

to the non-individually examined respondents is 7.22 percent.<sup>10</sup>

### Disclosure

The Department intends to disclose the calculations performed for these final results of review within five days of the date of publication of this notice in the **Federal Register**, in accordance with 19 CFR 351.224(b).

### Assessment Rates

The Department shall determine and Customs and Border Protection (CBP) shall assess antidumping duties on all appropriate entries.<sup>11</sup> The Department calculated importer-specific ad valorem antidumping duty assessment rates by aggregating the total amount of dumping calculated for the examined sales of each importer and dividing each of these amounts by the total entered value associated with those sales. The Department will instruct CBP to assess antidumping duties on all appropriate entries covered by this review where an importer-specific assessment rate is not zero or de minimis. Pursuant to the *Final Modification for Reviews*, we will instruct CBP to liquidate without regard to antidumping duties any entries for which the importer-specific assessment rate is zero or de minimis. Additionally, because the Department determined that Agir Haddecilik A.S. had no shipments of the subject merchandise, any suspended entries that entered under the company's case numbers (*i.e.*, at the company's rate) will be liquidated at the all-others rate effective during the period of review, consistent with the Department's practice.

### Cash Deposit Requirements

The following cash deposit requirements will be effective upon publication of the notice of final results of administrative review for all shipments of subject merchandise entered, or withdrawn from warehouse, for consumption on or after the publication of the final results of this administrative review, as provided by section 751(a)(2)(C) of the Act: (1) The

cash deposit rate for respondents noted above will be the rate established in the final results of this administrative review; (2) for previously reviewed or investigated companies not listed above, the cash deposit rate will continue to be the company-specific rate published for the most recent period; (3) if the exporter is not a firm covered in this review, a prior review, or the original investigation, but the producer is, the cash deposit rate will be the rate established for the most recent period for the producer of the merchandise; and (4) the cash deposit rate for all other producers or exporters will continue to be 27.04 percent, the all-others rate established in the investigation.<sup>12</sup> These cash deposit requirements, when imposed, shall remain in effect until further notice.

### Notification to Importers Regarding the Reimbursement of Duties

This notice also serves as a final reminder to importers of their responsibility under 19 CFR 351.402(f)(2) 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 Department's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of double antidumping duties.

### Notification Regarding Administrative Protective Orders (APO)

This notice also serves as a reminder to parties subject to APO of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3), which continues to govern business proprietary information in this segment of the proceeding. Timely written notification of the return or destruction of APO materials, or conversion to judicial protective order, is hereby requested. Failure to comply with the regulations and terms of an APO is a violation which is subject to sanction.

This notice of the final results of this antidumping duty administrative review is issued and published in accordance with sections 751(a)(1) and 777(i) of the Act and 19 CFR 351.213 and 19 CFR 351.221(b)(5).

<sup>12</sup> See *Notice of Final Determination of Sales at Less Than Fair Value: Light-Walled Rectangular Pipe and Tube from Turkey*, 73 FR 19814 (April 11, 2008).

Dated: October 4, 2017.

**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.*

### Appendix

#### List of Topics Discussed in the Issues and Decision Memorandum

##### Summary

##### Scope of the Order

##### Discussion of the Issues

##### I. General Issues

Comment 1: Cash Deposit Instructions

Comment 2: Assessment of Antidumping Duties

##### II. Company Specific Issues

Agir Haddecilik A.S.

Comment 3: Finding of No Shipments

*CINAR Boru Profil Sanayi ve Ticaret A.S.*

Comment 4: Certificate of Service

Comment 5: Duty Drawback Adjustment

Comment 6: Product Characteristic

Modification

Comment 7: Home Market and Margin SAS

Program Date Parameters

Comment 8: U.S. Brokerage and Handling (B&H) Expenses

*Noksel Celik Boru Sanayi A.S.*

Comment 9: Duty Drawback Adjustment

Comment 10: Imputed Home Market Credit Expenses

Comment 11: Inclusion of Certain Sales

Outside of the POR

Comment 12: Application of AFA to a U.S. Sale

Comment 13: Application of AFA Based on CBP Entry Data

##### Recommendation

[FR Doc. 2017-22072 Filed 10-11-17; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[C-489-502]

#### Circular Welded Carbon Steel Pipes and Tubes From Turkey: Final Results of Countervailing Duty Administrative Review; Calendar Year 2015

