

Commerce, 12201 Sunrise Valley Drive, M/S 243, Reston, VA 20192.

**SUPPLEMENTARY INFORMATION:** The Middle Class Tax Relief and Job Creation Act of 2012 (Pub. L. 112–96, Title VI, 126 Stat. 256 (codified at 47 U.S.C. 1401 *et seq.*)) (the “Act”) created and authorized FirstNet to take all actions necessary to ensure the building, deployment, and operation of an interoperable, nationwide public safety broadband network (“NPSBN”) based on a single, national network architecture. The Act meets a longstanding and critical national infrastructure need, to create a single, nationwide network that will, for the first time, allow police officers, fire fighters, emergency medical service professionals, and other public safety entities to effectively communicate with each other across agencies and jurisdictions. The NPSBN is intended to enhance the ability of the public safety community to perform more reliably, effectively, and safely; increase situational awareness during an emergency; and improve the ability of the public safety community to effectively engage in those critical activities.

The National Environmental Policy Act of 1969 (42 U.S.C. 4321–4347) (“NEPA”) requires federal agencies to undertake an assessment of environmental effects of their proposed actions prior to making a final decision and implementing the action. NEPA requirements apply to any federal project, decision, or action that may have a significant impact on the quality of the human environment. NEPA also establishes the Council on Environmental Quality (“CEQ”), which issued regulations implementing the procedural provisions of NEPA (see 40 CFR parts 1500–1508). Among other considerations, CEQ regulations at 40 CFR 1508.28 recommend the use of *tiering* from a “broader environmental impact statement (such as a national program or policy statements) with subsequent narrower statements or environmental analysis (such as regional or basin wide statements or ultimately site-specific statements) incorporating by reference the general discussions and concentrating solely on the issues specific to the statement subsequently prepared.”

Due to the geographic scope of FirstNet (all 50 states, the District of Columbia, and five territories) and the diversity of ecosystems potentially traversed by the project, FirstNet has elected to prepare five regional PEISs. The five PEISs are divided into the East, Central, West, South, and Non-

Contiguous Regions. The Central Region consists of Colorado, Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Montana, Nebraska, North Dakota, Ohio, South Dakota, Utah, Wyoming, and Wisconsin. The Final PEIS analyzes potential impacts of the deployment and operation of the NPSBN on the natural and human environment in the Central Region, in accordance with FirstNet’s responsibilities under NEPA.

Now that this PEIS has been completed and once a Record of Decision (ROD) has been signed, the proposed FirstNet projects can begin to submit the site-specific environmental documentation to determine if the proposed project has been adequately evaluated in the PEIS or whether it instead warrants a Categorical Exclusion, an Environmental Assessment, or an Environmental Impact Statement.

Dated: August 28, 2017.

**Amanda Goebel Pereira,**

*NEPA Coordinator, First Responder Network Authority, Om.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

#### **Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity To Request Administrative Review**

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

**FOR FURTHER INFORMATION CONTACT:** Brenda E. Waters, 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.

#### **Background**

Each year during the anniversary month of the publication of an antidumping or countervailing duty order, finding, or suspended investigation, an interested party, as defined in section 771(9) of the Tariff Act of 1930, as amended (the Act), may request, in accordance with 19 CFR 351.213, that the Department of Commerce (the Department) conduct an administrative review of that antidumping or countervailing duty order, finding, or suspended investigation.

All deadlines for the submission of comments or actions by the Department discussed below refer to the number of calendar days from the applicable starting date.

#### **Respondent Selection**

In the event the Department limits the number of respondents for individual examination for administrative reviews initiated pursuant to requests made for the orders identified below, the Department intends to select respondents based on U.S. Customs and Border Protection (CBP) data for U.S. imports during the period of review. We intend to release the CBP data under Administrative Protective Order (APO) to all parties having an APO within five days of publication of the initiation notice and to make our decision regarding respondent selection within 21 days of publication of the initiation **Federal Register** notice. Therefore, we encourage all parties interested in commenting on respondent selection to submit their APO applications on the date of publication of the initiation notice, or as soon thereafter as possible. The Department invites comments regarding the CBP data and respondent selection within five days of placement of the CBP data on the record of the review.

