

DOC case No.	ITC case No.	Country	Product	Department contact
A-337-806 .....	731-TA-948 .....	Chile .....	I Q F Red Raspberries .....	Brandon Farlander (202) 482-0182
A-533-824 .....	731-TA-933 .....	India .....	Polyethylene Terephthalate (PET) Film .....	Dana Mermelstein (202) 482-1391
A-583-837 .....	731-TA-934 .....	Taiwan .....	Polyethylene Terephthalate (PET) Film .....	Dana Mermelstein (202) 482-1391
C-533-825 .....	701-TA-415 .....	India .....	Polyethylene Terephthalate (PET) Film .....	Dana Mermelstein (202) 482-1391

### Suspended Investigations

No Sunset Reviews of suspended investigations are scheduled for initiation in June 2007.

### Filing Information

As a courtesy, we are making information related to Sunset proceedings, including copies of the Department's regulations regarding Sunset Reviews (19 CFR 351.218) and *Sunset Policy Bulletin*, the Department's schedule of Sunset Reviews, case history information (i.e., previous margins, duty absorption determinations, scope language, import volumes), and service lists available to the public on the Department's sunset Internet Web site at the following address: "<http://ia.ita.doc.gov/sunset/>." All submissions in these Sunset Reviews must be filed in accordance with the Department's regulations regarding format, translation, service, and certification of documents. These rules can be found at 19 CFR 351.303.

Pursuant to 19 CFR 351.103(c), the Department 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 the Department in writing within 10 days of the publication of the Notice of Initiation. Because deadlines in Sunset Reviews can be very short, we urge interested parties to apply for access to proprietary information under administrative protective order ("APO") immediately following publication in the **Federal Register** of the notice of initiation of the sunset review. The Department's regulations on submission of proprietary information and eligibility to receive access to business proprietary information under APO can be found at 19 CFR 351.304-306.

### Information Required From Interested Parties

Domestic interested parties (defined in section 771(9)(C), (D), (E), (F), and (G) of the Act and 19 CFR 351.102(b)) wishing to participate in these Sunset Reviews must respond not later than 15 days after the date of publication in the

**Federal Register** of this notice of initiation by filing a notice of intent to participate. The required contents of the notice of intent to participate are set forth at 19 CFR 351.218(d)(1)(ii). In accordance with the Department's regulations, if we do not receive a notice of intent to participate from at least one domestic interested party by the 15-day deadline, the Department will automatically revoke the orders without further review. See 19 CFR 351.218(d)(1)(iii).

For sunset reviews of countervailing duty orders, parties wishing the Department to consider arguments that countervailable subsidy programs have been terminated must include with their substantive responses information and documentation addressing whether the changes to the program were (1) limited to an individual firm or firms and (2) effected by an official act of the government. Further, a party claiming program termination is expected to document that there are no residual benefits under the program and that substitute programs have not been introduced. Cf. 19 CFR 351.526(b) and (d). If a party maintains that any of the subsidies countervailed by the Department were not conferred pursuant to a subsidy program, that party should nevertheless address the applicability of the factors set forth in 19 CFR 351.526(b) and (d). Similarly, parties wishing the Department to consider whether a company's change in ownership has extinguished the benefit from prior non-recurring, allocable, subsidies must include with their substantive responses information and documentation supporting their claim that all or almost all of the company's shares or assets were sold in an arm's length transaction, at a price representing fair market value, as described in the *Notice of Final Modification of Agency Practice Under Section 123 of the Uruguay Round Agreements Act*, 68 FR 37125 (June 23, 2003) ("*Modification Notice*"). See *Modification Notice* for a discussion of the types of information and documentation the Department requires.

If we receive an order-specific notice of intent to participate from a domestic

interested party, the Department's regulations provide that *all parties* wishing to participate in the Sunset Review must file complete substantive responses not later than 30 days after the date of publication in the **Federal Register** of this notice of initiation. The required contents of a substantive response, on an order-specific basis, are set forth at 19 CFR 351.218(d)(3). Note that certain information requirements differ for respondent and domestic parties. Also, note that the Department's information requirements are distinct from the Commission's information requirements. Please consult the Department's regulations for information regarding the Department's conduct of Sunset Reviews.<sup>1</sup> Please consult the Department's regulations at 19 CFR part 351 for definitions of terms and for other general information concerning antidumping and countervailing duty proceedings at the Department.