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

**SUMMARY:** The Department of Commerce (the Department) has completed the administrative review of the countervailing duty (CVD) order on circular welded carbon steel pipes and tubes (pipes and tubes) from Turkey for the January 1, 2015, through December 31, 2015, period of review (POR) in accordance with section 751(a) of the Tariff Act of 1930, as amended (the Act). This review covers multiple exporters/producers, two of which are being individually examined as mandatory respondents. We have determined that

<sup>10</sup> See Memorandum from Jonathan Hill, International Trade Compliance Analyst, AD/CVD Operations, Office IV, Enforcement and Compliance to The File "Final Results of the 2015-2016 Antidumping Duty Administrative Review of Light-Walled Rectangular Pipe and Tube from Turkey: Calculation of the Rate for Respondents Not Selected for Individual Examination," dated concurrently with this notice.

<sup>11</sup> In these final results, the Department applied the assessment rate calculation method adopted in *Antidumping Proceedings: Calculation of the Weighted-Average Dumping Margin and Assessment Rate in Certain Antidumping Proceedings: Final Modification*, 77 FR 8101 (February 14, 2012) (*Final Modification for Reviews*).

the net subsidy rate for Borusan Holding, A.S. (Borusan Holding), Borusan Mannesmann Boru Sanayi ve Ticaret A.S. (Borusan), and Borusan Istikbal Ticaret T.A.S. (Istikbal) (collectively, the Borusan Companies), is 0.49 percent *ad valorem*. We have determined that the net subsidy rate for Toscelik Profil ve Sac Endustrisi A.S. (Toscelik Profil), Tosyali dis Ticaret A.S. (Tosyali) and Tosyali Holding (Tosyali) (collectively, the Toscelik Companies), is 6.64 percent *ad valorem*.

Further, in these final results, we have applied the net subsidy rate calculated for the Toscelik Companies to the following four respondents not subject to individual examination: Erbosan Erciyas Boru Sanayi ve Ticaret A.S. (Erbosan), Umran Celik Born Sanayii A.S. (also known as Umran Steel Pipe Inc.) (Umran), Guven Steel Pipe (also known as Guven Celik Born San. Ve Tic. Ltd.) (Guven), and Yucel Boru ye Profil Endustrisi A.S., Yucelboru Ihracat Ithalat ye Pazarlama A.S., and Cayirova Boru Sanayi ye Ticaret A.S. (collectively, hereinafter, the Yucel Companies).

**DATES:** Applicable October 12, 2017.

**FOR FURTHER INFORMATION CONTACT:** Patricia Tran (the Toscelik Companies) at 202-482-1503, or Jolanta Lawska (the Borusan Companies) at 202-482-8362, AD/CVD Operations, Office III, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230.

#### Scope of Order

The products covered by this order are certain welded carbon steel pipe and

tube with an outside diameter of 0.375 inch or more, but not over 16 inches, of any wall thickness (pipe and tube) from Turkey. These products are currently classifiable under the Harmonized Tariff Schedule of the United States (HTSUS) subheadings as 7306.30.10, 7306.30.50, and 7306.90.10. Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the merchandise is dispositive.

#### Analysis of Comments Received

All issues raised in interested parties' briefs are addressed in the Issues and Decision Memorandum.<sup>1</sup> A list of the issues raised by interested parties and to which we responded in the Issues and Decision Memorandum is provided in the Appendix to this notice. The Issues and Decision Memorandum is a public document and is on file electronically via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS). ACCESS is available to registered users at <https://access.trade.gov>, and is available to all parties in the Central Records Unit, room B8024 of the main Commerce building. In addition, a complete version of the Issues and Decision Memorandum can be accessed directly at <http://enforcement.trade.gov/frn/index.html>. The signed Issues and Decision Memorandum and the electronic versions of the Issues and Decision Memorandum are identical in content.

#### Methodology

The Department conducted this review in accordance with section

751(a)(1)(A) of the Act. For each of the subsidy programs found countervailable during the POR, we determine that there is a subsidy, *i.e.*, a government-provided financial contribution that confers a benefit to the recipient, and that the subsidy is specific.<sup>2</sup> For a complete description of the methodology underlying all of the Department's conclusions, see the Issues and Decision Memorandum.

