

relying on partial neutral facts available to fill in the missing FOP information.<sup>4</sup> Commerce also modified its calculation for certain invoices regarding section 301 duties.<sup>5</sup> On December 18, 2024, the CIT sustained Commerce's *Final Redetermination*.<sup>6</sup>

#### Timken Notice

In its decision in *Timken*,<sup>7</sup> as clarified by *Diamond Sawblades*,<sup>8</sup> the U.S. Court of Appeals for the Federal Circuit held that, pursuant to sections 516A(c) and (e) of the Tariff Act of 1930, as amended (the Act), Commerce must publish a notice of court decision that is not "in harmony" with a Commerce determination and suspend liquidation of entries pending a "conclusive" court decision. The CIT's December 18, 2024, judgment constitutes a final decision of the CIT that is not in harmony with Commerce's *Final Results*. Thus, this notice is published in fulfillment of the publication requirements of *Timken*.

#### Amended Final Results

Because there is now a final court judgment, Commerce is amending its *Final Results* with respect to Tainai and the margin for non-selected companies as follows:

Producer/exporter	Weighted-average dumping margin (percent)
Shanghai Tainai Bearing Co., Ltd .....	76.58
Hebei Xintai Bearing Forging Co., Ltd .....	76.58
Xinchang Newsun Xintianlong Precision Bearing Manufacturing Co., Ltd	76.58

#### Cash Deposit Requirements

Because Tainai has a superseding cash deposit rate, *i.e.*, there have been final results published in a subsequent administrative review, we will not issue revised cash deposit instructions to U.S. Customs and Border Protection (CBP). This notice will not affect the current cash deposit rate.

With respect to all the non-selected companies that do not have a

<sup>4</sup> See *Final Results of Redetermination Pursuant to Court Remand, Shanghai Tainai Bearing Co., Ltd., et al. v. United States*, Court No. 22-00038, Slip Op. 22-74, dated January 11, 2024 (*Final Redetermination*), at 3-4.

<sup>5</sup> *Id.* at 4.

<sup>6</sup> See *Shanghai Tainai Bearing Co., Ltd., et al. v. United States*, Slip Op. 24-142 (CIT December 18, 2024).

<sup>7</sup> See *Timken Co. v. United States*, 893 F.2d 337 (Fed. Cir. 1990) (*Timken*).

<sup>8</sup> See *Diamond Sawblades Mfrs. Coal. v. United States*, 626 F.3d 1374 (Fed. Cir. 2010) (*Diamond Sawblades*).

superseding cash deposit rate, Commerce will issue revised cash deposit instructions to CBP.

#### Liquidation of Suspended Entries

At this time, Commerce remains enjoined by CIT order from liquidating entries that: were exported by Tainai, Xintai, or Xintianlong, and were entered, or withdrawn from warehouse, for consumption during the period June 1, 2019, through May 31, 2020. These entries will remain enjoined pursuant to the terms of the injunction during the pendency of any appeals process.

In the event the CIT's ruling is not appealed, or, if appealed, upheld by a final and conclusive court decision, Commerce intends to instruct CBP to assess antidumping duties on unliquidated entries of subject merchandise exported by Tainai, Xintai, or Xintianlong, in accordance with 19 CFR 351.212(b), at the rates identified above.

#### Notification to Interested Parties

This notice is issued and published in accordance with sections 516A(c) and (e), and 777(i)(1) of the Act.

Dated: December 23, 2024.

#### Abdelali Elouaradia,

*Deputy Assistant Secretary for Enforcement and Compliance.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-910, C-570-911]

#### Circular Welded Carbon-Quality Steel Pipe From the People's Republic of China: Continuation of Antidumping and Countervailing Duty Orders

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

**SUMMARY:** As a result of the determinations by the U.S. Department of Commerce (Commerce) and the U.S. International Trade Commission (ITC) that revocation of the antidumping duty (AD) and countervailing duty (CVD) orders on circular welded carbon-quality steel pipe (CWP) from the People's Republic of China (China) would likely lead to continuation or recurrence of dumping, countervailable subsidies, and material injury to an industry in the United States, Commerce is publishing this notice of continuation of these AD and CVD orders.

**DATES:** Applicable December 17, 2024.

#### FOR FURTHER INFORMATION CONTACT:

Howard Smith, AD/CVD Operations, Office IV, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-5193.

