

Dated: February 28, 2023.

**Abdelali Elouaradia,**

*Deputy Assistant Secretary for Enforcement and Compliance.*

## Appendix I

### List of Topics Discussed in the Preliminary Decision Memorandum

- I. Summary
- II. Background
- III. Period of Review
- IV. Scope of the Order
- V. Selection of Respondent
- VI. Partial Rescission of Review
- VII. Discussion of the Methodology
- VIII. Recommendation

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-475-828; A-557-809; A-565-801]

### Stainless Steel Butt-Weld Pipe Fittings From Italy, Malaysia, and the Philippines: Final Results of the Expedited Fourth Sunset Review of the Antidumping Duty Orders

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

**SUMMARY:** As a result of these expedited sunset reviews, the Department of Commerce (Commerce) finds that revocation of the antidumping (AD) duty orders on stainless steel butt-weld pipe fittings from Italy, Malaysia, and the Philippines would be likely to lead to continuation or recurrence of dumping at the levels indicated in the “Final Results of Sunset Review” section of this notice.

**DATES:** Applicable March 7, 2023.

#### FOR FURTHER INFORMATION CONTACT:

Emily Bradshaw, AD/CVD Operations, Office VI, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; (202) 482-4732 respectively.

#### SUPPLEMENTARY INFORMATION:

#### Background

On November 1, 2022, Commerce published the notice of initiation of the fourth sunset reviews of the *Orders*,<sup>1</sup> pursuant to section 751(c) of the Tariff Act of 1930, as amended (the Act).<sup>2</sup> After the date of publication of the *Initiation Notice*, Commerce received a

<sup>1</sup> See *Antidumping Duty Orders: Stainless Steel Butt-Weld Pipe Fittings from Italy, Malaysia, and the Philippines*, 66 FR 11257 (February 23, 2001) (collectively, *Orders*).

<sup>2</sup> See *Initiation of Five-Year (Sunset) Review*, 87 FR 65746 (November 1, 2022) (*Initiation Notice*).

notice of intent to participate from Core Pipe Products, Inc.<sup>3</sup> within the deadline specified in 19 CFR 351.218(d)(1)(i). Core Pipe Products, Inc. (the domestic interested party) claimed interested party status under section 771(9)(C) of the Act as a domestic producer engaged in the production in the United States of stainless steel butt-weld pipe fittings.

Commerce received a substantive response from the domestic interested party within the 30-day deadline specified in 19 CFR 351.218(d)(3)(i).<sup>4</sup> We did not receive a substantive response from any other interested party in these proceedings, and no party requested a hearing.

On December 20, 2022, Commerce notified the U.S. International Trade Commission that it did not receive an adequate substantive response from respondent interested parties.<sup>5</sup> As a result, pursuant to section 751(c)(3)(B) of the Act and 19 CFR 351.218(e)(1)(ii)(C)(2), Commerce conducted expedited (120-day) sunset reviews of these *Orders*.

#### Scope of the Orders

The products covered by these *Orders* are stainless steel butt-weld pipe fittings. For a complete description of the scope of these orders, see the Issues and Decision Memorandum.<sup>6</sup>

#### Analysis of Comments Received

All issues raised in these sunset reviews are addressed in the Issues and Decision Memorandum, including the likelihood of continuation or recurrence of dumping and the magnitude of the margins of dumping likely to prevail if the *Orders* were revoked.<sup>7</sup> The Issues and Decision Memorandum is a public document and is on file electronically via Enforcement and Compliance’s

<sup>3</sup> See Domestic Interested Party’s Letter, “Notice of Intent To Participate,” dated November 16, 2022.

<sup>4</sup> See Domestic Interested Party’s Letters, “Stainless Steel Butt-Weld Pipe Fittings From Italy—Domestic Interested Party’s Substantive Response to Notice of Initiation” dated December 1, 2022 (Italy Substantive Response); “Stainless Steel Butt-Weld Pipe Fittings From Malaysia—Domestic Interested Party’s Substantive Response to Notice of Initiation” dated December 1, 2022 (Malaysia Substantive Response); “Stainless Steel Butt-Weld Pipe Fittings From the Philippines—Domestic Interested Party’s Substantive Response to Notice of Initiation,” dated December 1, 2022 (Philippines Substantive Response) (collectively, Substantive Response).

<sup>5</sup> See Commerce’s Letter, “Sunset Reviews Initiated on November 1, 2022,” dated December 20, 2022.

