

this final determination. If the ITC determines that such injury does not exist, this proceeding will be terminated, and all cash deposits will be refunded and suspension of liquidation will be lifted. If the ITC determines that such injury does exist, Commerce will issue an antidumping duty order directing CBP to assess, upon further instruction by Commerce, antidumping duties on all imports of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the effective date of the suspension of liquidation, as discussed above in the "Continuation of Suspension of Liquidation" section.

Notification Regarding Administrative Protective Orders

This notice serves as a reminder to parties subject to an 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 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

This determination is issued and published pursuant to sections 735(d) and 777(i)(1) of the Act, and 19 CFR 351.210(c).

Dated: June 29, 2020.

Jeffrey I. Kessler,

Assistant Secretary for Enforcement and Compliance.

Appendix I—Scope of the Investigation

The merchandise covered by this investigation consists of certain wind towers, whether or not tapered, and sections thereof. Certain wind towers support the nacelle and rotor blades in a wind turbine with a minimum rated electrical power generation capacity in excess of 100 kilowatts and with a minimum height of 50 meters measured from the base of the tower to the bottom of the nacelle (*i.e.*, where the top of the tower and nacelle are joined) when fully assembled.

A wind tower section consists of, at a minimum, multiple steel plates rolled into cylindrical or conical shapes and welded together (or otherwise attached) to form a steel shell, regardless of coating, end-finish, painting, treatment, or method of manufacture, and with or without flanges, doors, or internal or external components (*e.g.*, flooring/decking, ladders, lifts, electrical buss boxes, electrical cabling, conduit, cable harness for nacelle generator, interior lighting, tool and storage lockers) attached to the wind tower section. Several

wind tower sections are normally required to form a completed wind tower.

Wind towers and sections thereof are included within the scope whether or not they are joined with nonsubject merchandise, such as nacelles or rotor blades, and whether or not they have internal or external components attached to the subject merchandise.

Specifically excluded from the scope are nacelles and rotor blades, regardless of whether they are attached to the wind tower. Also excluded are any internal or external components which are not attached to the wind towers or sections thereof, unless those components are shipped with the tower sections.

Merchandise covered by this investigation is currently classified in the Harmonized Tariff Schedule of the United States (HTSUS) under subheading 7308.20.0020 or 8502.31.0000. Wind towers of iron or steel are classified under HTSUS 7308.20.0020 when imported separately as a tower or tower section(s). Wind towers may be classified under HTSUS 8502.31.0000 when imported as combination goods with a wind turbine (*i.e.*, accompanying nacelles and/or rotor blades). While the HTSUS subheadings are provided for convenience and customs purposes, the written description of the scope of the investigation is dispositive.

Appendix II—List of Topics Discussed in the Issues and Decision Memorandum

- I. Summary
- II. Background
- III. Scope of the Investigation
- IV. Margin Calculations
- V. Final Negative Determination of Critical Circumstances
- VI. Adjustment for Countervailed Export Subsidies
- VII. Discussion of the Issues
 - Comment 1: Kenertec's Constructed Export Price (CEP) Profit Rate
 - Comment 2: Revenue Capping
 - Comment 3: Kenertec's Cost of Goods Sold (COGS) Denominator
 - Comment 4: Whether to Grant Kenertec a CEP Offset
 - Comment 5: Kenertec's Raw Material and Conversion Costs
 - Comment 6: Date of Sale
 - Comment 7: Constructed Value (CV) Profit
 - Comment 8: Early Conclusion of Verification
 - Comment 9: Cost Adjustments in Commerce's SAS Programming
- VIII. Recommendation

[FR Doc. 2020-14532 Filed 7-2-20; 8:45 am]

BILLING CODE 3510-DS-P

DEPARTMENT OF COMMERCE

International Trade Administration

Renewable Energy and Energy Efficiency Advisory Committee; Request for Information

AGENCY: International Trade Administration, U.S. Department of Commerce.

ACTION: Notice of Renewal of the Renewable Energy and Energy Efficiency Advisory Committee and Solicitation of Nominations for Membership.

