

ITC is scheduled to make its final determination concerning injury within 45 days of publication of Commerce's final determination. If both Commerce's and the ITC's final determinations are affirmative, Commerce will issue an AD order. However, as indicated above, if Commerce and producers/exporters accounting for substantially all imports of fresh tomatoes from Mexico sign a new suspension agreement, following the notice and comment period provided in accordance with section 734(c) of the Act, the resumed investigation will be suspended.

Suspension of Liquidation

If Commerce terminates the 2013 Agreement and resumes the suspended AD investigation as described above, Commerce will instruct U.S. Customs and Border Protection (CBP) to suspend liquidation of entries of fresh tomatoes from Mexico that are entered, or withdrawn from warehouse, for consumption on or after the effective date of the termination of the 2013 Agreement. CBP shall require AD cash deposits or bonds for entries of the subject merchandise based on the preliminary dumping margins, which range from 4.16 to 188.45 percent.²⁹

Administrative Protective Order Access and Applicable Regulations

The following requirements will apply if and during such time as the suspended investigation is resumed. Because of the significant changes made to the administrative protective order (APO) process since initiation of the investigation in 1996, Commerce will

issue a new APO for any resumed investigation that will supersede the previously issued firm-specific APOs. Those authorized applicants that were granted APOs during the original investigation, as indicated in the most recent APO service list on Commerce's website, will continue to have access to business proprietary information under APO. Any new APO applications or necessary amendments for changes in staff under the pre-existing APOs should be submitted promptly, and in accordance with Commerce's regulations currently in effect.³⁰

In addition, because of the significant changes made to Commerce's filing and certification requirements since the investigation, including electronic filing, Commerce intends to apply its current regulations and practices with regard to filing and certification, should the AD investigation be resumed.³¹ However, with respect to all other procedures for the conduct of any resumed investigation generally, including any possible suspension thereof, Commerce's regulations in effect in 1996 shall govern.³²

This determination is issued and published in accordance with section 733(f) and 734(i) of the Act.

Dated: February 27, 2019.

Gary Taverman,

Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, performing the non-exclusive functions and duties of the Assistant Secretary for Enforcement and Compliance.

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DEPARTMENT OF COMMERCE

International Trade Administration

Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Advance Notification of Sunset Review

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

Background

Every five years, pursuant to the Tariff Act of 1930, as amended (the Act), the Department of Commerce (Commerce) and the International Trade Commission automatically initiate and conduct reviews to determine whether revocation of a countervailing or antidumping duty order or termination of an investigation suspended under section 704 or 734 of the Act would be likely to lead to continuation or recurrence of dumping or a countervailable subsidy (as the case may be) and of material injury.

Upcoming Sunset Reviews for April 2019

Pursuant to section 751(c) of the Act, the following Sunset Review is scheduled for initiation in April 2019 and will appear in that month's *Notice of Initiation of Five-Year Sunset Reviews (Sunset Review)*.

| | Department contact |
|---|---------------------------------------|
| Antidumping Duty Proceedings | |
| Circular Welded Carbon Quality Steel Line Pipe from China (A-570-935) (2nd Review) | Matthew Renkey (202) 482-2312. |
| Freshwater Crawfish Tailmeat (A-570-848) (4th Review) | Joshua Poole (202) 482-1293. |
| Diffusion-Annealed Nickel-Plated Flat-Rolled Steel Products from Japan (A-588-869) (1st Review) | Jacqueline Arrowsmith (202) 482-5255. |
| Countervailing Duty Proceedings | |
| Circular Welded Carbon Quality Steel Line Pipe from China (C-570-936) (2nd Review) | Joshua Poole (202) 482-1293. |
| Suspended Investigations | |
| No Sunset Review of suspended investigations is scheduled for initiation in April 2019. | |

Commerce's procedures for the conduct of Sunset Review are set forth in 19 CFR 351.218. The *Notice of Initiation of Five-Year (Sunset) Review* provides further information regarding what is required of all parties to participate in Sunset Review.

Pursuant to 19 CFR 351.103(c), Commerce will maintain and make available a service list for these proceedings. To facilitate the timely preparation of the service list(s), it is requested that those seeking recognition as interested parties to a proceeding

contact Commerce in writing within 10 days of the publication of the Notice of Initiation.

Please note that if Commerce receives a Notice of Intent to Participate from a member of the domestic industry within

²⁹ See 1996 Preliminary Determination.

³⁰ See section 777(c)(1) of the Act and 19 CFR 351.103, 351.304, 351.305 and 351.306.

³¹ See 19 CFR 351.303(b) and (g).

³² See 19 CFR 351.701; *San Vicente Camalu SPR de Ri v. United States*, 491 F.Supp.2d 1186 (CIT 2007).

15 days of the date of initiation, the review will continue.

Thereafter, any interested party wishing to participate in the Sunset Review must provide substantive comments in response to the notice of initiation no later than 30 days after the date of initiation.

This notice is not required by statute but is published as a service to the international trading community.

Dated: February 27, 2019.

James Maeder,

Associate Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations performing the duties of Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-912]

Certain New Pneumatic Off-the-Road Tires From the People's Republic of China: Final Results of Antidumping Duty Administrative Review; 2016–2017

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

SUMMARY: The Department of Commerce (Commerce) determines that Weihai Zhongwei Rubber Co., Ltd. (Zhongwei) sold subject merchandise in the United States at prices below normal value (NV) during the period of review (POR) September 1, 2016, through August 31, 2017.