In the event the Department decides it is necessary to limit individual examination of respondents and conduct respondent selection under section 777A(c)(2) of the Act:

In general, the Department finds that determinations concerning whether particular companies should be “collapsed” (*i.e.*, treated as a single entity for purposes of calculating antidumping duty rates) require a substantial amount of detailed information and analysis, which often require follow-up questions and analysis. Accordingly, the Department will not conduct collapsing analyses at the respondent selection phase of a review and will not collapse companies at the respondent selection phase unless there has been a determination to collapse certain companies in a previous segment of this antidumping proceeding (*i.e.*, investigation, administrative review, new shipper review or changed circumstances review). For any company subject to a review, if the Department determined, or continued to treat, that company as collapsed with others, the Department will assume that such companies continue to operate in the same manner and will collapse them for respondent selection purposes. Otherwise, the Department will not collapse companies for purposes of respondent selection.

Parties are requested to (a) identify which companies subject to review previously were collapsed, and (b) provide a citation to the proceeding in which they were collapsed. Further, if companies are requested to complete a Quantity and Value Questionnaire for purposes of respondent selection, in general each company must report volume and value data separately for itself. Parties should not include data for any other party, even if they believe they should be treated as a single entity with that other party. If a company was collapsed with another company or companies in the most recently completed segment of a proceeding where the Department considered collapsing that entity, complete quantity and value data for that collapsed entity must be submitted.

**Deadline for Withdrawal of Request for Administrative Review**

Pursuant to 19 CFR 351.213(d)(1), a party that requests a review may withdraw that request within 90 days of the date of publication of the notice of initiation of the requested review. The regulation provides that the Department may extend this time if it is reasonable to do so. In order to provide parties additional certainty with respect to when the Department will exercise its discretion to extend this 90-day deadline, interested parties are advised that, with regard to reviews requested on the basis of anniversary months on or after September 2017, the Department does not intend to extend the 90-day deadline unless the requestor demonstrates that an extraordinary

circumstance prevented it from submitting a timely withdrawal request. Determinations by the Department to extend the 90-day deadline will be made on a case-by-case basis.

The Department is providing this notice on its Web site, as well as in its “Opportunity to Request Administrative Review” notices, so that interested parties will be aware of the manner in which the Department intends to exercise its discretion in the future.

*Opportunity To Request a Review:* Not later than the last day of September 2017,<sup>1</sup> interested parties may request administrative review of the following orders, findings, or suspended investigations, with anniversary dates in September for the following periods:

	Period of review
<b>Antidumping duty proceedings period of review</b>	
BELARUS: Steel Concrete Reinforcing Bars, A–822–804 .....	9/1/16–8/31/17
BRAZIL: Cold-Rolled Steel Flat Products, A–351–843 .....	3/7/16–8/31/17
INDIA:	
Cold-Rolled Steel Flat Products, A–533–865 .....	3/7/16–8/31/17
Lined Paper Products, A–533–843 .....	9/1/16–8/31/17
Oil Country Tubular Goods, A–533–857 .....	9/1/16–8/31/17
INDONESIA: Steel Concrete Reinforcing Bars, A–560–811 .....	9/1/16–8/31/17
JAPAN: Stainless Steel Wire Rod, A–588–843 .....	9/1/16–8/31/17
LATVIA: Stainless Concrete Reinforcing Bars, A–449–804 .....	9/1/16–8/31/17
MEXICO:	
Heavy Walled Rectangular Welded Carbon Steel Pipes and Tubes, A–201–847 .....	3/1/16–8/31/17
Magnesia Carbon Bricks, A–201–837 .....	9/1/16–8/31/17
MOLDOVA: Steel Concrete Reinforcing Bars, A–841–804 .....	9/1/16–8/31/17
POLAND: Steel Concrete Reinforcing Bars, A–455–803 .....	9/1/16–8/31/17
REPUBLIC OF KOREA:	
Cold-Rolled Steel Flat Products, A–580–881 .....	3/7/16–8/31/17
Heavy Walled Rectangular Welded Carbon Pipes and Tubes, A–580–880 .....	3/1/16–8/31/17
Oil Country Tubular Goods, A–580–870 .....	9/1/16–8/31/17
Stainless Steel Wire Rod, A–580–829 .....	9/1/16–8/31/17
SOCIALIST REPUBLIC OF VIETNAM: Oil Country Tubular Goods, A–552–817 .....	9/1/16–8/31/17
TAIWAN:	
Narrow Woven Ribbons with Woven Selvedge, A–583–844 .....	9/1/16–8/31/17
Raw Flexible Magnets, A–583–842 .....	9/1/16–8/31/17
Stainless Steel Wire Rod, A–583–828 .....	9/1/16–8/31/17
THE PEOPLE’S REPUBLIC OF CHINA:	
Freshwater Crawfish Tailmeat, A–570–848 .....	9/1/16–8/31/17
Foundry Coke, A–570–862 .....	9/1/16–8/31/17
Kitchen Appliance Shelving and Racks, A–570–941 .....	9/1/16–8/31/17
Lined Paper Products, A–570–901 .....	9/1/16–8/31/17
Magnesia Carbon Bricks, A–570–954 .....	9/1/16–8/31/17
Narrow Woven Ribbons with Woven Selvedge, A–570–952 .....	9/1/16–8/31/17
New Pneumatic Off-The-Road Tires, A–570–912 .....	9/1/16–8/31/17
Raw Flexible Magnets, A–570–922 .....	9/1/16–8/31/17
Steel Concrete Reinforcing Bars, A–570–860 .....	9/1/16–8/31/17
TURKEY:	
Heavy Walled Rectangular Welded Carbon Steel Pipes and Tubes, A–489–824 .....	3/1/16–8/27/16
Oil Country Tubular Goods, A–489–816 .....	9/12/16–8/31/17
Oil Country Tubular Goods, A–489–816 .....	9/1/16–8/31/17
UKRAINE:	
Solid Agricultural Grade Ammonium Nitrate, A–823–810 .....	9/1/16–8/31/17
Steel Concrete Reinforcing Bars, A–823–809 .....	9/1/16–8/31/17
UNITED KINGDOM: Cold-Rolled Steel Flat Products, A–412–824 .....	3/7/16–8/31/17
<b>Countervailing Duty Proceedings</b>	
BRAZIL: Cold-Rolled Steel Flat Products, C–351–843 .....	12/22/15–12/31/16