SUMMARY: Pursuant to provisions of the Federal Advisory Committee Act, 5 U.S.C. App., the Department of Commerce announces the renewal of the Renewable Energy and Energy Efficiency Advisory Committee (the Committee). The Committee shall advise the Secretary of Commerce regarding the development and administration of programs and policies to expand the competitiveness of U.S. exports of renewable energy and energy efficiency goods and services. The Committee's work on energy efficiency will focus on technologies, services, and platforms that provide system-level energy efficiency to electricity generation, transmission, and distribution. These include smart grid technologies and services, as well as equipment and systems that increase the resiliency of power infrastructure such as energy storage. For the purposes of this Committee, covered goods and services will not include vehicles, feedstock for biofuels, or energy efficiency as it relates to consumer goods. Non-fossil fuels that are considered renewable fuels (*e.g.*, liquid biofuels and pellets) are included. This notice also requests nominations for membership.

DATES: Applications or nominations for members must be received on or before 5:00 p.m. Eastern Daylight Time (EDT) on Friday July 31, 2020.

ADDRESSES: Applications or nominations may be emailed to Cora.Dickson@trade.gov.

FOR FURTHER INFORMATION CONTACT: Cora Dickson, Designated Federal Officer, Renewable Energy and Energy Efficiency Advisory Committee, Office of Energy & Environmental Industries, U.S. Department of Commerce; phone 202-482-6083; email Cora.Dickson@trade.gov. Interested parties can also view Committee documents on the REEEAC website at <http://trade.gov/reeeac>.

SUPPLEMENTARY INFORMATION: The Committee shall consist of

approximately 35 members appointed by the Secretary in accordance with applicable Department of Commerce guidance and based on their ability to carry out the objectives of the Committee. The Secretary of Commerce invites nominations to the Committee of qualified individuals who will represent U.S. companies, U.S. trade associations, and U.S. private sector organizations with activities focused on the export competitiveness of U.S. renewable energy and energy efficiency goods and services. Members shall reflect the diversity of this sector, including in terms of entity or organization size, geographic location, and subsector representation. The Committee shall also represent the diversity of company or organizational roles in the development of renewable energy and energy efficiency projects, including, for example, project developers, technology integrators, financial institutions, and manufacturers.

Members serve at the pleasure of the Secretary from the date of appointment to the Committee to the date on which the Committee's charter terminates. Members serve in a representative capacity presenting the views and

interests of a U.S. entity or U.S. organization, as well as their particular subsector; they are, therefore, not Special Government Employees.

Members of the Committee must not be registered as foreign agents under the Foreign Agents Registration Act. No member may represent a company that is majority owned or controlled by a foreign government entity (or foreign government entities). Members of the Committee will not be compensated for their services or reimbursed for their travel expenses.

If you are interested in applying or nominating someone else to become a member of the Committee, please provide the following information:

(1) Sponsor letter on the company's, trade association's or organization's letterhead containing the name, title, and relevant contact information (including phone, fax, and email address) of the individual who is applying or being nominated;

(2) An affirmative statement that the nominee will be able to meet the expected time commitments of Committee work. Committee work includes (1) attending in-person committee meetings roughly four times per year (lasting one day each), (2)

undertaking additional work outside of full committee meetings including subcommittee conference calls or meetings as needed, and (3) frequently drafting, preparing, or commenting on proposed recommendations to be evaluated at Committee meetings;

(3) Short biography of nominee, including credentials;

(4) Brief description of the company, trade association, or organization to be represented and its business activities, company size (number of employees and annual sales), and export markets served;

(5) An affirmative statement that the nominee meets all Committee eligibility requirements.

Please do not send company, trade association, or organization brochures or any other information.

See the **ADDRESSES** and **DATES** captions above for how and the deadline to submit nominations.

Nominees selected for appointment to the Committee will be notified by mail.

Man Cho,

Deputy Director, Office of Energy and Environmental Industries, International Trade Administration.

