

the start of the three-year term of the incoming members of the U.S. Section from December 1, 2018, to February 25, 2019. The term will now expire on February 24, 2022. Nominations received in response to this notice will also be considered for on-going appointments to fill any future vacancies that may arise before February 24, 2022.

**DATES:** Applications for immediate consideration should be received no later than the close of business on January 22, 2019. After that date, applications will continue to be accepted until February 24, 2022, to fill any new vacancies that may arise.

**ADDRESSES:** Please send requests for consideration to Raquel Silva, Office of Latin America and the Caribbean, U.S. Department of Commerce, either by email at [Raquel.Silva@trade.gov](mailto:Raquel.Silva@trade.gov) or by mail to U.S. Department of Commerce, 1401 Constitution Avenue NW, Room 30014, Washington, DC 20230.

**FOR FURTHER INFORMATION CONTACT:** Raquel Silva, Office of Latin America and the Caribbean, U.S. Department of Commerce, telephone: (202) 482-4157.

**SUPPLEMENTARY INFORMATION:** For more information on the United States-Brazil CEO Forum, please see 83 FR 51663 (October 12, 2018), *Request for Applicants for Appointment to the United States-Brazil CEO Forum*. The terms of participation set out in 83 FR 51663 also apply to the current selection process. The Terms of Reference of the CEO Forum may be viewed at <http://www.trade.gov/ceo-forum/>.

As delineated in 83 FR 51663 (October 12, 2018), to be considered for membership, please submit the following information as instructed in the **ADDRESSES** and **DATES** captions above: Name(s) and title(s) of the individual(s) requesting consideration; name and address of company's headquarters; location of incorporation; information that the company is U.S.-owned or U.S.-controlled; size of the company; size of company's export trade, investment, and nature of operations or interest in Brazil; an affirmative statement that the applicant meets all Forum eligibility criteria and is neither registered nor required to register as a foreign agent under the Foreign Agents Registration Act of 1938, as amended; and a brief statement of why the candidate should be considered, including information about the candidate's ability to initiate and be responsible for activities in which the Forum will be active, and commitment to attending the majority of Forum meetings. Applications will be considered as they are received. All

candidates will be notified of whether they have been selected.

Dated: December 14, 2018.

**Alexander Peacher,**

*Director for the Office of Latin America & the Caribbean.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-970]

#### Multilayered Wood Flooring From the People's Republic of China; Preliminary Results of Antidumping Duty New Shipper Review; 2014-2015

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

**SUMMARY:** The Department of Commerce (Commerce) preliminarily determines that Muyun Wood Co., Ltd., (Muyun) has not made sales of subject merchandise at less than normal value. Interested parties are invited to comment on these preliminary results of review.

**DATES:** Applicable December 21, 2018.

**FOR FURTHER INFORMATION CONTACT:** Aleksandras Nakutis, AD/CVD Operations, Office IV, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-3147.

#### SUPPLEMENTARY INFORMATION:

##### Scope of the Order

The merchandise covered by the order includes multilayered wood flooring (MLWF), subject to certain exceptions.<sup>1</sup> The subject merchandise is currently classifiable under Harmonized Tariff Schedule of the United States (HTSUS) subheadings: 4412.31.0520; 4412.31.0540; 4412.31.0560; 4412.31.2510; 4412.31.2520; 4412.31.4040; 4412.31.4050; 4412.31.4060; 4412.31.4070; 4412.31.4075; 4412.31.4080; 4412.31.5125; 4412.31.5135; 4412.31.5155; 4412.31.5165; 4412.31.6000; 4412.31.9100; 4412.32.0520; 4412.32.0540; 4412.32.0560; 4412.32.0565;

<sup>1</sup> See Memorandum from Commerce, re: "Decision Memorandum for Preliminary Results of Huzhou Muyun Wood Co., Ltd. Antidumping Duty New Shipper Review, 2014-2015: Multilayered Wood Flooring from the People's Republic of China," dated concurrently (Preliminary Decision Memorandum) for a full description of the Scope of the Order.