<sup>1</sup> Or the next business day, if the deadline falls on a weekend, federal holiday or any other day when the Department is closed.

	Period of review
INDIA:	
Cold-Rolled Steel Flat Products, C-533-866 .....	9/16/16-12/31/16
Lined Paper Products, C-533-844 .....	1/1/16-12/31/16
Oil Country Tubular Goods, C-533-858 .....	1/1/16-12/31/16
REPUBLIC OF KOREA: Cold-Rolled Steel Flat Products, C-580-882 .....	7/1/16-12/31/16
THE PEOPLE'S REPUBLIC OF CHINA:	
Kitchen Appliance Shelving and Racks, C-570-942 .....	1/1/16-12/31/16
Magnesia Carbon Bricks, C-570-955 .....	1/1/16-12/31/16
Narrow Woven Ribbons with Woven Selvedge, C-570-953 .....	1/1/16-12/31/16
New Pneumatic Off-The-Road Tires, C-570-913 .....	1/1/16-12/31/16
Raw Flexible Magnets, C-570-923 .....	1/1/16-12/31/16
TURKEY:	
Heavy Walled Rectangular Welded Carbon Steel Pipes and Tubes, C-489-825 .....	12/28/15-4/25/16
Oil Country Tubular Goods, C-489-817 .....	9/12/16-12/31/16
	1/1/16-12/31/16
<b>Suspension Agreements</b>	
None.	

In accordance with 19 CFR 351.213(b), an interested party as defined by section 771(9) of the Act may request in writing that the Secretary conduct an administrative review. For both antidumping and countervailing duty reviews, the interested party must specify the individual producers or exporters covered by an antidumping finding or an antidumping or countervailing duty order or suspension agreement for which it is requesting a review. In addition, a domestic interested party or an interested party described in section 771(9)(B) of the Act must state why it desires the Secretary to review those particular producers or exporters. If the interested party intends for the Secretary to review sales of merchandise by an exporter (or a producer if that producer also exports merchandise from other suppliers) which was produced in more than one country of origin and each country of origin is subject to a separate order, then the interested party must state specifically, on an order-by-order basis, which exporter(s) the request is intended to cover.

Note that, for any party the Department was unable to locate in prior segments, the Department will not accept a request for an administrative review of that party absent new information as to the party's location. Moreover, if the interested party who files a request for review is unable to locate the producer or exporter for which it requested the review, the interested party must provide an explanation of the attempts it made to locate the producer or exporter at the same time it files its request for review, in order for the Secretary to determine if the interested party's attempts were reasonable, pursuant to 19 CFR 351.303(f)(3)(ii).