ATTACHMENT 2: Current REEEAC Charter

**UNITED STATES DEPARTMENT OF COMMERCE
INTERNATIONAL TRADE ADMINISTRATION
RENEWABLE ENERGY AND ENERGY EFFICIENCY ADVISORY COMMITTEE

CHARTER**

1. Committee's Official Designation. Renewable Energy and Energy Efficiency Advisory Committee.

2. Authority. The Secretary of Commerce (the Secretary) renews the Renewable Energy and Energy Efficiency Advisory Committee (the Committee) pursuant to duties imposed by 15 U.S.C. 1512 upon the Department, in accordance with the Federal Advisory Committee Act (FACA), as amended, 5 U.S.C. App.

3. Objectives and Scope of Activities. The Committee shall advise the Secretary regarding the development and administration of programs and policies to expand the export competitiveness of U.S. renewable energy and energy efficiency products and services. The Committee's work on energy efficiency will focus on technologies, services, and platforms that provide system-level energy efficiency to electricity generation, transmission, and distribution. These include smart grid technologies and services, as well as equipment and systems that increase the resiliency of power infrastructure such as energy storage. For the purposes of this Committee, covered goods and services will not include vehicles, feedstock for biofuels, or energy efficiency as it relates to consumer goods. Non-fossil fuels that are considered renewable fuels (e.g., liquid biofuels and pellets) are included.

4. Description of Duties. The Committee functions solely as an advisory body in accordance with the provisions of FACA, as amended, (5 U.S.C. App.), and applicable Department of Commerce policies. In connection with the objectives and scope stated above, the Committee shall provide advice and recommendations to the Secretary on matters concerning:

- a. the competitiveness of the U.S. renewable energy and energy efficiency industries as it relates to their ability to export products, services, and technologies;
 - b. trade policy development and negotiations impacting the competitiveness of U.S. renewable energy and energy efficiency exports;
 - c. U.S. Government policies and programs that directly impact the competitiveness of renewable energy and energy efficiency exports;
 - d. priority export markets for the renewable energy and energy efficiency industries, both in the short- and long-term;
 - e. policies and practices of foreign governments that impact the export of U.S. renewable energy and energy efficiency goods and services; and
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- f. U.S. Government policies and programs that support the development of new markets for U.S. exports of renewable energy and energy efficiency products and services to countries with high potential, but which currently lack effective policy and market mechanisms necessary to create demand for renewable energy and energy efficiency products and services.

5. Agency or Official to Whom the Committee Reports. The Committee shall report to the Secretary on all its activities and recommendations.

6. Support. The International Trade Administration, Industry & Analysis, Office of Energy and Environmental Industries shall provide support for the Committee and shall maintain all files mandated by FACA and the Department of Commerce's policies on advisory committee management.

7. Estimated Annual Operating Costs and Staff Years. The estimated annual operating cost of the Committee is approximately \$39,315, which includes 0.40 person years of staff support. Members of the Committee will not be compensated for their services or reimbursed for their travel expenses.

8. Designated Federal Officer. The Assistant Secretary for Industry & Analysis shall designate a Designated Federal Officer (DFO) and, as appropriate, may designate a Secondary DFO from among the employees of the Office of Energy and Environmental Industries. The DFO, or Secondary DFO, will approve or call all of the advisory committee and subcommittee meetings, prepare and approve all meeting agendas, attend all committee and subcommittee meetings, adjourn any meeting when the DFO determines adjournment to be in the public interest, and chair meetings when directed to do so by the Secretary.

9. Estimated Number and Frequency of Meetings. The Committee shall, to the extent practicable, meet approximately four times a year. Additional meetings may be called at the discretion of the Secretary or his designee.

10. Duration. Continuing.

11. Termination. This charter shall terminate two years from the date of its filing with the appropriate U.S. Senate and House of Representatives Oversight Committees unless terminated earlier or renewed by proper authority.