DATES: Applicable March 5, 2019.

FOR FURTHER INFORMATION CONTACT: Keith Haynes, AD/CVD Operations, Office III, Enforcement and Compliance, International Trade Administration, Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-5139.

SUPPLEMENTARY INFORMATION:

Background

Commerce published the *Preliminary Results* of this administrative review on certain new pneumatic off-the-road tires (OTR Tires) from the People's Republic of China (China) on October 11, 2018.¹ We invited interested parties to comment on the *Preliminary Results*;

however, no interested party submitted comments. For a discussion of events subsequent to the *Preliminary Results*, see Zhongwei's Analysis Memorandum.²

Commerce exercised its discretion to toll all deadlines affected by the partial federal government closure from December 22, 2018, through the resumption of operations on January 29, 2019.³ If the new deadline falls on a non-business day, in accordance with Commerce's practice, the deadline will become the next business day. The revised deadline for the final results decision is now March 20, 2019.

Scope of the Order

The merchandise covered by this order includes new pneumatic tires designed for off-the-road and off-highway use, subject to certain exceptions. The subject merchandise is currently classifiable under Harmonized Tariff Schedule of the United States (HTSUS) subheadings: 4011.20.10.25, 4011.20.10.35, 4011.20.50.30, 4011.20.50.50, 4011.61.00.00, 4011.62.00.00, 4011.63.00.00, 4011.69.00.00, 4011.92.00.00, 4011.93.40.00, 4011.93.80.00, 4011.94.40.00, and 4011.94.80.00. The HTSUS subheadings are provided for convenience and customs purposes only; the written product description of the scope of the order is dispositive. A full description of the scope of the order is contained in the Preliminary Decision Memorandum.⁴

Separate Rate

In our *Preliminary Results*, we found that information placed on the record by Zhongwei demonstrates that it is entitled to separate rate status, which we preliminarily granted. We received no information since the issuance of the *Preliminary Results* that provides a basis for reconsidering the determination with respect to the separate rate status of this entity. Therefore, for the final results, we continue to find that Zhongwei is eligible for a separate rate.

² See memorandum, "Administrative Review of the Antidumping Duty Order on Certain New Pneumatic Off-the-Road Tires from the People's Republic of China; 2016–2017: Analysis of the Final Results Margin Calculation for Weihai Zhongwei Rubber Co., Ltd.," dated concurrently with this notice (Zhongwei's Analysis Memorandum).

³ See memorandum to the Record from Gary Taverman, Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, performing the non-exclusive functions and duties of the Assistant Secretary for Enforcement and Compliance, "Deadlines Affected by the Partial Shutdown of the Federal Government," dated January 28, 2019. All deadlines in this segment of the proceeding have been extended by 40 days.

⁴ See the PDM at 2–4.

Changes Since the Preliminary Results

As noted above, we received no comments in response to the *Preliminary Results*. Accordingly, for the purposes of these final results, Commerce has made no substantive changes to the *Preliminary Results*. However, subsequent to the issuance of the *Preliminary Results* Commerce became aware of certain ministerial errors made with respect to the preliminary margin calculation for Zhongwei. We notified parties of these specific ministerial errors, and the adjustments we intended to make to the preliminary margin calculation to correct for these errors, in a memorandum to the file on October 18, 2018.⁵ The October 18, 2018, memorandum also established the briefing schedule for this administrative review and invited interested parties to comment on the *Preliminary Results*, including the intended changes identified therein, by November 12, 2018. As no interested party to this proceeding commented on the *Preliminary Results*, or the October 18, 2018 memorandum, we have incorporated the corrections to the self-identified ministerial errors detailed in that memorandum in calculating the final weighted-average margin for Zhongwei for these final results.⁶

Final Results of the Review

Commerce determines that the following weighted-average dumping margin exists for the POR from September 1, 2016, through August 31, 2017:

| Exporter | Weighted-average dumping margin (USD) |
|---------------------------------------|---------------------------------------|
| Weihai Zhongwei Rubber Co., Ltd | 1.45 |

Commerce's policy regarding conditional review of the China-wide entity applies to this administrative review.⁷ Under this policy, the China-wide entity will not be under review unless a party specifically requests, or Commerce self-initiates, a review of the China-wide entity. Because no party

⁵ See memorandum, "Administrative Review of Antidumping Investigation of Certain New Pneumatic Off-the-Road Tires from the People's Republic of China: Briefing Schedule for the Final Determination," dated October 18, 2018.

⁶ See Zhongwei's Analysis Memorandum.

⁷ See *Antidumping Proceedings: Announcement of Change in Department Practice for Respondent Selection in Antidumping Duty Proceedings and Conditional Review of the Nonmarket Economy Entity in NME Antidumping Duty Proceedings*, 78 FR 65963 (November 4, 2013).

¹ See *Certain New Pneumatic Off-the-Road Tires from the People's Republic of China: Preliminary Results of Antidumping Duty Administrative Review; 2016–2017*, 83 FR 51439 (October 11, 2018) (*Preliminary Results*) and accompanying Preliminary Decision Memorandum (PDM).