

Dated: August 28, 1996.
 John J. Da Ponte, Jr.,
Executive Secretary.
 [FR Doc. 96-23111 Filed 9-10-96; 8:45 am]
 BILLING CODE 3510-DS-P

International Trade Administration

[A-421-803]

Amended Final Determination Pursuant to CIT Decision: Certain Cold-Rolled Carbon Steel Flat Products From the Netherlands

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

SUMMARY: The Department of Commerce has prepared this amended final determination pursuant to the Order from the Court of International Trade (CIT), 93-09-000616.

EFFECTIVE DATE: August 14, 1996.

FOR FURTHER INFORMATION CONTACT: David J. Goldberger at (202) 482-4136, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230.

SUPPLEMENTARY INFORMATION: On June 14, 1996, the United States Court of International Trade (CIT) affirmed the Department of Commerce's (the Department) redetermination on remand of the *Final Determination of Sales at Less than Fair Value: Certain Hot-Rolled Carbon Steel Flat Products and Certain Cold-Rolled Carbon Steel Flat Products from the Netherlands* (58 FR 37199, July 9, 1993), as amended by the *Antidumping Duty Order* (58 FR 44172, August 19, 1993). *National Steel Corp. v. United States* ("National Steel"), Slip Op. 96-97, (CIT, June 14, 1996).

In affirming the Department's remand, the CIT accepted the Department's revised methodology for selecting the highest non-aberrant margin to be applied to certain unreported exporter's sales price (ESP) sales of respondent Hoogovens Groep B.V. The CIT also accepted the Department's revised value-added tax adjustment methodology, which is in accordance with *Federal-Mogul Corp. v. United States*, 63 F.3d 1572, 1580 (Fed. Cir. 1995).

Results of Amended Final

The recalculated weighted-average dumping margins are:

Company	Margin percent-age
Hoogovens Groep, B.V.	19.32

Company	Margin percent-age
All Others	19.32

This amended final determination is in accordance with *National Steel*, Slip Op. 96-97.

Dated: August 27, 1996.
 Robert S. LaRussa,
Acting Assistant Secretary for Import Administration.
 [FR Doc. 96-23107 Filed 9-10-96; 8:45 am]
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[A-588-047]

Polychloroprene Rubber From Japan; Preliminary Results and Partial Termination of Antidumping Administrative Review

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

ACTION: Notice of Preliminary Results and Partial Termination of Antidumping Duty Administrative Review.

SUMMARY: The Department of Commerce is partially terminating the administrative review of the antidumping finding on polychloroprene rubber from Japan with respect to Denki Kagaku Kogyo K.K. (Denki), Tosoh Corporation (Tosoh), and Mitsui Bussan K.K. (Mitsui Bussan) This review covers shipments of this merchandise to the United States during the period December 1, 1994, through November 30, 1995, for five other manufacturers/exporters.

EFFECTIVE DATE: September 11, 1996.

FOR FURTHER INFORMATION CONTACT: Roy F. Unger, Jr. or Thomas F. Futtner, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC, 20230; telephone (202) 482-0651 or 482-3814.

SUPPLEMENTARY INFORMATION:

Background

On December 6, 1973, the Department of the Treasury published in the Federal Register (38 FR 35393) the antidumping finding on polychloroprene rubber (rubber) from Japan. On December 6, 1995, the Department of Commerce (the Department) published a notice of "Opportunity to Request Administrative Review" (60 FR 62071). On January 11, 1996, the petitioner, E. I. Du Pont de Nemours & Company, Inc. (Du Pont), requested that we conduct an administrative review for the period

December 1, 1994, through November 30, 1995, covering eight producers and/or exporters: Denki, Denki/Hoei Sangyo Co., Ltd. (Denki/Hoei Sangyo), Mitsui Bussan, Showa Neoprene K.K. (Showa), Showa/Hoei Sangyo Co., Ltd. (Showa/Hoei Sangyo), Suzugo Corporation (Suzugo), Tosoh (formerly Toyo Soda), and Tosoh/Hoei Sangyo Co., Ltd. (Tosoh/Hoei Sangyo).

We published a notice of initiation of the antidumping administrative review on these companies on February 1, 1996 (61 FR 3670).

Applicable Statute and Regulations

Unless otherwise indicated, all citations to the statute are references to the provisions effective January 1, 1995, the effective date of the amendments made to the Tariff Act of 1930 (the Act) by the Uruguay Round Agreements Act (URAA). In addition, unless otherwise indicated, all citations to the Department's regulations are to the current regulations, as amended by the interim regulations published in the Federal Register on May 11, 1995 (60 FR 25130).

Scope of the Review

Imports covered by the review are shipments of polychloroprene rubber, an oil resistant synthetic rubber also known as polymerized chlorobutadiene or neoprene, currently classifiable under items 4002.42.00, 4002.49.00, 4003.00.00, 4462.15.21 and 4462.00.00. HTS item numbers are provided for convenience and for Customs purposes. The written descriptions remain dispositive.

Preliminary Results and Partial Termination of Administrative Review

Denki, Tosoh, and Mitsui Bussan responded that they had no shipments of the subject merchandise during the period of review (POR), and we confirmed this with the United States Customs Service. Therefore, in accordance with our practice, we are treating these firms as non-shippers for purposes of this review, and are terminating this review with respect to these companies. The cash deposit rates for these firms will continue to be the rates established in the most recently completed final review.