#### SUPPLEMENTARY INFORMATION:

#### Background

On July 22, 2008, Commerce published in the **Federal Register** the AD and CVD orders on CWP from China.<sup>1</sup> On May 1, 2024, the ITC instituted,<sup>2</sup> and Commerce initiated,<sup>3</sup> the third sunset review of the *Orders*, pursuant to section 751(c) of the Tariff Act of 1930, as amended (the Act). As a result of its review, Commerce determined that revocation of the *CVD Order* would likely lead to the continuation or recurrence of countervailable subsidies and notified the ITC of the magnitude of the subsidy rates likely to prevail were the order revoked,<sup>4</sup> and Commerce determined that revocation of the *AD Order* would likely lead to continuation or recurrence of dumping, and therefore, notified the ITC of the magnitude of the margins of dumping rates likely to prevail should the *Order* be revoked.<sup>5</sup>

On December 17, 2024, the ITC published its determination, pursuant to sections 751(c) and 752(a) of the Act, that revocation of the *Orders* would likely lead to continuation or recurrence of material injury to an industry in the United States within a reasonably foreseeable time.<sup>6</sup>

#### Scope of the Orders

The merchandise subject of these *Orders* are certain welded carbon quality steel pipes and tubes. See the

<sup>1</sup> See *Circular Welded Carbon Quality Steel Pipe from the People's Republic of China: Notice of Amended Final Affirmative Countervailing Duty Determination and Notice of Countervailing Duty Order*, 73 FR 42545 (July 22, 2008) (*CVD Order*); *Notice of Antidumping Duty Order: Circular Welded Carbon Quality Steel Pipe from the People's Republic of China*, 73 FR 42547 (July 22, 2008) (*AD Order*) (collectively, *Orders*).

<sup>2</sup> See *Circular Welded Carbon-Quality Steel Pipe from China; Institution of Five-Year Review*, 89 FR 35244 (May 1, 2024).

<sup>3</sup> See *Initiation of Five-Year (Sunset) Reviews*, 89 FR 35073 (May 1, 2024).

<sup>4</sup> See *Circular Welded Carbon Quality Steel Pipe from the People's Republic of China: Final Results of the Expedited Third Sunset Review of the Countervailing Duty Order*, 89 FR 73064 (September 9, 2024), and accompanying Issues and Decision Memorandum (IDM).

<sup>5</sup> See *Circular Welded Carbon-Quality Steel Pipe from the People's Republic of China: Final Results of the Expedited Third Sunset Review of the Antidumping Duty Order*, 89 FR 73632 (September 11, 2024), and accompanying IDM.

<sup>6</sup> See *Circular Welded Carbon-Quality Steel Pipe from China Determination*, 89 FR 102163 (December 17, 2024) (*ITC Final Determination*).

appendix to this notice for the full scope of the *Orders*.

### Continuation of the Orders on CWP From China

As a result of the determinations by Commerce and the ITC that revocation of the *Orders* would likely lead to continuation or recurrence of dumping, countervailable subsidies, and material injury to an industry in the United States, pursuant to section 751(d)(2) of the Act and 19 CFR 351.218(a), Commerce hereby orders the continuation of the *Orders*. U.S. Customs and Border Protection will continue to collect AD and CVD cash deposits at the rates in effect at the time of entry for all imports of subject merchandise. The effective date of the continuation of the *Orders* will be December 17, 2024.<sup>7</sup> Pursuant to section 751(c)(2) of the Act and 19 CFR 351.218(c)(2), Commerce intends to initiate the next sunset review of the *Orders* not later than 30 days prior to the fifth anniversary of the effective date of this continuation.

### Administrative Protective Order (APO)

This notice also serves as the only reminder to parties subject to an APO of their responsibility concerning the return, destruction, or conversion to judicial protective order of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3). Timely written notification of the return or destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with this request is a violation of the APO which may be subject to sanctions.

### Notification to Interested Parties

These sunset reviews and notice are in accordance with sections 751(c) and 751(d)(2) of the Act and this notice is published pursuant to section 777(i)(1) of the Act and 19 CFR 351.218(f)(4).

Dated: December 23, 2024.

**Abdelali Elouaradia,**

*Deputy Assistant Secretary for Enforcement and Compliance.*

### Appendix

The merchandise subject of these *Orders* are certain welded carbon quality steel pipes and tubes, of circular cross-section, and with an outside diameter of 0.372 inches (9.45 mm) or more, but not more than 16 inches (406.4 mm), whether or not stenciled, regardless of wall thickness, surface finish (e.g., black, galvanized, or painted), end finish (e.g., plain end, beveled end, grooved, threaded, or threaded and coupled), or industry specification (e.g., ASTM, proprietary, or other), generally known as

standard pipe and structural pipe (they may also be referred to as circular, structural, or mechanical tubing).

