

Dated: September 24, 2001.
Holly A. Kuga,
*Senior Office Director, Group II, Office 4 AD/
CVD Enforcement.*
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DEPARTMENT OF COMMERCE

INTERNATIONAL TRADE
ADMINISTRATION

Notice of Initiation of Five-Year Review

AGENCY: Import Administration,
International Trade Administration,
Department of Commerce.
ACTION: Notice of initiation of five-year
("sunset") review.

SUMMARY: In accordance with section
751(c) of the Tariff Act of 1930, as
amended ("the Act"), the Department of
Commerce ("the Department") is
automatically initiating a five-year
("sunset") review of the suspended
antidumping investigation listed below.
The International Trade Commission
("the Commission") is publishing

concurrently with this notice its notice
of *Institution of Five-Year Review*
covering this same suspended
investigation.

FOR FURTHER INFORMATION CONTACT:
Carole A. Showers or Martha V. Douthit,
Office of Policy, Import Administration,
International Trade Administration,
U.S. Department of Commerce, at (202)
482–3217 or (202) 482–5050,
respectively, or Vera Libeau, Office of
Investigations, U.S. International Trade
Commission, at (202) 205–3176.

SUPPLEMENTARY INFORMATION:

The Applicable Statute

Unless otherwise indicated, all
citations to the Tariff Act of 1930, as
amended (the "Act"), are references to
the provisions effective January 1, 1995,
the effective date of the amendments
made to the Act by the Uruguay Round
Agreements Act ("URAA"). In addition,
unless otherwise indicated, all citations
to the Department of Commerce's
("Department") regulations are to 19
CFR part 351 (2001). Pursuant to
sections 751(c) and 752 of the Act, an

antidumping ("AD") or countervailing
duty ("CVD") order will be revoked, or
the suspended investigation will be
terminated, unless revocation or
termination would be likely to lead to
continuation or recurrence of (1)
dumping or a countervailable subsidy,
and (2) material injury to the domestic
industry.

The Department's procedures for the
conduct of sunset reviews are set forth
in 19 CFR 351.218. Guidance on
methodological or analytical issues
relevant to the Department's conduct of
sunset reviews is set forth in the
Department's Policy Bulletin 98:3—
*Policies Regarding the Conduct of Five-
year ("Sunset") Reviews of
Antidumping and Countervailing Duty
Orders; Policy Bulletin*, 63 FR 18871
(April 16, 1998) ("*Sunset Policy
Bulletin*").

Background

Initiation of Review

In accordance with 19 CFR 351.218
we are initiating a sunset review of the
following suspended investigation:

DOC case No.	ITC case No.	Country	Product
A–201–820	731–TA–747	Mexico	Fresh Tomatoes.

Filing Information

As a courtesy, we are making
information related to sunset
proceedings, including copies of the
Sunset Regulations (19 CFR 351.218)
and *Sunset Policy Bulletin*, the
Department's schedule of sunset
reviews, case history information (*i.e.*,
previous margins, duty absorption
determinations, scope language, import
volumes), and service lists, available to
the public on the Department's sunset
Internet website at the following
address: <http://ia.ita.doc.gov/sunset/>.

All submissions in this sunset review
must be filed in accordance with the
Department's regulations regarding
format, translation, service, and
certification of documents. These rules
can be found at 19 CFR 351.303. Also,
we suggest that parties check the
Department's sunset website for any
updates to the service list before filing
any submissions. The Department will
make additions to and/or deletions from
the service list provided on the sunset
website based on notifications from
parties and participation in this review.
Specifically, the Department will delete
from the service list all parties that do
not submit a substantive response to the
notice of initiation.

Because deadlines in a sunset review
are, in many instances, very short, we
urge interested parties to apply for
access to proprietary information under
administrative protective order ("APO")
immediately following publication in
the **Federal Register** of the notice of
initiation of the sunset review. The
Department's regulations on submission
of proprietary information and
eligibility to receive access to business
proprietary information under APO can
be found at 19 CFR 351.304–306.