We were unable to locate the remaining companies, Showa, Suzugo, Denki/Hoei Sangyo, Showa/Hoei Sangyo, and Tosoh/Hoei Sangyo in spite of requests for assistance from various sources including the American Embassy in Tokyo, the Japanese Embassy in Washington, D.C., and the U.S. Customs Service. Therefore, we were unable to conduct administrative

reviews for these firms, and we will instruct the U.S. Customs Service to continue to assess any entries by these firms at the rate determined by the last completed administrative review on November 26, 1984 (49 FR 46454) (*See Certain Fresh Cut Flowers from Colombia; Preliminary Results of Antidumping Duty Administrative Review, Partial Termination of Administrative Reviews, and Notice of Intent to Revoke Order (In Part) ("Flowers from Colombia")*), 60 FR 30271 (June 8, 1995)).

Furthermore, the following deposit requirements will be effective 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 for by section 751(a)(1) of the Tariff Act: (1) the cash deposit rate for all firms covered in this review will be those rates established in the last completed final results of review; (2) the cash deposit rate for subject merchandise exported by manufacturers or exporters not covered in this review, but covered in previous reviews or in the original less-than-fair-value (LTFV) investigation, will be based upon the most recently published rate in a final result or determination for which the manufacturer or exporter received a company-specific rate; and (3) the cash deposit rate for subject merchandise exported by an exporter not covered in this review, a prior review, or the original investigation, but where the manufacturer of the merchandise has been covered by this or a prior final results or determination, will be based upon the most recently published company-specific rate for that manufacturer.

On May 25, 1993, the Court of International Trade, in *Floral Trade Council v. United States*, Slip Op. 93-79, and *Federal-Mogul Corporation and the Torrington Company v. United States*, Slip Op. 93-83, decided that once an "all others" rate is established for a company, it can only be changed through an administrative review. The Department has determined that in order to implement these decisions, it is appropriate to apply the original "all others" rate from the LTFV investigation (or that rate as amended for correction of clerical errors or as a result of litigation) in proceedings governed by antidumping duty orders for the purposes of establishing cash deposits in all current and future administrative reviews. In proceedings governed by antidumping findings, unless we are able to ascertain the "all others" rate

from the Treasury LTFV investigation, the Department has determined that it is appropriate to adopt the "new shipper" rate established in the first final results of administrative review published by the Department (or that rate amended for correction of clerical errors or as a result of litigation) as the "all others" rate for the purpose of establishing cash deposits in all current and future administrative reviews.

Because this proceeding is governed by an antidumping finding and we are unable to ascertain the "all others" rate from the Treasury LTFV investigation, the "all others" rate for purposes of this review will be 55.00 percent, a rate established in the final results of administrative review published by the Department on April 6, 1982 (47 FR 14746).

These deposit requirements shall remain in effect until publication of the final results of the next administrative review. Interested parties may request disclosure within five days of the date of publication of this notice, and may request a hearing within 10 days of the date of publication. Any hearing, if requested, will be held as early as convenient for the parties but not later than 44 days after the date of publication or the first workday thereafter. Case briefs or other written comments from interested parties may be submitted not later than 30 days after the date of publication of this notice. Rebuttal briefs and rebuttal comments, limited to issues raised in the case briefs, may be filed not later than 37 days after the date of publication. The Department will publish the final results of this administrative review, including its results of its analysis of issues raised in any such written comments.

This notice serves as a reminder to importers of their responsibility under 19 CFR 353.26 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 the Secretary's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of double antidumping duties.

This administrative review and notice are in accordance with section 751(a)(1) of the Tariff Act (19 U.S.C. 1675(a)(1)) and 19 CFR 353.22.

Dated: September 3, 1996.

Robert S. LaRussa,

Acting Assistant Secretary for Import Administration.

[FR Doc. 96-23109 Filed 9-10-96; 8:45 am]

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[A-122-401]

Red Raspberries From Canada; Initiation of New Shipper Antidumping Duty Administrative Review

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

ACTION: Notice of Initiation of New Shipper Antidumping Duty Administrative Review.

SUMMARY: The Department of Commerce (the Department) has received a request to conduct a new shipper administrative review of the antidumping duty order on red raspberries from Canada, which has a June anniversary date. In accordance with section 751(a)(2)(B) of the Tariff Act of 1930, as amended, and 19 CFR 353.22(h)(1995), we are initiating this new shipper administrative review.

EFFECTIVE DATE: September 11, 1996.

FOR FURTHER INFORMATION CONTACT:

Michael J. Heaney or John Kugelman, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230, telephone: (202) 482-4733.

SUPPLEMENTARY INFORMATION:

Background

The Department received a timely request, in accordance with section 751(a)(2)(B) of the Tariff Act of 1930, as amended (the Act), and 19 CFR 353.22(h) of the Department's Interim Regulations (60 FR 25130, 25134 (May 11, 1995)) (Interim Regulations), for a new shipper review of the antidumping duty order on red raspberries from Canada, which has a June anniversary date. Antidumping Duty Order; Red Raspberries from Canada, 50 FR 26019, (June 24, 1985).

Initiation of Review

In accordance with section 751(a)(2)(B)(iii) of the Act, and 19 CFR 353.22(h)(6), we are initiating a new shipper review of the antidumping duty order on red raspberries from Canada. We will issue the preliminary results of this review not later than 180 days from the date of publication of this notice and the final results within 90 days after issuance of the preliminary results, unless these time limits are extended in accordance with section 751(a)(2)(B)(iv) of the Act.