

**DEPARTMENT OF COMMERCE****International Trade Administration****Notice of Scope Ruling Applications Filed in Antidumping and Countervailing Duty Proceedings**

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

**SUMMARY:** The U.S. Department of Commerce (Commerce) received scope ruling applications, requesting that scope inquiries be conducted to determine whether identified products are covered by the scope of antidumping duty (AD) and/or countervailing duty (CVD) orders and that Commerce issue scope rulings pursuant to those inquiries. In accordance with Commerce's regulations, we are notifying the public of the filing of the scope ruling applications listed below in the month of May 2024.

**DATES:** Applicable July 10, 2024.

**FOR FURTHER INFORMATION CONTACT:** Terri Monroe, AD/CVD Operations, Customs Liaison Unit, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230, telephone: (202) 482-1384.

**Notice of Scope Ruling Applications**

In accordance with 19 CFR 351.225(d)(3), we are notifying the public of the following scope ruling applications related to AD and CVD orders and findings filed in or around the month of May 2024. This notification includes, for each scope application: (1) identification of the AD and/or CVD orders at issue (19 CFR 351.225(c)(1)); (2) concise public descriptions of the products at issue, including the physical characteristics (including chemical, dimensional and technical characteristics) of the products (19 CFR 351.225(c)(2)(ii)); (3) the countries where the products are produced and the countries from where the products are exported (19 CFR 351.225(c)(2)(i)(B)); (4) the full names of the applicants; and (5) the dates that the scope applications were filed with Commerce and the name of the ACCESS scope segment where the scope applications can be found.<sup>1</sup> This notice

<sup>1</sup> See *Regulations to Improve Administration and Enforcement of Antidumping and Countervailing Duty Laws*, 86 FR 52300, 52316 (September 20, 2021) (*Final Rule*) ("It is our expectation that the Federal Register list will include, where appropriate, for each scope application the following data: (1) identification of the AD and/or CVD orders at issue; (2) a concise public summary of the product's description, including the physical characteristics (including chemical, dimensional

does not include applications which have been rejected and not properly resubmitted. The scope ruling applications listed below are available on Commerce's online e-filing and document management system, Antidumping and Countervailing Duty Electronic Service System (ACCESS), at <https://access.trade.gov>.

**Scope Ruling Applications**

Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled Into Modules, from the People's Republic of China (China) (A-570-979/C-570-980); certain solar cells and modules manufactured in Türkiye using certain third-country inputs;<sup>2</sup> produced in and exported from Türkiye; submitted by HT Solar Enerji AS (HT Solar); May 14, 2024; ACCESS scope segment "HT Solar—Solar Cells—China."

Certain Steel Racks and Parts Thereof from China (A-570-088/C-570-089); certain merchandise displays;<sup>3</sup> produced in and exported from China; submitted by Aladdin Manufacturing Corp. and Mohawk Home; May 24, 2024; ACCESS scope segment "Certain Merchandise Displays."

Certain Steel Racks and Parts Thereof from China (A-570-088/C-570-089); certain steel pods, with or without vertical posts;<sup>4</sup> produced in and exported from China; submitted by LEDVANCE LLC (LEDVANCE); May 28, 2024; ACCESS scope segment "AGV Steel Pods."

**Notification to Interested Parties**

This list of scope ruling applications is not an identification of scope inquiries that have been initiated. In accordance with 19 CFR 351.225(d)(1), if Commerce has not rejected a scope

and technical characteristics) of the product; (3) the country(ies) where the product is produced and the country from where the product is exported; (4) the full name of the applicant; and (5) the date that the scope application was filed with Commerce.")

<sup>2</sup> The products are solar modules produced in Türkiye from solar cells manufactured in Turkey where the P/N junction was created in Turkish facilities from Chinese inputs.

<sup>3</sup> The products are certain customized merchandising displays and components thereof used in show rooms and flooring retailers to display merchandise like samples of carpets, luxury vinyl tiles and engineered or laminate wood flooring. The display is a floor standing unit made of cold rolled steel. Each unit consists primarily of: (1) two 60-inch long upright weldments that form two long vertical posts; (2) one span weldment and two brace span weldments that form the horizontal braces between the vertical posts; and (3) a base sub-assembly that forms the base of the display unit.