This notice of initiation is being published in accordance with section 751(c) of the Act and 19 CFR 351.218(c).

Dated: May 24, 2007.

**Stephen J. Claeys,**

*Deputy Assistant Secretary for Import Administration.*

[FR Doc. E7-10472 Filed 5-31-07; 8:45 am]

**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-905]

### Notice of Antidumping Duty Order: Certain Polyester Staple Fiber from the People's Republic of China

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.

<sup>1</sup> In comments made on the interim final sunset regulations, a number of parties stated that the proposed five-day period for rebuttals to substantive responses to a notice of initiation was insufficient. This requirement was retained in the final sunset regulations at 19 CFR 351.218(d)(4). As provided in 19 CFR 351.302(b), however, the Department will consider individual requests for extension of that five-day deadline based upon a showing of good cause.

**SUMMARY:** Based on affirmative final determinations by the Department of Commerce (the “Department”) and the International Trade Commission (“ITC”), the Department is issuing an antidumping duty order on certain polyester staple fiber (“PSF”) from the People’s Republic of China (“PRC”). On May 24, 2007, the ITC notified the Department of its affirmative determination of material injury to a U.S. industry. See *Certain Polyester Staple Fiber from China*, Investigation No. 731–TA–1104 (Final), USITC Publication 3922 (June 2007).

EFFECTIVE DATE: June 1, 2007.

**FOR FURTHER INFORMATION CONTACT:** Michael Holton or Paul Walker, AD/CVD Operations, Office 9, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: (202) 482–1324, or (202) 482–0413, respectively.

**SUPPLEMENTARY INFORMATION:**

**Background**

In accordance with sections 735(d) and 777(i)(1) of the Tariff Act of 1930, as amended (the “Act”), on April 19, 2007, the Department published the *Final Determination of Sales at Less Than Fair Value and Partial Affirmative Determination of Critical Circumstances: Certain Polyester Staple Fiber from the People’s Republic of China*, 72 FR 19690 (April 19, 2007) (“*Final Determination*”).

**Scope of Order**

The merchandise subject to this proceeding is synthetic staple fibers, not carded, combed or otherwise processed for spinning, of polyesters measuring 3.3 decitex (3 denier, inclusive) or more in diameter. This merchandise is cut to lengths varying from one inch (25 mm)

to five inches (127 mm). The subject merchandise may be coated, usually with a silicon or other finish, or not coated. PSF is generally used as stuffing in sleeping bags, mattresses, ski jackets, comforters, cushions, pillows, and furniture.

The following products are excluded from the scope: (1) PSF of less than 3.3 decitex (less than 3 denier) currently classifiable in the Harmonized Tariff Schedule of the United States (“HTSUS”) at subheading 5503.20.0025 and known to the industry as PSF for spinning and generally used in woven and knit applications to produce textile and apparel products; (2) PSF of 10 to 18 denier that are cut to lengths of 6 to 8 inches and that are generally used in the manufacture of carpeting; and (3) low–melt PSF defined as a bi–component fiber with an outer, non–polyester sheath that melts at a significantly lower temperature than its inner polyester core (classified at HTSUS 5503.20.0015).

Certain PSF is classifiable under the HTSUS subheadings 5503.20.0045 and 5503.20.0065. Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the merchandise under the orders is dispositive.

**Antidumping Duty Order**

On May 24, 2007, in accordance with section 735(d) of the Act, the ITC notified the Department of its final determination, pursuant to section 735(b)(1)(A)(i) of the Act, that an industry in the United States is materially injured by reason of less–than–fair–value imports of subject merchandise from the PRC. Therefore, in accordance with section 736(a)(1) of the Act, the Department will direct U.S. Customs and Border Protection (“CBP”) to assess, upon further instruction by

the Department, antidumping duties equal to the amount by which the normal value of the merchandise exceeds the export price (or constructed export price) of the merchandise for all relevant entries of PSF from the PRC. These antidumping duties will be assessed on all unliquidated entries of PSF from the PRC entered, or withdrawn from the warehouse, for consumption on or after December 26, 2006, the date on which the Department published its preliminary determination. See *Preliminary Determination of Sales at Less Than Fair Value and Partial Affirmative Determination of Critical Circumstances: Certain Polyester Staple Fiber from the People’s Republic of China*, 71 FR 77373 (December 26, 2006) (“*Preliminary Determination*”).

