

information is developed. Commerce encourages any person having information on foreign government subsidy programs which benefit articles of cheese subject to an in-quota rate of duty to submit such information in writing through the Federal eRulemaking Portal at <https://www.regulations.gov>, Docket No. ITA-2020-0005, “Quarterly Update to Cheese Subject to an In-Quota Rate of Duty.” The materials in the docket will

not be edited to remove identifying or contact information, and Commerce cautions against including any information in an electronic submission that the submitter does not want publicly disclosed. Attachments to electronic comments will be accepted in Microsoft Word, Excel, or Adobe PDF formats only. All comments should be addressed to the Assistant Secretary for Enforcement and Compliance, U.S. Department of Commerce, 1401

Constitution Avenue NW, Washington, DC 20230.

This determination and notice are in accordance with section 702(a) of the Act.

Dated: April 15, 2024.

**Ryan Majerus,**

*Deputy Assistant Secretary for Policy and Negotiations, performing the non-exclusive functions and duties of the Assistant Secretary for Enforcement and Compliance.*

**Appendix**

**SUBSIDY PROGRAMS ON CHEESE SUBJECT TO AN IN-QUOTA RATE OF DUTY**

Country	Program(s)	Gross <sup>3</sup> subsidy (\$/lb)	Net <sup>4</sup> subsidy (\$/lb)
27 European Union Member States <sup>5</sup>	European Union Restitution Payments	0.00	0.00
Canada	Export Assistance on Certain Types of Cheese	0.47	0.47
Norway	Indirect (Milk) Subsidy	0.00	0.00
	Consumer Subsidy	0.00	0.00
Switzerland	Total	0.00	0.00
	Deficiency Payments	0.00	0.00

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**DEPARTMENT OF COMMERCE**

**International Trade Administration**

[A-533-914]

**Boltless Steel Shelving Units Prepackaged for Sale From India: Final Negative Determination of Sales at Less Than Fair Value**

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

**SUMMARY:** The U.S. Department of Commerce (Commerce) determines that boltless steel shelving units prepackaged for sale (boltless steel shelving) from India are not being, or are not likely to be, sold in the United States at less than fair value (LTFV). The period of investigation is April 1, 2022, through March 31, 2023.

**DATES:** Applicable April 19, 2024.

**FOR FURTHER INFORMATION CONTACT:**

Andrew Huston, AD/CVD Operations, Office VII, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-4261.

**SUPPLEMENTARY INFORMATION:**

**Background**

On November 29, 2023, Commerce published in the **Federal Register** its preliminary negative determination in this investigation, in which we also postponed the final determination until April 12, 2024.<sup>1</sup> We invited parties to comments on the *Preliminary Determination*.

A summary of the events that occurred since Commerce published the *Preliminary Determination*, as well as a full discussion of the issues raised by parties for this final determination, may be found in the Issues and Decision Memorandum.<sup>2</sup> 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>. In addition, a complete version of the Issues and Decision Memorandum can be accessed directly at <https://access.trade.gov/public/FRNoticesListLayout.aspx>.

**Scope of the Investigation**

The product covered by this investigation is boltless steel shelving from India. For a complete description of the scope of this investigation, see Appendix I.

**Scope Comments**

During the course of this investigation, Commerce received scope comments from interested parties. Commerce issued a Preliminary Scope Decision Memorandum to address these comments and set aside a period of time for parties to address scope issues in scope-specific case and rebuttal briefs.<sup>3</sup>

<sup>3</sup> Defined in 19 U.S.C. 1677(5).

<sup>4</sup> Defined in 19 U.S.C. 1677(6).

<sup>5</sup> The 27 member states of the European Union are: Austria, Belgium, Bulgaria, Croatia, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, Netherlands, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, and Sweden.

<sup>1</sup> See *Boltless Steel Shelving Units Prepackaged for Sale from India: Preliminary Negative Determination of Sales at Less Than Fair Value and Postponement of Final Determination*, 88 FR 83395 (November 29, 2023) (*Preliminary Determination*), and accompanying Preliminary Decision Memorandum.

<sup>2</sup> See Memorandum, “Issues and Decision Memorandum for the Final Negative Determination in the Less-Than-Fair-Value Investigation of Boltless Steel Shelving Units Prepackaged for Sale

from India,” dated concurrently with, and hereby adopted by, this notice (Issues and Decision Memorandum).