<sup>6</sup> See Memorandum, “Issues and Decision Memorandum for the Expedited Sunset Review of the Antidumping Duty Orders on Stainless Steel Butt-Weld Pipe Fittings from Italy, Malaysia and the Philippines,” dated concurrently with, and hereby adopted by, this notice (Issues and Decision Memorandum).

<sup>7</sup> *Id.*

Antidumping and Countervailing Duty Centralized Electronic Services System (ACCESS). ACCESS is available to registered users at <https://access.trade.gov>. In addition, a complete version of the Issues and Decision Memorandum can be accessed directly at <https://access.trade.gov/public/FRNoticesListLayout.aspx>.

#### Final Results of Sunset Reviews

Pursuant to sections 751(c)(1) and 752(b) of the Act, Commerce determines that revocation of the *Orders* would be likely to lead to the continuation or recurrence of dumping, and that the magnitude of the margins of dumping likely to prevail would be weighted-average margins of up to the following percentages:

Country	Weighted-average dumping margin (percent)
Italy .....	26.59
Malaysia .....	7.51
Philippines .....	33.81

#### Administrative Protective Order

This notice serves as the only reminder to parties subject to administrative protective order (APO) of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a). Timely written notification of the 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.

#### Notification to Interested Parties

We are issuing and publishing this notice in accordance with sections 751(c), 752(b), and 777(i)(1) of the Act.

Dated: March 1, 2023.

**Abdelali Elouaradia,**

*Deputy Assistant Secretary for Enforcement and Compliance.*

## Appendix

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

- I. Summary
- II. Background
- III. Scope of the Orders
- IV. History of the Orders
- V. Legal Framework
- VI. Discussion of the Issues
  1. Likelihood of Continuation or Recurrence of Dumping
  2. Magnitude of Dumping Margin Likely To Prevail

## VII. Recommendation

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## DEPARTMENT OF COMMERCE

## International Trade Administration

[A-549-822]

**Certain Frozen Warmwater Shrimp From Thailand: Preliminary Results and Partial Rescission of Antidumping Duty Administrative Review; 2021-2022**

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

**SUMMARY:** The U.S. Department of Commerce (Commerce) preliminarily determines that Thai Union Group Public Co., Ltd./Thai Union Seafood Co., Ltd./Pakfood Public Company Limited/Asia Pacific (Thailand) Co., Ltd./Chaophraya Cold Storage Co., Ltd./Okeanos Co., Ltd./Okeanos Food Co., Ltd./Takzin Samut Co., Ltd. (collectively, Thai Union), a producer and exporter subject to this administrative review, did not make sales of subject merchandise at less than normal value during the period of review (POR) February 1, 2021, through January 31, 2022. Additionally, based on timely withdrawal of requests for review, we are rescinding this administrative review with respect to all other companies for which we initiated an administrative review. Interested parties are invited to comment on these preliminary results.

**DATES:** Applicable March 7, 2023.

**FOR FURTHER INFORMATION CONTACT:** Benjamin A. Luberda or Ann Marie Caton, AD/CVD Operations, Office II, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-2185 or (202) 482-2607, respectively.

**SUPPLEMENTARY INFORMATION:****Background**

On April 12, 2022, based on timely requests for review, in accordance with 19 CFR 351.221(c)(1)(i), we initiated an administrative review of the antidumping duty order<sup>1</sup> on certain frozen warmwater shrimp (shrimp) from

<sup>1</sup> See *Notice of Amended Final Determination of Sales at Less Than Fair Value and Antidumping Duty Order: Certain Frozen Warmwater Shrimp from Thailand*, 70 FR 5145 (February 1, 2005) (*Order*).

Thailand.<sup>2</sup> On June 6, 2022, Commerce selected two mandatory respondents for individual examination: (1) Kongphop Frozen Food Co., Ltd.; and (2) Thai Union.<sup>3</sup> On July 7, 2022, the Ad Hoc Shrimp Trade Action Committee (AHSTAC); the American Shrimp Processors Association (ASPA); and Thai Royal Frozen Food Co., Ltd. (Thai Royal) withdrew their requests for an administrative review with respect to every company except Thai Union.<sup>4</sup>

On October 3, 2022, Commerce extended the preliminary results of this review by 120 days, until February 28, 2023.<sup>5</sup> For a complete description of the events that followed the initiation of this review, see the Preliminary Decision Memorandum.<sup>6</sup> A list of topics discussed in the Preliminary Decision Memorandum is included at Appendix I to this notice. The Preliminary 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

<sup>2</sup> See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 87 FR 21619 (April 12, 2022) (*Initiation Notice*).