With regard to the ITC’s negative critical circumstances determination, we will instruct CBP to lift suspension, release any bond or other security, and refund any cash deposit made to secure the payment of antidumping duties with respect to entries of the merchandise entered, or withdrawn from warehouse, for consumption on or after September 27, 2006, but before December 26, 2006 (i.e., the 90 days prior to the date of publication of the *Preliminary Determination*).

Effective on the date of publication of the ITC’s final affirmative injury determination, CBP, pursuant to section 735(c)(3) of the Act, will require, at the same time as importers would normally deposit estimated duties on this merchandise, a cash deposit equal to the estimated weighted–average antidumping duty margins as listed below. The “PRC–wide” rate applies to all exporters of subject merchandise not specifically listed. The weighted–average dumping margins are as follows:

PSF FROM THE PRC - WEIGHTED–AVERAGE DUMPING MARGINS

Exporter & Producer	Weighted–Average Deposit Rate
Cixi Jiangnan Chemical Co., Ltd. ....	<i>de minimis</i>
Far Eastern Industries (Shanghai) Ltd. ....	3.47%
Ningbo Dafa Chemical Fiber Co., Ltd. ....	4.86%
Cixi Sansheng Chemical Fiber Co., Ltd. ....	4.44%
Cixi Santai Chemical Fiber Co., Ltd. ....	4.44%
Cixi Waysun Chemical Fiber Co., Ltd. ....	4.44%
Hangzhou Best Chemical Fibre Co., Ltd. ....	4.44%
Hangzhou Hanbang Chemical Fibre Co., Ltd. ....	4.44%
Hangzhou Huachuang Co., Ltd. ....	4.44%
Hangzhou Sanxin Paper Co., Ltd. ....	4.44%
Hangzhou Taifu Textile Fiber Co., Ltd. ....	4.44%
Jiaxang Fuda Chemical Fibre Factory ....	4.44%
Nantong Luolai Chemical Fiber Co. Ltd. ....	4.44%
Nanyang Textile Co., Ltd. ....	4.44%
Suzhou PolyFiber Co., Ltd. ....	4.44%
Xiamen Xianglu Fiber Chemical Co. ....	4.44%
Zhaoqing Tifo New Fiber Co., Ltd. ....	4.44%
Zhejiang Anshun Pettechs Fibre Co., Ltd. ....	4.44%

## PSF FROM THE PRC - WEIGHTED-AVERAGE DUMPING MARGINS—Continued

Exporter & Producer	Weighted-Average Deposit Rate
Zhejiang Waysun Chemical Fiber Co., Ltd. ....	4.44%
PRC-Wide Rate .....	44.30%

This notice constitutes the antidumping duty order with respect to PSF from the PRC pursuant to section 736(a) of the Act. Interested parties may contact the Department's Central Records Unit, Room B-099 of the main Commerce building, for copies of an updated list of antidumping duty orders currently in effect.

This order is published in accordance with section 736(a) of the Act and 19 CFR 351.211.

Dated: May 21, 2007.

**David M. Spooner,**

*Assistant Secretary for Import Administration.*

[FR Doc. E7-10607 Filed 5-31-07; 8:45 am]

**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### International Trade Administration

[C-507-601]

#### Certain In-shell Roasted Pistachios from the Islamic Republic of Iran: Notice of Initiation of Countervailing Duty New Shipper Review

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.

**EFFECTIVE DATE:** June 1, 2007.

**SUMMARY:** The Department of Commerce ("the Department") has received a request to conduct a new shipper review of the countervailing duty ("CVD") order on certain in-shell roasted pistachios from the Islamic Republic of Iran ("pistachios from Iran"). In accordance with section 751(a)(2)(B) of the Tariff Act of 1930, as amended ("the Act"), and 19 CFR 351.214(d), we are initiating a CVD new shipper review for Ahmadi's Agricultural Productions, Processing, and Trade Complex ("Ahmadi").