#### Final Results of Review

In accordance with 19 CFR 351.221(b)(5), we calculated an individual subsidy rate for the mandatory respondents, the Borusan Companies and the Toscelik Companies. The subsidy rate calculated for the Borusan Companies is *de minimis*. As discussed in the accompanying Issues and Decision Memorandum, it is the Department's practice to calculate a rate for companies that are not individually examined by averaging the weighted-average net subsidy rates for the individually-reviewed companies, excluding rates that are zero, *de minimis*, or based entirely on facts available. Because only the Toscelik Companies received an above-*de minimis* net subsidy rate, and this rate is not based entirely on facts available, for the companies for which a review was requested that were not individually examined as mandatory respondents, *i.e.*, Erbosan, Guven, Umran, and the Yucel Companies, we assigned the subsidy rate calculated for the Toscelik Companies. As a result of this review, we determine the listed net subsidy rates for January 1, 2015, through December 31, 2015:

Company	Net subsidy rate (percent)
Borusan Group, Borusan Holding, A.S. (Borusan Holding), Borusan Mannesmann Boru Sanayi ve Ticaret A.S. (Borusan), Borusan Istikbal Ticaret T.A.S. (Istikbal), (collectively, the Borusan Companies) .....	* 0.49
Toscelik Profil ve Sac Endustrisi A.S. (Toscelik Profil), Toscelik Metal Ticaret AS., and Tosyali Dis Ticaret AS. (Tosyali) (collectively, the Toscelik Companies) .....	6.64
Guven Steel Pipe (also known as Guven Celik Born San. Ve Tic. Ltd.) (Guven) <sup>3</sup> .....	6.64
Umran Celik Born Sanayii A.S. (also known as Umran Steel Pipe Inc.) (Umran) <sup>4</sup> .....	6.64
Erbosan Erciyas Boru Sanayi ve Ticaret A.S. (Erbosan) .....	6.64
Yucel Boru ye Profil Endustrisi A.S., Yucelboru Ihracat Ithalat ye Pazarlama A.S. and Cayirova Boru Sanayi ye Ticaret A.S. (collectively, the Yucel Companies) <sup>5</sup> .....	6.64

\* (*de minimis*).

<sup>1</sup> See Memorandum to 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, "Decision Memorandum for Final Results of Countervailing Duty (CVD) Administrative Review: Circular Welded Carbon Steel Pipes and Tubes from

Turkey," dated concurrently with and hereby adopted by these final results (Issues and Decision Memorandum).

<sup>2</sup> See sections 771(5)(B) and (D) of the Act regarding financial contribution; section 771(5)(E) of the Act regarding benefit; and section 771(5A) of the Act regarding specificity.

<sup>3</sup> See *Circular Welded Carbon Steel Pipes and Tubes from Turkey: Final Results of Countervailing Duty Administrative Review; Calendar Year 2013 and Rescission of Countervailing Duty Administrative Review*, in Part, 80 FR 61361 (October 13, 2015).

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

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

## Disclosure

We will disclose to the parties in this proceeding the calculations performed for these final results within five days of the date of publication of this notice in the **Federal Register**.<sup>6</sup>

## Assessment Rates

In accordance with 19 CFR 351.212(b)(2), the Department intends to issue assessment instructions to U.S. Customs and Border Protection (CBP) 15 days after the date of publication of these final results of review to liquidate shipments of subject merchandise entered, or withdrawn from warehouse, for consumption on or after January 1, 2015, through December 31, 2015. Concerning the Borusan Companies, the Department intends to issue assessment instructions to CBP to liquidate shipments of subject merchandise entered, or withdrawn from warehouse, for consumption on or after January 1, 2015, through December 31, 2015, without regard to countervailing duties.

## Cash Deposits

In accordance with section 751(a)(1) of the Act, we intend to instruct CBP to collect cash deposits of estimated countervailing duties in the amounts shown for each of the respective companies listed above, except if the rate calculated in these final results is zero or *de minimis*, no cash deposit will be required. These cash deposit requirements, effective upon publication of these final results, shall remain in effect until further notice.

## Administrative Protective Order

This notice also serves as a reminder to parties subject to an administrative protective order (APO) of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3), which continues to govern business proprietary information in this segment of proceeding. Timely written notification of the return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and the terms of an APO is a sanctionable violation which is subject to sanction.

These final results are issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Act.

Dated: October 4, 2017.