<sup>3</sup> See Memorandum, "Selection of Respondents for Individual Review," dated June 6, 2022. In the 2012-2013 administrative review, Commerce found that the following companies composed a single entity: Thai Union Frozen Products Public Co. Ltd.; Thai Union Seafood Co., Ltd.; Pakfood Public Company Limited; Asia Pacific (Thailand) Co., Ltd.; Chaophraya Cold Storage Co., Ltd.; Okeanos Co., Ltd.; Okeanos Food Co., Ltd.; Takzin Samut Co., Ltd. See *Certain Frozen Warmwater Shrimp from Thailand: Final Results of Antidumping Duty Administrative Review, Final Determination of No Shipments, and Partial Rescission of Review; 2012-2013*, 79 FR 51306, 51306 (August 28, 2014). Further, on January 5, 2016, Commerce found that Thai Union Group Public Co., Ltd. is the successor-in-interest to Thai Union Frozen Products Public Co., Ltd. See *Notice of Final Results of Antidumping Changes Circumstances Review: Certain Frozen Warmwater Shrimp from Thailand*, 81 FR 222 (January 5, 2016). Therefore, absent information to the contrary, we are treating these companies as a single entity for the purposes of this administrative review.

<sup>4</sup> See ASPA's Letter, "Certain Frozen Warmwater Shrimp from Thailand: American Shrimp Processors Associations' Partial Withdrawal of Review Requests," dated July 6, 2022; and AHSTAC's Letter, "Certain Frozen Warmwater Shrimp from Thailand: Domestic Producers' Partial Withdrawal of Review Requests," dated July 5, 2022; see also Thai Royal's Letter, "Frozen Warmwater Shrimp from Thailand: Withdrawal of Request for Administrative Review," dated July 5, 2022.

<sup>5</sup> See Memorandum, "Extension of Deadline for Preliminary Results of 2021-2022 Antidumping Duty Administrative Review," dated October 3, 2022.

<sup>6</sup> See Memorandum, "Decision Memorandum for the Preliminary Results of the 2021-2022 Administrative Review of the Antidumping Duty Order on Circular Frozen Warmwater Shrimp from Thailand," dated concurrently with, and hereby adopted by, this notice (Preliminary Decision Memorandum).

registered users at <https://access.trade.gov>. In addition, a complete version of the Preliminary Decision Memorandum can be accessed directly at <https://access.trade.gov/public/FRNoticesListLayout.aspx>.

**Partial Rescission**

Pursuant to 19 CFR 351.213(d)(1), Commerce will rescind an administrative review, in whole or in part, if a party who requested the review withdraws the request within 90 days of the date of publication of notice of initiation of the requested review. AHSTAC, ASPA, and Thai Royal timely withdrew their requests for an administrative review with respect to each company listed in the *Initiation Notice*, other than Thai Union. No other party requested a review of these companies. Accordingly, we are rescinding this review, in part, with respect to these companies, pursuant to 19 CFR 351.213(d)(1). The producers and/or exporters for which we are rescinding the administrative review are listed at Appendix II of this notice.

**Scope of the Order**

The merchandise subject to the *Order* is certain warmwater shrimp and prawns, whether frozen, wild-caught (ocean harvested) or farm-raised (produced by aquaculture), head-on or head-off, shell-on or peeled, tail-on or tail-off, deveined or not deveined, cooked or raw, or otherwise processed in frozen form. The frozen warmwater shrimp and prawn products included in the scope of this order, regardless of definitions in the Harmonized Tariff Schedule of the United States (HTSUS), are products which are processed from warmwater shrimp and prawns through freezing and which are sold in any count size. The products subject to the *Order* are currently classifiable in HTSUS subheadings 0306.17.0004, 0306.17.0005, 0306.17.0007, 0306.17.0008, 0307.17.0010, 0306.17.0011, 0306.17.0013, 0306.17.0014, 0306.17.0016, 0306.17.0017, 0306.17.0019, 0306.17.0020, 0306.17.0022, 0306.17.0023, 0306.17.0025, 0306.17.0026, 0306.17.0028, and 0306.17.0029. Although the HTSUS numbers are provided for convenience and for customs purposes, the written product description remains dispositive.<sup>7</sup>

<sup>7</sup> For a complete description of the scope of the *Order*, see Preliminary Decision Memorandum at 4-5.