12. Membership and Designation. The Committee shall consist of approximately 35 members appointed by the Secretary in accordance with applicable Department of Commerce guidance and based on their ability to carry out the objectives of the Committee. Members shall represent U.S. companies, U.S. trade associations, and U.S. private sector organizations with activities focused on the export competitiveness of U.S. renewable energy and energy efficiency goods and services. Members shall reflect the diversity of this sector, including in terms of entity or organization size, geographic location, and subsector represented. The Committee shall also represent the diversity of company or organizational roles in the development of renewable energy and energy

efficiency projects, including, for example, project developers, technology integrators, financial institutions, and manufacturers.

The Secretary shall seek to appoint to the Committee at least one individual representing each of the following:

- a. a U.S. renewable energy company involved in international trade;
- b. a U.S. energy efficiency company involved in international trade;
- c. a U.S. small business in the renewable energy or energy efficiency industry that is involved in international trade;
- d. a U.S. trade association in the renewable energy or energy efficiency sector;
- e. a U.S. private sector organization involved with international investment or financing activities concerning the international trade of renewable energy and energy efficiency products and services;
- f. a U.S. company or organization involved with business activities concerning the development of renewable energy and energy efficiency projects in international markets;
- g. a U.S. smart grid company or organization with technology or services that improve the reliability, efficiency, and/or security of the electric grid and that is involved in international trade; and
- h. a U.S. energy storage company or organization with technology or services that improve the reliability and environmental sustainability of the electricity grid and that is involved in international trade.

Members shall serve at the pleasure of the Secretary from the date of appointment to the Committee to the date on which the Committee's charter terminates. Members, all of whom come from the private sector, shall serve in a representative capacity presenting the views and interests of a U.S. entity or U.S. organization, as well as their particular subsector; they are, therefore, not Special Government Employees.

Members of the Committee must not be registered as foreign agents under the Foreign Agents Registration Act. No member may represent a company that is majority owned or controlled by a foreign government entity (or foreign government entities).

The DFO shall designate the Committee Chair and Vice Chair in consultation with the members. The Chair and Vice Chair will serve in those positions at the pleasure of the Secretary.

Members shall not reference or otherwise utilize their membership on the Committee in connection with public statements made in their personal capacities without a disclaimer that the views expressed are their own and do not represent the views of the Committee, the International Trade Administration, or the Department of Commerce.

- 13. Subcommittees.** The Department, through the Designated Federal Officer, may establish subcommittees or working groups as may be necessary, and consistent with FACA, the FACA implementing regulations, and applicable Department of Commerce policies.

Such subcommittees or working groups may not function independently of the chartered Committee and must report their recommendations and advice to the Committee for full deliberation and discussion. Subcommittees or working groups have no authority to make decisions on behalf of the Committee nor can they report directly to the Secretary or his/her designee. Subcommittees or working groups may include participants other than Committee members.

- 14. Recordkeeping.** The records of the Committee, formally and informally established subcommittees, or other subgroups of the Committee, shall be handled in accordance with General Records Schedule 6.2, or other approved agency records disposition schedule. These records shall be available for public inspection and copying, subject to the Freedom of Information Act, 5 U.S.C. 552.

THOMAS
GILMAN

Digitally signed by
THOMAS GILMAN
Date: 2020.06.05
08:55:51 -04'00'

Chief Financial Officer and
Assistant Secretary for Administration

Filing Date

[FR Doc. 2020-14418 Filed 7-2-20; 8:45 am]

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DEPARTMENT OF COMMERCE**International Trade Administration**

[A-122-867]

Utility Scale Wind Towers From Canada: Final Determination of Sales at Less Than Fair Value and Final Negative Determination of Critical Circumstances

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

SUMMARY: The Department of Commerce (Commerce) determines that imports of utility scale wind towers (wind towers) from Canada are being, or are likely to be, sold in the United States at less than fair value (LTFV) for the period of investigation July 1, 2018 through June 30, 2019.

DATES: Applicable July 6, 2020.

FOR FURTHER INFORMATION CONTACT: Michael J. Heaney, 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) 482-4475.