**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.*

## Appendix

- I. Summary
- II. Background
- III. List of Comments
- IV. Scope of the Order
- V. Subsidies Valuation Information
  - A. Allocation Period
  - B. Attribution of Subsidies
  - C. Loan Benchmark and Discount Interest Rates
- VI. Non-Selected Rate
- VII. Analysis of Programs
  - A. Programs Determined To Be Countervailable
    1. Deduction From Taxable Income for Export Revenue
    2. Short-Term Pre-Shipment Rediscount Program
    3. Provision of Hot-Rolled Steel (HRS) for Less Than Adequate Remuneration (LTAR)
    4. Inward Processing Certificate Exemption
    5. Law 6486: Social Security Premium Incentive
    6. Law 5084: Allocation of Free Land and Purchase of Land for LTAR
    7. Export Financing: Export-Oriented Working Capital Program
  - B. Programs Found Not to Confer Countervailable Benefits
  - C. Programs Determined to Not Be Used
- VIII. Analysis of Comments
 

Comment 1: Attribution of the Tosçelik Companies' Subsidy Benefits

Comment 2: Short-Term Loan Benchmark

Comment 3: Calculation of Benchmark Used To Measure Whether Tosçelik Purchased Hot-Rolled Steel (HRS) for Less Than Adequate Remuneration (LTAR)

Comment 4: Whether the HRS Benchmark From the Preliminary Results Contains HRS Purchases That Are Not Comparable to the HRS Purchased From Erdemir

Comment 5: Erbosan's Clarification of its No Shipment Certification

Comment 6: Correct Clerical Error in HRS Benchmark
- IX. Recommendation

[FR Doc. 2017-22069 Filed 10-11-17; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-053]

### Certain Aluminum Foil From the People's Republic of China: Deferral of Preliminary Determination of the Less-Than-Fair-Value Investigation

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

**DATES:** Applicable October 12, 2017.

**FOR FURTHER INFORMATION CONTACT:** Erin Kearney at (202) 482-0167, AD/CVD Operations, Enforcement and Compliance, International Trade Administration, Department of Commerce, 1401 Constitution Avenue NW., Washington, DC 20230.

## SUPPLEMENTARY INFORMATION:

### Background

On March 30, 2017, the Department of Commerce (the Department) initiated an antidumping duty investigation concerning imports of certain aluminum foil from the People's Republic of China (PRC).<sup>1</sup> On April 3, 2017, as part of the investigation of certain aluminum foil from the PRC, the Department initiated an inquiry into the status of the PRC as a nonmarket economy (NME) country, pursuant to section 771(18)(C)(ii) of the Tariff Act of 1930, as amended (the Act).<sup>2</sup>

The *Initiation Notice* stated that the Department, in accordance with section 733(b)(1)(A) of the Act and 19 CFR 351.205(b)(1), would issue its preliminary determination in this investigation no later than 140 days after the date of the initiation, unless postponed.<sup>3</sup> On August 1, 2017, the Department postponed the deadline for the preliminary determination of this investigation by 50 days, until October 4, 2017, in accordance with section 733(c)(1)(A) of the Act and 19 CFR 351.205(b)(2).<sup>4</sup>

### Deferral of Preliminary Determination

In the *NME Inquiry Initiation Notice*, the Department solicited comments and information from interested parties and announced its intention to issue its final determination regarding the PRC's NME status prior to the issuance of the Department's preliminary determination in the less-than-fair-value investigation.<sup>5</sup> To fully consider all information relevant to the inquiry into the status of the PRC as a NME country and issue a final determination, the Department requires additional time

<sup>1</sup> See *Certain Aluminum Foil from the People's Republic of China: Initiation of Less-Than-Fair-Value Investigation*, 82 FR 15691 (March 30, 2017) (*Initiation Notice*).

<sup>2</sup> See *Certain Aluminum Foil from the People's Republic of China: Notice of Initiation of Inquiry into the Status of the People's Republic of China as a Nonmarket Economy Country Under the Antidumping and Countervailing Duty Laws*, 82 FR 16162 (April 3, 2017) (*NME Inquiry Initiation Notice*).

<sup>3</sup> See *Initiation Notice*, 82 FR at 15695.

<sup>4</sup> See *Certain Aluminum Foil from the People's Republic of China: Postponement of Preliminary Determination of the Less-Than-Fair-Value Investigation*, 82 FR 35753 (August 1, 2017).

<sup>5</sup> See *NME Inquiry Initiation Notice*, 82 FR at 16163.

<sup>6</sup> See 19 CFR 351.224(b).