As explained in *Antidumping and Countervailing Duty Proceedings: Assessment of Antidumping Duties*, 68 FR 23954 (May 6, 2003), and *Non-Market Economy Antidumping Proceedings: Assessment of Antidumping Duties*, 76 FR 65694 (October 24, 2011), the Department clarified its practice with respect to the collection of final antidumping duties on imports of merchandise where intermediate firms are involved. The public should be aware of this clarification in determining whether to request an administrative review of merchandise subject to antidumping findings and orders.<sup>2</sup>

The Department no longer considers the non-market economy (NME) entity as an exporter conditionally subject to an antidumping duty administrative reviews.<sup>3</sup> Accordingly, the NME entity will not be under review unless the Department specifically receives a request for, or self-initiates, a review of the NME entity.<sup>4</sup> In administrative reviews of antidumping duty orders on merchandise from NME countries where a review of the NME entity has not been initiated, but where an individual exporter for which a review was initiated does not qualify for a separate rate, the Department will issue a final decision indicating that the company in question is part of the NME entity. However, in that situation, because no review of the NME entity was

<sup>2</sup> See also the Enforcement and Compliance Web site at <http://trade.gov/enforcement/>.

<sup>3</sup> See *Antidumping Proceedings: Announcement of Change in Department Practice for Respondent Selection in Antidumping Duty Proceedings and Conditional Review of the Nonmarket Economy Entity in NME Antidumping Duty Proceedings*, 78 FR 65963 (November 4, 2013).

<sup>4</sup> In accordance with 19 CFR 351.213(b)(1), parties should specify that they are requesting a review of entries from exporters comprising the entity, and to the extent possible, include the names of such exporters in their request.

conducted, the NME entity's entries were not subject to the review and the rate for the NME entity is not subject to change as a result of that review (although the rate for the individual exporter may change as a function of the finding that the exporter is part of the NME entity).

Following initiation of an antidumping administrative review when there is no review requested of the NME entity, the Department will instruct CBP to liquidate entries for all exporters not named in the initiation notice, including those that were suspended at the NME entity rate.

All requests must be filed electronically in Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS) on Enforcement and Compliance's ACCESS Web site at <http://access.trade.gov>.<sup>5</sup> Further, in accordance with 19 CFR 351.303(f)(1)(i), a copy of each request must be served on the petitioner and each exporter or producer specified in the request.

The Department will publish in the **Federal Register** a notice of "Initiation of Administrative Review of Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation" for requests received by the last day of September 2017. If the Department does not receive, by the last day of September 2017, a request for review of entries covered by an order, finding, or suspended investigation listed in this notice and for the period identified above, the Department will instruct CBP to assess antidumping or countervailing duties on those entries at a rate equal to the cash deposit of (or

<sup>5</sup> See *Antidumping and Countervailing Duty Proceedings: Electronic Filing Procedures; Administrative Protective Order Procedures*, 76 FR 39263 (July 6, 2011).

bond for) estimated antidumping or countervailing duties required on those entries at the time of entry, or withdrawal from warehouse, for consumption and to continue to collect the cash deposit previously ordered.

For the first administrative review of any order, there will be no assessment of antidumping or countervailing duties on entries of subject merchandise entered, or withdrawn from warehouse, for consumption during the relevant provisional-measures “gap” period of the order, if such a gap period is applicable to the period of review.

This notice is not required by statute but is published as a service to the international trading community.

Dated: August 22, 2017.

**James Maeder,**

*Senior Director performing the duties of Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-862]

#### Foundry Coke Products From the People's Republic of China: Final Results of the Expedited Third Sunset Review of the Antidumping Duty Order

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

**SUMMARY:** As a result of this sunset review, the Department of Commerce (the Department) finds that revocation of the antidumping duty order on foundry coke products (foundry coke) from the People's Republic of China (PRC) would be likely to lead to continuation or recurrence of dumping at the levels indicated in the “Final Results of Review” section of this notice.

**DATES:** Applicable September 1, 2017.

**FOR FURTHER INFORMATION CONTACT:** Courtney Canales, AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW., Washington, DC 20230; Telephone: (202) 482-4997.