4412.32.0570; 4412.32.2510; 4412.32.2520; 4412.32.2525; 4412.32.2530; 4412.32.3125; 4412.32.3135; 4412.32.3155; 4412.32.3165; 4412.32.3175; 4412.32.3185; 4412.32.5600; 4412.39.1000; 4412.39.3000; 4412.39.4011; 4412.39.4012; 4412.39.4019; 4412.39.4031; 4412.39.4032; 4412.39.4039; 4412.39.4051; 4412.39.4052; 4412.39.4059; 4412.39.4061; 4412.39.4062; 4412.39.4069; 4412.39.5010; 4412.39.5030; 4412.39.5050; 4412.94.1030; 4412.94.1050; 4412.94.3105; 4412.94.3111; 4412.94.3121; 4412.94.3131; 4412.94.3141; 4412.94.3160; 4412.94.3171; 4412.94.4100; 4412.94.5100; 4412.94.6000; 4412.94.7000; 4412.94.8000; 4412.94.9000; 4412.94.9500; 4412.99.0600; 4412.99.1020; 4412.99.1030; 4412.99.1040; 4412.99.3110; 4412.99.3120; 4412.99.3130; 4412.99.3140; 4412.99.3150; 4412.99.3160; 4412.99.3170; 4412.99.4100; 4412.99.5100; 4412.99.5105; 4412.99.5115; 4412.99.5710; 4412.99.6000; 4412.99.7000; 4412.99.8000; 4412.99.9000; 4412.99.9500; 4418.71.2000; 4418.71.9000; 4418.72.2000; 4418.72.9500; and 9801.00.2500.

The HTSUS subheadings are provided for convenience and customs purposes only; the written description of the scope of the order is dispositive.

#### Methodology

Commerce is conducting this review in accordance with sections 751(a)(1)(B) and 751(a)(2)(B) of the Tariff Act of 1930, as amended (the Act) and 19 CFR 351.214. Commerce calculated export prices in accordance with section 772 of the Act. Because the People's Republic of China (China) is a nonmarket economy country (NME) within the meaning of section 771(18) of the Act, Commerce calculated normal value in accordance with section 773(c) of the Act.

For a full description of the methodology underlying our conclusions, see the Preliminary Decision Memorandum, dated concurrently with these results and hereby adopted by 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 registered users at <http://access.trade.gov> and in the

Central Records Unit, Room 7046 of the main Department of Commerce building. In addition, a complete version of the Preliminary Decision Memorandum can be accessed directly on the internet at <http://enforcement.trade.gov/frn>. The signed

Preliminary Decision Memorandum and the electronic versions of the Preliminary Decision Memorandum are identical in content.

**Preliminary Results of New Shipper Review**

Commerce preliminarily determines that the following weighted-average dumping margin exists for the period of review (POR) December 1, 2014, through May 31, 2015:

Exporter	Producer	Weighted-average dumping margin (percent)
Huzhou Muyun Wood Co., Ltd .....	Huzhou Muyun Wood Co., Ltd .....	0.00

**Disclosure and Public Comment**

Commerce intends to disclose calculations performed for these preliminary results to the parties within five days of the date of publication of this notice in accordance with 19 CFR 351.224(b). Interested parties may submit case briefs no later than 30 days after the date of publication of these preliminary results of review.<sup>2</sup> Rebuttals to case briefs may be filed no later than five days after the time limit for filing case briefs.<sup>3</sup> A table of contents, list of authorities used, and an executive summary of issues should accompany any briefs submitted to Commerce. This summary should be limited to five pages total, including footnotes.

Any interested party may request a hearing within 30 days of publication of this notice.<sup>4</sup> Hearing requests should contain the following information: (1) The party's name, address, and telephone number; (2) the number of participants; and (3) a list of the issues to be discussed. Oral presentations will be limited to issues raised in the briefs. If a request for a hearing is made, parties will be notified of the time and date for the hearing to be held at the U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230.<sup>5</sup>

Commerce intends to issue the final results of this new shipper review, which will include the results of its analysis of issues raised in any such comments, within 90 days of publication of these preliminary results, pursuant to section 751(a)(2)(B)(iv) of the Act.