**FOR FURTHER INFORMATION CONTACT:**

Christopher Hargett, AD/CVD Operations, Office 3, Import Administration, International Trade Administration, U.S. Department of Commerce, 14<sup>th</sup> Street and Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-4161.

**SUPPLEMENTARY INFORMATION:**

#### Background

On March 21, 2007, the Department received a timely request from Ahmadi, in accordance with 19 CFR 351.214(c), for a new shipper review of the CVD order on pistachios from Iran, which has an October anniversary month.<sup>1</sup>

As required by 19 CFR 351.214(b)(2)(i) and (iii)(A), Ahmadi certified that it did not export subject merchandise to the United States during the period of investigation ("POI"), and that it has never been affiliated with any exporter or producer that exported subject merchandise during the POI.<sup>2</sup> Pursuant to 19 CFR 351.214(b)(2)(iv), the company submitted documentation establishing the date on which it first shipped the subject merchandise to the United States, the date of entry and volume of that first shipment, and the date of the first sale to an unaffiliated customer in the United States. Ahmadi also certified that, in accordance with 19 CFR 351.214(b)(2)(v), it has informed the Government of the Islamic Republic of Iran that it will be required to provide a full response to the Department's questionnaire.<sup>3</sup> On April 30, 2007, and on May 23, 2007, the Western Pistachio Association and Cal Pure Pistachios, Inc., respectively, submitted letters in opposition to the request urging the Department to decline to initiate the requested review.<sup>4</sup>

#### Initiation of Review

In accordance with section 751(a)(2)(B) of the Act and 19 CFR 351.214 (d), and based on information on the record, we are initiating a CVD new shipper review for Ahmadi. Consistent with section 751(a)(2)(B)(iv) of the Act, we intend to issue the preliminary results of this new shipper

<sup>1</sup> See *Final Affirmative Countervailing Duty Determination and Countervailing Duty Order; Roasted In-Shell Pistachios From Iran*, 51 FR 35679 (October 7, 1986).

<sup>2</sup> See the March 21, 2007, submission to the Department from Ali R. Ahmadi Kerman Corporation regarding Request for New Shipper CVD Review.

<sup>3</sup> *Id.*

<sup>4</sup> See the April 30, 2007, letter to the Department from the Western Pistachio Association in Opposition to Ahmadi's Agricultural Productions, Processing and Trade Complex's Request to Initiate a New Shipper Review of the Countervailing Duty Order on Roasted In-Shell Pistachios from Iran, see also the May 23, 2007, letter to the Department from Cal Pure Pistachios Inc., in Opposition to Initiation of New Shipper Review Request.

review no later than 180 days after initiation of this review<sup>5</sup> and the final results of this review no later than 90 days after the date on which the preliminary results are issued.<sup>6</sup>

New Shipper Review Proceeding	Period To Be Reviewed
Ahmadi .....	01/01/2006 - 12/31/2006

#### Cash Deposit Requirements

On August 17, 2006, the Pension Protection Act of 2006 (H.R. 4) was signed into law. Section 1632 of H.R. 4 temporarily suspends the authority of the Department to instruct U.S. Customs and Border Protection to collect a bond or other security in lieu of a cash deposit in new shipper reviews during the period April 1, 2006, through June 30, 2009. Therefore, the posting of a bond or other security under section 751(a)(2)(B)(iii) of the Act in lieu of a cash deposit is not available in this case. Importers of subject merchandise manufactured and exported by Ahmadi must continue to pay a cash deposit of estimated antidumping duties on each entry of subject merchandise at the current all-others rate of 317.89%.<sup>7</sup>

Interested parties may submit applications for disclosure of business proprietary information under administrative protective order in accordance with 19 CFR 351.305 and 351.306.

This initiation and this notice are issued and published in accordance with section 751(a)(2)(B) of the Act of the Act and 19 CFR 351.214(d) and 351.221(c)(1)(i).

Dated: May 24, 2007.

**Stephen J. Claeys,**

*Deputy Assistant Secretary for Import Administration.*

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<sup>5</sup> See 19 CFR 351.214(i).

<sup>6</sup> *Id.*

<sup>7</sup> See *Final Affirmative Countervailing Duty Determination and Countervailing Duty Order; Roasted In-Shell Pistachios From Iran*, 51 FR 35679 (October 7, 1986).