Specifically, the term “carbon quality” includes products in which (a) iron predominates, by weight, over each of the other contained elements; (b) the carbon content is 2 percent or less, by weight; and (c) none of the elements listed below exceeds the quantity, by weight, as indicated: (i) 1.80 percent of manganese; (ii) 2.25 percent of silicon; (iii) 1.00 percent of copper; (iv) 0.50 percent of aluminum; (v) 1.25 percent of chromium; (vi) 0.30 percent of cobalt; (vii) 0.40 percent of lead; (viii) 1.25 percent of nickel; (ix) 0.30 percent of tungsten; (x) 0.15 percent of molybdenum; (xi) 0.10 percent of niobium; (xii) 0.41 percent of titanium; (xiii) 0.15 percent of vanadium; or (xiv) 0.15 percent of zirconium.

Standard pipe is made primarily to American Society for Testing and Materials (ASTM) specifications but can be made to other specifications. Standard pipe is made primarily to ASTM specifications A-53, A-135, and A-795. Structural pipe is made primarily to ASTM specifications A-252 and A-500. Standard and structural pipe may also be produced to proprietary specifications rather than to industry specifications. This is often the case, for example, with fence tubing. Pipe multiple stenciled to a standard and/or structural specification and to any other specification, such as the American Petroleum Institute (API) API-5L specification, is also covered by the scope of the *Orders* when it meets the physical description set forth above and also has one or more of the following characteristics: is 32 feet in length or less; is less than 2.0 inches (50 mm) in outside diameter; has a galvanized and/or painted surface finish; or has a threaded and/or coupled end finish. (The term “painted” does not include coatings to inhibit rust in transit, such as varnish, but includes coatings such as polyester.)

The scope of these *Orders* does not include: (a) pipe suitable for use in boilers, superheaters, heat exchangers, condensers, refining furnaces and feedwater heaters, whether or not cold drawn; (b) mechanical tubing, whether or not cold-drawn; (c) finished electrical conduit; (d) finished scaffolding; (e) tube and pipe hollows for redrawing; (f) oil country tubular goods produced to API specifications; and (g) line pipe produced to only API specifications.

The pipe products that are the subject of these *Orders* are currently classifiable in Harmonized Tariff Schedule of the United States (HTSUS) statistical reporting numbers 7306.30.10.00, 7306.30.50.25, 7306.30.50.32, 7306.30.50.40, 7306.30.50.55, 7306.30.50.85, 7306.30.50.90, 7306.50.10.00, 7306.50.50.50, 7306.50.50.70, 7306.19.10.10, 7306.19.10.50, 7306.19.51.10, and 7306.19.51.50. However, the product description, and not the HTSUS classification, is dispositive of whether merchandise imported into the United States falls within the scope of the *Orders*.

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## DEPARTMENT OF COMMERCE

### International Trade Administration

#### Notice of Opportunity To Request Administrative Review; Correction

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

**ACTION:** Notice; correction.

**SUMMARY:** The U.S. Department of Commerce (Commerce) published a notice of opportunity to request administrative reviews of orders, findings, or suspended investigations with November anniversary dates in the **Federal Register** of November 1, 2024. Commerce inadvertently omitted the antidumping duty order on Certain Cut-to-Length Carbon Steel Plate (A-570-849) from the People’s Republic of China, and the period of review for that order of 11/1/2023–10/31/2024 from that notice.

**FOR FURTHER INFORMATION CONTACT:** Brenda E. Brown, Office of 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) 482-4735.

#### SUPPLEMENTARY INFORMATION:

##### Background

On November 1, 2024, Commerce published in the **Federal Register** the *November Opportunity Notice*.<sup>1</sup> In that notice, Commerce inadvertently omitted the antidumping duty order on Certain Cut-to-Length Carbon Steel Plate (A-570-849) from the People’s Republic of China, and the period of review for that order of 11/1/2023–10/31/2024 from that notice.

##### Correction

In the **Federal Register** of November 1, 2024, in FR Doc 2024–87338, on page 87339, correct the table under “Antidumping Duty Proceedings” for “The People’s Republic of China,” to add the antidumping duty order on Certain Cut-to-Length Carbon Steel Plate (A-570-849) from the People’s Republic of China, and the period of review for that order of 11/1/2023–10/31/2024.<sup>2</sup>

We are hereby notifying interested parties that not later than 30 days after the date of publication of this correction notice, they may request an

<sup>1</sup> See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity To Request Administrative Review*, 89 FR 87338 (November 1, 2024) (*November Opportunity Notice*).

<sup>2</sup> *Id.*

<sup>7</sup> See *ITC Final Determination*.