**Assessment Rates**

Upon issuing the final results of this new shipper review, Commerce shall determine, and U.S. Customs and

Border Protection (CBP) shall assess, antidumping duties on all appropriate entries. Commerce intends to issue assessment instructions to CBP 15 days after the date of publication of the final results of this new shipper review. If the individually examined respondent's weighted-average dumping margin is above *de minimis*, we will calculate importer-specific *ad valorem* duty assessment rates based on the ratio of the total amount of dumping calculated for the importer's examined sales to the total entered value of those same sales in accordance with 19 CFR 351.212(b)(1).<sup>6</sup>

We will instruct CBP to assess antidumping duties on all appropriate entries covered by this new shipper review when the importer-specific assessment rate calculated in the final results of this review is above *de minimis*. Where either the respondent's weighted-average dumping margin is zero or *de minimis*, or an importer-specific assessment rate is zero or *de minimis*, we will instruct CBP to liquidate the appropriate entries without regard to antidumping duties. Commerce announced a refinement to its assessment practice in NME cases. Pursuant to this refinement in practice, for entries that were not reported in the U.S. sales databases submitted by Muyun for this new shipper review, Commerce will instruct CBP to liquidate such entries at the China-wide rate. In addition, if Commerce determines that the exporter under review had no shipments of the subject merchandise, any suspended entries that entered under that exporter's case number (*i.e.*,

at that exporter's rate) will be liquidated at the China-wide rate.<sup>7</sup>

The final results of this new shipper review shall be the basis for the assessment of antidumping duties on entries of merchandise covered by the final results of this review and for future deposits of estimated duties, where applicable.

**Cash Deposit Requirements**

The following cash deposit requirements will be effective upon publication of the final results of this new shipper review for shipments of the subject merchandise from China entered, or withdrawn from warehouse, for consumption on or after the publication date, as provided by section 751(a)(2)(C) of the Act: (1) For the companies listed above that have a separate rate, the cash deposit rate will be that rate established in the final results of this new shipper review (except, if the rate is zero or *de minimis*, then a zero cash deposit will be required); (2) for previously investigated or reviewed China and non-China exporters not listed above that received a separate rate in a prior segment of this proceeding, the cash deposit rate will continue to be the existing producer/exporter-specific combination rate; (3) for all China exporters of subject merchandise that have not been found to be entitled to a separate rate, the cash deposit rate will be that for the China-wide entity, or 58.84 percent; and (4) for all non-China exporters of subject merchandise which have not received their own rate, the cash deposit rate will be the rate applicable to the PRC producer/exporter combination that supplied that non-China exporter. These deposit requirements, when imposed, shall remain in effect until further notice.

<sup>2</sup> See 19 CFR 351.309(c); see also 19 CFR 351.303 (for general filing requirements).

<sup>3</sup> See 19 CFR 351.309(d).

<sup>4</sup> See 19 CFR 351.310(c).

<sup>5</sup> See 19 CFR 351.310(d).

<sup>6</sup> In these preliminary results, Commerce 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).

<sup>7</sup> For a full discussion of this practice, see *Non-Market Economy Antidumping Proceedings: Assessment of Antidumping Duties*, 76 FR 65694 (October 24, 2011).

## Notification to Importers

This notice also serves as a preliminary 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 Commerce's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of double antidumping duties.

We are issuing and publishing these results in accordance with sections 751(a)(2)(B) and 777(i)(1) of the Act and 19 CFR 351.214.

Dated: December 14, 2018.

### 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

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

1. Summary
2. Background
3. Scope of the Order
4. Discussion of the Methodology
5. Bona Fide Sale Analysis
6. Non-Market Economy Country Status
7. Separate Rate
8. Absence of De Jure Control
9. Absence of De Facto Control
10. Surrogate Country
11. Economic Comparability
12. Significant Producer of Comparable Merchandise
13. Data Availability
14. Date of Sale
15. Fair Value Comparisons
16. Differential Pricing Analysis
17. Results of the Differential Pricing Analysis
18. U.S. Price
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20. Normal Value
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23. Section 777A(f) of the Act

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-970]

### Multilayered Wood Flooring From the People's Republic of China: Preliminary Results of the Antidumping Duty Administrative Review; 2016-2017

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

**SUMMARY:** The Department of Commerce (Commerce) preliminarily determines that certain exporters subject to this administrative review made sales of subject merchandise at less than normal value (NV). Interested parties are invited to comment on these preliminary results of review.

**DATES:** Applicable December 21, 2018.

#### FOR FURTHER INFORMATION CONTACT:

Michael Bowen or William Horn, AD/CVD Operations, Office VIII, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-0768 or (202) 482-4868, respectively.