**Information Required From Interested
Parties**

Domestic interested parties (defined
in 19 CFR 351.102) wishing to
participate in this sunset review must
respond not later than 15 days after the
date of publication in the **Federal
Register** of the notice of initiation by
filing a notice of intent to participate.
The required contents of the notice of
intent to participate are set forth at 19
CFR 351.218(d)(1)(ii). In accordance
with the Department's regulations, if we
do not receive a notice of intent to
participate from at least one domestic
interested party by the 15-day deadline,
the Department will automatically
revoke the order without further review.

If we receive an order-specific notice
of intent to participate from a domestic

interested party, the Department's
regulations provide that *all parties*
wishing to participate in the sunset
review must file substantive responses
not later than 30 days after the date of
publication in the **Federal Register** of
the notice of initiation. The required
contents of a substantive response, on
an order-specific basis, are set forth at
19 CFR 351.218(d)(3). Note that certain
information requirements differ for
foreign and domestic parties. Also, note
that the Department's information
requirements are distinct from the
International Trade Commission's
information requirements. Please
consult the Department's regulations for
information regarding the Department's
conduct of sunset reviews.¹ Please
consult the Department's regulations at
19 CFR part 351 for definitions of terms
and for other general information
concerning antidumping and
countervailing duty proceedings at the
Department.

¹ A number of parties commented that these
interim-final regulations provided insufficient time
for rebuttals to substantive responses to a notice of
initiation, 19 CFR 351.218(d)(4)). As provided in 19
CFR 351.302(b), the Department will consider
individual requests for extension of that five-day
deadline based upon a showing of good cause.

This notice of initiation is being published in accordance with section 751(c) of the Act and 19 CFR 351.218(c).

Dated: September 25, 2001.

Faryar Shirzad,

Assistant Secretary for Import Administration.

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-580-834]

Stainless Steel Sheet and Strip in Coils From the Republic of Korea: Notice of Initiation of Changed Circumstances Antidumping Duty Administrative Review

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

ACTION: Notice of Initiation of Changed Circumstances Antidumping Duty Administrative Review.

SUMMARY: On August 6, 2001, the Department of Commerce ("Department") received a letter on behalf of the INI Steel Company ("INI"), formerly Inchon Iron and Steel Co., Ltd. ("Inchon"), notifying the Department that Inchon's corporate name has changed to INI Steel Company. INI requests that the Department initiate a changed circumstance administrative review to confirm that INI is the successor-in-interest to Inchon.

EFFECTIVE DATE: October 1, 2001.

FOR FURTHER INFORMATION CONTACT: Cheryl Werner or Rick Johnson, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone (202) 482-2667 and (202) 482-3818, respectively.

SUPPLEMENTARY INFORMATION:

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 regulations at 19 CFR part 351 (2001).

Background

In an August 6, 2001, letter to the Department, INI Steel Company,

formerly Inchon Iron and Steel Co., Ltd., notified the Department that as of August 1, 2001, Inchon's corporate name had changed to INI Steel Company. INI stated that its owners, management structure, production facilities, supplier relationships and customer base are to remain unchanged and unaffected by the adoption of the new corporate name. INI provided documentation to support this claim consisting of: the minutes of Inchon's July 27, 2001 shareholders' meeting where the name change was approved; the Inchon District Court's official certification of the name change registered on July 31, 2001; and INI's Business Registration Certificate issued on August 1, 2001 by the Inchon Tax Office.

Scope of the Review

For purposes of this changed circumstances review, the products covered are certain stainless steel sheet and strip in coils. Stainless steel is an alloy steel containing, by weight, 1.2 percent or less of carbon and 10.5 percent or more of chromium, with or without other elements. The subject sheet and strip is a flat-rolled product in coils that is greater than 9.5 mm in width and less than 4.75 mm in thickness, and that is annealed or otherwise heat treated and pickled or otherwise descaled. The subject sheet and strip may also be further processed (e.g., cold-rolled, polished, aluminized, coated, etc.) provided that it maintains the specific dimensions of sheet and strip following such processing.