<sup>4</sup> The products are steel pods with or without vertical posts. The products are made of carbon steel and covered with an epoxy powder coating. LEDVANCE can use the pods alone in its warehouse as a means of storing palletized product. Alternatively, LEDVANCE can use the pods, when imported with 1 1/8 inch wide vertical posts, as part of a light shelving system. When the vertical posts are added, other layers of horizontal shelving then go on top of and attach to the vertical posts. Configured as shelving, the products placed on or removed from the horizontal shelves are relatively lighter and are placed or removed by hand, not by forklift.

ruling application nor initiated the scope inquiry within 30 days after the filing of the application, the application will be deemed accepted and a scope inquiry will be deemed initiated the following day, *i.e.*, day 31.<sup>5</sup> Commerce's practice generally dictates that where a deadline falls on a weekend, Federal holiday, or other non-business day, the appropriate deadline is the next business day.<sup>6</sup> Accordingly, if the 30th day after the filing of the application falls on a non-business day, the next business day will be considered the "updated" 30th day, and if the application is not rejected or a scope inquiry initiated by or on that particular business day, the application will be deemed accepted and a scope inquiry will be deemed initiated on the next business day which follows the "updated" 30th day.<sup>7</sup>

In accordance with 19 CFR 351.225(m)(2), if there are companion AD and CVD orders covering the same merchandise from the same country of origin, the scope inquiry will be conducted on the record of the AD proceeding. Further, please note that pursuant to 19 CFR 351.225(m)(1), Commerce may either apply a scope ruling to all products from the same country with the same relevant physical characteristics, (including chemical, dimensional, and technical characteristics) as the product at issue, on a country-wide basis, regardless of the producer, exporter, or importer of those products, or on a company-specific basis.

For further information on procedures for filing information with Commerce through ACCESS and participating in scope inquiries, please refer to the Filing Instructions section of the Scope Ruling Application Guide, at [https://access.trade.gov/help/Scope\\_Ruling\\_Guidance.pdf](https://access.trade.gov/help/Scope_Ruling_Guidance.pdf). Interested parties, apart from the scope ruling applicant, who wish to participate in a scope inquiry and be added to the public service list for that segment of the proceeding must

<sup>5</sup> In accordance with 19 CFR 351.225(d)(2), within 30 days after the filing of a scope ruling application, if Commerce determines that it intends to address the scope issue raised in the application in another segment of the proceeding (such as a circumvention inquiry under 19 CFR 351.226 or a covered merchandise inquiry under 19 CFR 351.227), it will notify the applicant that it will not initiate a scope inquiry, but will instead determine if the product is covered by the scope at issue in that alternative segment.

<sup>6</sup> See *Notice of Clarification: Application of "Next Business Day" Rule for Administrative Determination Deadlines Pursuant to the Tariff Act of 1930, As Amended*, 70 FR 24533 (May 10, 2005).

<sup>7</sup> This structure maintains the intent of the applicable regulation, 19 CFR 351.225(d)(1), to allow day 30 and day 31 to be separate business days.

file an entry of appearance in accordance with 19 CFR 351.103(d)(1) and 19 CFR 351.225(n)(4). Interested parties are advised to refer to the case segment in ACCESS as well as 19 CFR 351.225(f) for further information on the scope inquiry procedures, including the timelines for the submission of comments.

Please note that this notice of scope ruling applications filed in AD and CVD proceedings may be published before any potential initiation, or after the initiation, of a given scope inquiry based on a scope ruling application identified in this notice. Therefore, please refer to the case segment on ACCESS to determine whether a scope ruling application has been accepted or rejected and whether a scope inquiry has been initiated.

Interested parties who wish to be served scope ruling applications for a particular AD or CVD order may file a request to be included on the annual inquiry service list during the anniversary month of the publication of the AD or CVD order in accordance with 19 CFR 351.225(n) and Commerce's procedures.<sup>8</sup>

Interested parties are invited to comment on the completeness of this monthly list of scope ruling applications received by Commerce. Any comments should be submitted to Scot Fullerton, Acting Deputy Assistant Secretary for AD/CVD Operations, Enforcement and Compliance, International Trade Administration, via email to [CommerceCLU@trade.gov](mailto:CommerceCLU@trade.gov).

This notice of scope ruling applications filed in AD and CVD proceedings is published in accordance with 19 CFR 351.225(d)(3).