#### SUPPLEMENTARY INFORMATION:

##### Background

On July 31, 2001, the Department published its final determination in the less-than-fair value investigation of foundry coke from the PRC.<sup>1</sup> On

September 17, 2001, the Department published an amended final determination of sales at less-than-fair value and the *AD Order* on foundry coke from the PRC.<sup>2</sup> On May 1, 2017, the Department published the notice of initiation of the third sunset review of the *AD Order*, pursuant to section 751(c) of the Tariff Act of 1930, as amended (Act).<sup>3</sup> On May 10, 2017, the Department received a notice of intent to participate from: ABC Coke, Erie Coke, and Tonawanda Coke (collectively, the petitioners) within the deadline specified in 19 CFR 351.218(d)(1)(i).<sup>4</sup> ABC Coke, Erie Coke, and Tonawanda Coke claimed interested party status under section 771(9)(C) of the Act, as producers in the United States of a domestic like product. On May 31, 2017, the Department received a complete and adequate substantive response from the the petitioners within the 30-day deadline specified in 19 CFR 351.218(d)(3)(i).<sup>5</sup> The Department received no substantive responses from respondent interested parties. As a result, pursuant to section 751(c)(3)(B) of the Act and 19 CFR 351.218(e)(1)(ii)(C)(2), the Department conducted an expedited sunset review of the *AD Order*.

##### Scope of the AD Order

The product covered under the antidumping duty order is coke larger than 100 mm (4 inches) in maximum diameter and at least 50 percent of which is retained on a 100 mm (4 inch) sieve, of a kind used in foundries. The foundry coke products subject to the antidumping duty order were classifiable under subheading 2704.00.00.10 (as of Jan 1, 2000) and are currently classifiable under subheading 2704.00.00.11 (as of July 1, 2000) of the Harmonized Tariff Schedule of the United States (HTSUS). Although the HTSUS subheadings are provided for convenience and Customs purposes, our written description of the scope of the order is dispositive.<sup>6</sup>

<sup>1</sup> *People's Republic of China*, 66 FR 39487 (July 31, 2001) (LTFV Investigation Final).

<sup>2</sup> See Notice of Amended Final Determination of Sales at Less Than Fair Value and Antidumping Duty Order: Foundry Coke Products from The People's Republic of China, 66 FR 48025, (September 17, 2001) (*AD Order*).

<sup>3</sup> See *Initiation of Five-Year (Sunset) Review*, 82 FR 20314 (May 1, 2017).

<sup>4</sup> See Petitioners' May 10, 2017, submission.

<sup>5</sup> See Petitioners' submission “*Re: Foundry Coke from China, Third Sunset Review: Substantive Response to Notice of Initiation of Sunset Review*” (May 31, 2017).

<sup>6</sup> See *Foundry Coke Products from the People's Republic of China*, 77 **Federal Register** 34,012 (June 8, 2012).

##### Analysis of Comments Received

A complete discussion of all issues raised in this sunset review, including the likelihood of continuation or recurrence of dumping in the event of revocation of the *AD Order* and the magnitude of the margins likely to prevail if the order were revoked, is provided in the Issues and Decision Memorandum, which is hereby adopted by this notice.<sup>7</sup> The appendix to this notice includes a list of the issues which the parties raised and to which the Department responded in the Issues and Decision Memorandum. 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 Services System (ACCESS). ACCESS is available to registered users at <http://access.trade.gov> and to all parties in the Central Records Unit, room B0824 of the main Department of Commerce building. In addition, a complete version of the Issues and Decision Memorandum can be accessed on the Internet at <http://enforcement.trade.gov/frn/>. The signed Issues and Decision Memorandum and the electronic version of the Issues and Decision Memorandum are identical in content.

##### Final Results of Sunset Review

Pursuant to section 751(c)(1) and 752(c)(1) and (3) of the Act, the Department determines that revocation of the *AD Order* would be likely to lead to continuation or recurrence of dumping, and that the magnitude of the dumping margins likely to prevail would be weighted-average dumping margins up to 214.89 percent.

##### Notification to Interested Parties

This notice serves as the only reminder to parties subject to administrative protective order (APO) of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305. Timely notification of the return or destruction of APO materials, or conversion to judicial protective order,

<sup>7</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, from James Maeder, Senior Director performing the duties of Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, “*Expedited Third Sunset Review of the Antidumping Duty Order on Foundry Coke Products from the People's Republic of China: Issues and Decision Memorandum*,” dated concurrently with this notice (Issues and Decision Memorandum).

<sup>1</sup> See *Final Determination of Sales at Less Than Fair Value: Foundry Coke Products from the*