The merchandise subject to this review is classified in the Harmonized Tariff Schedule of the United States (HTSUS) at subheadings: 7219.13.0031, 7219.13.0051, 7219.13.0071, 7219.13.0081¹, 7219.14.0030, 7219.14.0065, 7219.14.0090, 7219.32.0005, 7219.32.0020, 7219.32.0025, 7219.32.0035, 7219.32.0036, 7219.32.0038, 7219.32.0042, 7219.32.0044, 7219.33.0005, 7219.33.0020, 7219.33.0025, 7219.33.0035, 7219.33.0036, 7219.33.0038, 7219.33.0042, 7219.33.0044, 7219.34.0005, 7219.34.0020, 7219.34.0025, 7219.34.0030, 7219.34.0035, 7219.35.0005, 7219.35.0015, 7219.35.0030, 7219.35.0035, 7219.90.0010, 7219.90.0020, 7219.90.0025, 7219.90.0060, 7219.90.0080, 7220.12.1000, 7220.12.5000,

7220.20.1010, 7220.20.1015, 7220.20.1060, 7220.20.1080, 7220.20.6005, 7220.20.6010, 7220.20.6015, 7220.20.6060, 7220.20.6080, 7220.20.7005, 7220.20.7010, 7220.20.7015, 7220.20.7060, 7220.20.7080, 7220.20.8000, 7220.20.9030, 7220.20.9060, 7220.90.0010, 7220.90.0015, 7220.90.0060, and 7220.90.0080. Although the HTSUS subheadings are provided for convenience and Customs purposes, the Department's written description of the merchandise under review is dispositive.

Excluded from the scope of this review are the following: (1) Sheet and strip that is not annealed or otherwise heat treated and pickled or otherwise descaled, (2) sheet and strip that is cut to length, (3) plate (i.e., flat-rolled stainless steel products of a thickness of 4.75 mm or more), (4) flat wire (i.e., cold-rolled sections, with a prepared edge, rectangular in shape, of a width of not more than 9.5 mm), and (5) razor blade steel. Razor blade steel is a flat-rolled product of stainless steel, not further worked than cold-rolled (cold-reduced), in coils, of a width of not more than 23 mm and a thickness of 0.266 mm or less, containing, by weight, 12.5 to 14.5 percent chromium, and certified at the time of entry to be used in the manufacture of razor blades. See Chapter 72 of the HTSUS, "Additional U.S. Note" 1(d).

The Department has determined that certain additional specialty stainless steel products are also excluded from the scope of this review. These excluded products are described below.

Flapper value steel is excluded from this review. Flapper valve steel is defined as stainless steel strip in coils containing, by weight, between 0.37 and 0.43 percent carbon, between 1.15 and 1.35 percent molybdenum, and between 0.20 and 0.80 percent manganese. This steel also contains, by weight, phosphorus of 0.025 percent or less, silicon of between 0.20 and 0.50 percent, and sulfur of 0.020 percent or less. The product is manufactured by means of vacuum arc remelting, with inclusion controls for sulphide of no more than 0.04 percent and for oxide of no more than 0.05 percent. Flapper valve steel has a tensile strength of between 210 and 300 ksi, yield strength of between 170 and 270 ksi, plus or minus 8 ksi, and a hardness (Hv) of between 460 and 590. Flapper valve steel is most commonly used to produce specialty flapper valves in compressors.

Also excluded is a product referred to as suspension foil, a specialty steel product used in the manufacture of

¹ Due to changes to the HTSUS numbers in 2001, 7219.13.0030, 7219.13.0050, 7219.13.0070, and 7219.13.0080 are now 7219.13.0031, 7219.13.0051, 7219.13.0071, and 7219.13.0081, respectively.