Dated: July 3, 2024.

**Scot Fullerton,**

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

[FR Doc. 2024-15101 Filed 7-9-24; 8:45 am]

**BILLING CODE 3510-DS-P**

<sup>8</sup> See *Scope Ruling Application; Annual Inquiry Service List; and Informational Sessions*, 86 FR 53205 (September 27, 2021).

**DEPARTMENT OF COMMERCE**

**International Trade Administration**

[A-533-840]

**Certain Frozen Warmwater Shrimp From India: Final Results of Antidumping Duty Administrative Review; 2022-2023**

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

**SUMMARY:** The U.S. 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 (NV) during the period of review (POR) February 1, 2022, through January 31, 2023.

**DATES:** Applicable July 10, 2024.

**FOR FURTHER INFORMATION CONTACT:** Ashley Cossaart, AD/CVD Operations, Office IX, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-0462.

**SUPPLEMENTARY INFORMATION:**

**Background**

On March 5, 2024, Commerce published the *Preliminary Results* and invited comments from interested parties.<sup>1</sup> We received no substantive comments by interested parties regarding our *Preliminary Results*.<sup>2</sup> Accordingly, as the final results remain unchanged from the *Preliminary Results*, there is no decision memorandum accompanying this notice.

Commerce conducted this administrative review in accordance with section 751 of the Tariff Act of 1930, as amended (the Act).

<sup>1</sup> See *Certain Frozen Warmwater Shrimp from India: Preliminary Results of Antidumping Duty Administrative Review and Partial Rescission; 2022-2023*, 89 FR 15821 (March 5, 2024) (*Preliminary Results*), and accompanying Preliminary Decision Memorandum (PDM).

<sup>2</sup> We note that, on April 4, 2024, RSA Marines/Royal Oceans (RSA Marines) submitted a case brief asking Commerce to amend its draft liquidation instructions to include the name of "RSA Marines" as "Importer." See RSA Marines' Letter, "Case Brief of RSA Marines," dated April 4, 2024. We intend to revise the draft liquidation instructions to reflect this change. RSA Marines raised no other comments in its case brief, and we received no other comments from interested parties on the *Preliminary Results*.

**Scope of the Order**<sup>3</sup>

The subject merchandise covered by this *Order* is certain frozen warmwater shrimp.<sup>4</sup>

**Review-Specific Rate for Non-Examined Companies**

The Act and Commerce's regulations do not address the establishment of a rate to be applied to companies not selected for individual examination when Commerce limits its examination in an administrative review pursuant to section 777A(c)(2) of the Act. Generally, Commerce looks to section 735(c)(5) of the Act, which provides instructions for calculating the all-others rate in a market economy investigation, for guidance when calculating the rate for companies which were not selected for individual examination in an administrative review. Under section 735(c)(5)(A) of the Act, the all-others rate is normally "an amount equal to the weighted average of the estimated weighted-average dumping margins established for exporters and producers individually examined, excluding any margins that are zero, *de minimis* (*i.e.*, less than 0.5 percent), or determined entirely on the basis of facts available."

For these final results, because the rate calculated for RSA Marines is zero percent, we have assigned the rate calculated for NK Marine Exports LLP (NK Marine) (*i.e.*, 2.49 percent) to the non-selected companies.

**Final Results of Review**

For these final results, we determine that the following estimated weighted-average dumping margins exist for the respondents for the period February 1, 2022, through January 31, 2023:

Exporter/producer	Weighted-average dumping margin (percent)
NK Marine Exports LLP .....	2.49
RSA Marines; Royal Oceans .....	0.00
Review-Specific Rate for Non-Examined Companies <sup>5</sup> .....	2.49

**Disclosure**

Normally, Commerce will disclose to the parties in a proceeding the calculations performed in connection with the final results of review within five days of any public announcement

<sup>3</sup> See *Notice of Amended Final Determination of Sales at Less Than Fair Value and Antidumping Duty Order: Certain Frozen Warmwater Shrimp from India*, 70 FR 5147 (February 1, 2005) (*Order*).

<sup>4</sup> For a complete description of the scope of the *Order*, see *Preliminary Results* PDM at 3.

<sup>5</sup> The exporters or producers not selected for individual examination are listed in the appendix.