#### SUPPLEMENTARY INFORMATION:

#### Scope of the Order <sup>1</sup>

The product covered by the *Order* is wood flooring from China. For a complete description of the scope of this administrative review, see the Preliminary Decision Memorandum.<sup>2</sup>

#### Partial Rescission of Review

We initiated a review of 146 companies and the China-wide entity for this segment of the proceeding.<sup>3</sup> All

<sup>1</sup> See *Multilayered Wood Flooring from the People's Republic of China: Notice of Amended Final Affirmative Determination of Sales at Less than Fair Value and Antidumping Duty Order*, 76 FR 76690 (December 8, 2011), as amended in *Multilayered Wood Flooring from the People's Republic of China*, 77 FR 5484 (February 3, 2012) (collectively, *Order*).

<sup>2</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 P. Maeder, Associate Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations performing the duties of Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, "Decision Memorandum for the Preliminary Results in the Antidumping Duty Administrative Review; Multilayered Wood Flooring from the People's Republic of China; 2016-2017," (Preliminary Decision Memorandum), dated concurrently with, and hereby adopted by, this notice.

<sup>3</sup> See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 83 FR 8058 (February 23, 2018) (*Initiation Notice*); see

requests for review of the following producers/exporters were timely withdrawn: Dalian Penghong Floor Products Co., Ltd. (Dalian Penghong), Dalian Shumaike Floor Manufacturing Co., Ltd., Fusong Jinqiu Wooden Product Co., Ltd., Huzhou Jesonwood Co., Ltd. (Huzhou Jesonwood), and Dunhua City Jisen Wood Industry Co., Ltd. (Jisen Wood).<sup>4</sup> Additionally, the *Order* was revoked with respect to the following companies: Armstrong Wood Products (Kunshan) Co., Ltd., Fine Furniture (Shanghai) Limited and Double F Limited, and Jisen Wood.<sup>5</sup> Lastly, we inadvertently initiated the review with respect to Baroque Timber Industries (Zhongshan) Co., Ltd., despite no request for review of this company.<sup>6</sup> Accordingly, Commerce is rescinding the administrative review with respect to these eight companies.<sup>7</sup> See Appendix II for a complete list of these companies.

#### Preliminary Determination of No Shipments

Based on an analysis of information from U.S. Customs and Border Protection (CBP), no shipment certifications, and other record information, we preliminarily determine that 18 companies had no shipments of subject merchandise during the period

*also Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 83 FR 16298 (April 16, 2018) (initiating with respect to Double F Limited), and *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 83 FR 19215 (May 2, 2018) (initiating with respect to the China-wide entity).

<sup>4</sup> See Huzhou Jesonwood's Letter, "Withdrawal of Review Request in the 6th Administrative Review of the Antidumping Duty Order on Multilayered Wood Flooring from the People's Republic of China," dated March 14, 2018; American Manufacturers of Multilayered Wood Flooring's (Petitioner's) Letter, "Multilayered Wood Flooring from the People's Republic of China: Withdrawal of Request for Administrative Review, in Part," dated March 24, 2017; CDC Distributors, Inc.'s Letter, "Multilayered Wood Flooring from the People's Republic of China: Partial Withdrawal of Administrative Review Request," dated March 24, 2017; Petitioner's Letter, "Multilayered Wood Flooring from the People's Republic of China: Withdrawal of Request for Administrative Review, in Part," dated May 3, 2018; and Dalian Penghong and Jisen Wood's letter, "Multilayered Wood Flooring from the People's Republic of China: Withdrawal of Request for Administrative Review," dated May 7, 2018.

<sup>5</sup> See *Changzhou Hawd Flooring Co., et al. v. United States*, Ct. No. 12-20, Slip Op. 18-82 (Court of Int'l Trade July 3, 2018) and *Changzhou Hawd Flooring Co., et al. v. United States*, Ct. No. 12-20, Dkt. No. 199 (Court of Int'l Trade Aug. 15, 2018). See also *Multilayered Wood Flooring from the People's Republic of China: Amendment to Notice of Court Decision Not in Harmony with the Second Amended Final Determination and Amendment to Notice of Third Amended Final Determination of the Antidumping Duty Investigation*, 83 FR 44027 (August 29, 2018).

<sup>6</sup> See *Initiation Notice*.

<sup>7</sup> See 19 CFR 351.213(d)(1).