SUPPLEMENTARY INFORMATION:**Background**

On February 14, 2020, Commerce published in the **Federal Register** the *Preliminary Determination* of sales at LTFV of wind towers from Canada, in which we also postponed the final determination until June 29, 2020.¹ We invited interested parties to comment on the *Preliminary Determination*. A summary of the events that occurred since Commerce published the *Preliminary Determination*, as well as a full discussion of the issues raised by parties for this final determination, may be found in the Issues and Decision Memorandum.²

Scope of the Investigation

The product covered by this investigation is wind towers from

Canada. For a full description of the scope of this investigation, *see* the “Scope of the Investigation” in Appendix I of this notice.

Analysis of Comments Received

All issues raised in the case and rebuttal briefs submitted by parties in this investigation are addressed in the Issues and Decision Memorandum. A list of the issues addressed in the Issues and Decision Memorandum is attached to this notice as Appendix II. 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 Memorandum can be accessed directly at <http://enforcement.trade.gov/frn/>. The signed and electronic versions of the Issues and Decision Memorandum are identical in content.

Verification

As provided in section 782(i) of the Tariff Act of 1930, as amended (the Act), Commerce normally verifies information relied upon in making its final determination; however, we were unable to conduct verification in this investigation.³ Pursuant to section 776(a)(2)(D) of the Act, in situations where information has been provided but the information cannot be verified, Commerce will use “facts otherwise available” in reaching the applicable determination. Accordingly, we have relied on facts available in making our final determination.

Changes Since the Preliminary Determination

Based on our analysis of the comments received, we have made certain changes to the margin calculation for the respondent. For a discussion of these changes, *see* the “Margin Calculations” section of the Issues and Decision Memorandum.

All-Others Rate

Section 735(c)(5)(A) of the Act provides that the estimated weighted-average dumping margin for all other producers and exporters not individually investigated shall be equal to the weighted average of the estimated weighted-average dumping margins established for exporters and producers individually investigated excluding rates that are zero, *de minimis*, or determined entirely under section 776 of the Act. Marmen Inc., Marmen Énergie Inc., and Marmen Energy Co. (collectively, the Marmen Group) is the only respondent for which Commerce calculated an estimated weighted-average dumping margin that is not zero, *de minimis*, or based entirely on facts otherwise available. Therefore, for purposes of determining the all-others rate, and pursuant to section 735(c)(5)(A) of the Act, we are using the estimated weighted-average dumping margin calculated for the Marmen Group, as referenced in the “Final Determination” section below.

Final Negative Determination of Critical Circumstances

In accordance with section 733(e)(1) of the Act and 19 CFR 351.206, we preliminarily determined that critical circumstances did not exist with respect to imports of wind towers from Canada because section 773(e)(1)(B) of the Act was not met (*i.e.*, U.S. imports did not increase by 15 percent from the base to the comparison period). Our final determination remains unchanged. Accordingly, pursuant to section 735(a)(3) of the Act, we find that critical circumstances do not exist with respect to imports of wind towers from Canada. For a full description of the methodology and results of Commerce’s critical circumstances analysis, *see* the Issues and Decision Memorandum.

Final Determination

The final estimated weighted-average dumping margins are as follows:

Exporter or producer	Weighted-average dumping margin (percent)	Cash deposit rate (adjusted for subsidy offset) (percent) ⁴
Marmen Inc./Marmen Énergie Inc	4.94	4.94

¹ See *Utility Scale Wind Towers from Canada: Preliminary Affirmative Determination of Sales at Less Than Fair Value, Preliminary Negative Determination of Critical Circumstances, Postponement of Final Determination, and Extension of Provisional Measures*, 85 FR 8562 (February 14, 2020) (*Preliminary Determination*),

and accompanying Preliminary Decision Memorandum.

² See Memorandum, “Issues and Decision Memorandum for the Final Affirmative Determination in the Less-Than-Fair-Value Investigation of Utility Scale Wind Towers from Canada,” dated concurrently with, and hereby

adopted by, this notice (Issues and Decision Memorandum).

³ See Memorandum, “Antidumping Duty Investigation of Utility Scale Wind Towers from Canada—Cancellation of Verification,” dated April 10, 2020.