 2019.

**James Maeder,**

*Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-533-840]

#### Certain Frozen Warmwater Shrimp From India: Final Results of Antidumping Duty Administrative Review; 2017-2018

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

**SUMMARY:** The Department of Commerce (Commerce) determines that certain frozen warmwater shrimp (shrimp) from India is being, or is likely to be, sold in the United States at less than normal value during the period of review (POR) February 1, 2017 through January 31, 2018.

**DATES:** Applicable October 29, 2019.

**FOR FURTHER INFORMATION CONTACT:** Manuel Rey or Brittany Bauer, AD/CVD Operations, Office II, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-5518 or (202) 482-3860, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Background

Commerce is conducting an administrative review of the antidumping duty order on shrimp from India. This review covers six producers and/or exporters of the subject merchandise. Commerce selected two mandatory respondents for individual examination: Calcutta Seafoods Pvt. Ltd./Bay Seafood Pvt. Ltd./Elque & Co. (collectively, the Elque Group); and Magnum Sea Foods Limited/Magnum Estates Limited (collectively, Magnum). The producers/exporters which were not selected for individual examination are listed in the "Final Results of the Review" section of this notice.

On April 23, 2019, Commerce published the *Preliminary Results*.<sup>1</sup> On May 22 and 23, 2019, we received case briefs from the Elque Group and Magnum, respectively. On May 28, 2019, we received a rebuttal brief from the petitioner.<sup>2</sup>

#### Scope of the Order

The merchandise subject to the order is certain frozen warmwater shrimp.<sup>3</sup> The product is currently classified under the following Harmonized Tariff Schedule of the United States (HTSUS) item numbers: 0306.17.00.03, 0306.17.00.06, 0306.17.00.09, 0306.17.00.12, 0306.17.00.15, 0306.17.00.18, 0306.17.00.21, 0306.17.00.24, 0306.17.00.27, 0306.17.00.40, 1605.21.10.30, and 1605.29.10.10. Although the HTSUS numbers are provided for convenience and customs purposes, the written product description remains dispositive.

#### Analysis of Comments Received

All issues raised in the case briefs by parties are listed in the appendix to this notice and addressed in the IDM. Parties can find a complete discussion of these issues and the corresponding recommendations in this public memorandum, which 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 <http://access.trade.gov>; the IDM is also available to all parties in the Central Records Unit, Room B8024, of the main Commerce building. In addition, a complete version of the IDM can be accessed directly at <http://enforcement.trade.gov/frn/index.html>. The signed IDM and the electronic version of the IDM are identical in content.

#### Final Results of the Review

We are assigning the following dumping margins to the firms listed below for the POR February 1, 2017 through January 31, 2018:

<sup>1</sup> See *Certain Frozen Warmwater Shrimp from India: Preliminary Results of Antidumping Duty Administrative Review; 2017-2018*, 84 FR 16843 (April 23, 2019) (*Preliminary Results*).

<sup>2</sup> The petitioner is the Ad Hoc Shrimp Trade Action Committee.

<sup>3</sup> For a complete description of the Scope of the Order, see Memorandum, "Issues and Decision Memorandum for the Final Results of the 2017-2018 Antidumping Duty Administrative Review of Certain Frozen Warmwater Shrimp from India," dated concurrently with, and hereby adopted by, this notice (IDM).

Exporter/producer	Weighted-average dumping margin (percent)
Calcutta Seafoods Pvt. Ltd./Bay Seafood Pvt. Ltd./Elque & Co Magnum Sea Foods Limited/ Magnum Estates Limited .....	110.90 1.87

Review-Specific Average Rate  
Applicable to the Following  
Companies: <sup>4</sup>

Exporter/producer	Weighted-average dumping margin (percent)
Blue-Fin Frozen Foods Pvt. Ltd Crystal Sea Foods Private Limited .....	1.87 1.87
Forstar Frozen Foods Pvt. Ltd ... Milsha Agro Exports Pvt. Ltd .....	1.87 1.87

#### Assessment Rates

Commerce shall determine, and U.S. Customs and Border Protection (CBP) shall assess, antidumping duties on all appropriate entries.

Pursuant to 19 CFR 351.212(b)(1), because Magnum reported the entered value for all its U.S. sales, we calculated importer-specific *ad valorem* duty assessment rates based on the ratio of the total amount of antidumping duties calculated for the examined sales to the total entered value of the sales for which entered value was reported. To determine whether the duty assessment rates are *de minimis*, in accordance with the requirement set forth in 19 CFR 351.106(c)(2), we calculated importer-specific *ad valorem* ratios based on the entered value.

For the companies which were not selected for individual examination, we used, as the assessment rate, the cash deposit rate assigned to Magnum, in accordance with our practice.<sup>5</sup>

Commerce's "automatic assessment" practice will apply to entries of subject merchandise during the POR produced by Magnum for which it did not know that the merchandise was destined for the United States. In such instances, we will instruct CBP to liquidate unreviewed entries at the all-others rate if there is no rate for the intermediate

<sup>4</sup> This rate is based on the rates for the respondents that were selected for individual review, excluding rates that are zero, *de minimis* or based entirely on facts available. See section 735(c)(5)(A) of the Tariff Act of 1930, as amended (the Act).

<sup>5</sup> See, e.g., *Certain Frozen Warmwater Shrimp from India: Final Results of Antidumping Duty Administrative Review; 2016-2017*, 83 FR 32835 (July 16, 2018).