<sup>3</sup> See Memorandum, “Antidumping Duty Investigations of Boltless Steel Shelving Units Prepackaged for Sale from India, Malaysia, Taiwan, Thailand, and the Socialist Republic of Vietnam: Preliminary Scope Decision Memorandum,” dated November 13, 2023 (Preliminary Scope Decision Memorandum).

We received comments from interested parties on the Preliminary Scope Decision Memorandum, which we addressed in the Final Scope Decision Memorandum.<sup>4</sup> We did not make any changes to the scope of the investigation from the scope published in the *Preliminary Determination*.

**Verification**

Commerce verified the sales and cost information submitted by Triune Technofab Private Limited (Triune) for use in our final determination, consistent with section 782(i) of the Tariff Act of 1930, as amended (the Act). Specifically, Commerce conducted on-site verifications of the home market sales and cost of production responses submitted by Triune. We used standard verification procedures, including an examination of relevant sales and accounting records, and original source documents provided by Triune.<sup>5</sup>

**Analysis of Comments Received**

All issues raised in the case and rebuttal briefs submitted by interested parties in this investigation are discussed in the Issues and Decision Memorandum. A list of the issues raised is attached to this notice as Appendix II.

**Changes Since the Preliminary Determination**

We are incorporating Triune’s revised U.S. sales database submitted on January 9, 2024, which reflects changes from minor corrections Triune submitted at verification.<sup>6</sup> For additional details, see the Final Analysis Memorandum.<sup>7</sup>

**Final Determination**

The final estimated weighted-average dumping margin is as follows:

Exporter/producer	Estimated weighted-average dumping margin (percent)
Triune Technofab Private Limited .....	0.00

Commerce determines that Triune, the only individually examined respondent, has not made sales of subject merchandise at LTFV. Accordingly, Commerce has not calculated an estimated weighted-average dumping margin for all other producers and exporters pursuant to sections 735(c)(1)(B) and (c)(5) of the Act because it has not made an affirmative determination of sales at LTFV.

**Disclosure**

Commerce intends to disclose its calculations performed to interested parties in this final determination within five days of any public announcement or, if there is no public announcement, within five days of the date of publication of this notice in the **Federal Register**, in accordance with 19 CFR 351.224(b).

**Suspension of Liquidation**

In the *Preliminary Determination*, the estimated weighted-average dumping margin for Triune was zero percent and, therefore, we did not suspend liquidation of entries of boltless steel shelving from India.<sup>8</sup> Because Commerce has made a final negative determination of sales at LTFV with regard to the subject merchandise, Commerce will not direct U.S. Customs and Border Protection to suspend liquidation or to require a cash deposit of estimated antidumping duties for entries of boltless steel shelving from India.

**U.S. International Trade Commission Notification**

In accordance with section 735(d) of the Act, Commerce will notify the U.S. International Trade Commission of its final negative determination of sales at LTFV. As our final determination is negative, this proceeding is terminated in accordance with section 735(c)(2) of the Act.

**Administrative Protective Order**

This notice serves as the final 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). Timely 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 the terms of an APO is a violation subject to sanction.

**Notification to Interested Parties**

This final determination is issued and published in accordance with sections 735(d) and 777(i) of the Act, and 19 CFR 351.210(c).

Dated: April 12, 2024.

**Ryan Majerus,**

*Deputy Assistant Secretary for Policy and Negotiations, performing the non-exclusive functions and duties of the Assistant Secretary for Enforcement and Compliance.*

**Appendix I**

**Scope of the Investigation**

The scope of this investigation covers boltless steel shelving units prepackaged for sale, with or without decks (boltless steel shelving). The term “prepackaged for sale” means that, at a minimum, the steel vertical supports (*i.e.*, uprights and posts) and steel horizontal supports (*i.e.*, beams, braces) necessary to assemble a completed shelving unit (with or without decks) are packaged together for ultimate purchase by the end-user. The scope also includes add-on kits. Add-on kits include, but are not limited to, kits that allow the end-user to add an extension shelving unit onto an existing boltless steel shelving unit such that the extension and the original unit will share common frame elements (*e.g.*, two posts). The term “boltless” refers to steel shelving in which the vertical and horizontal supports forming the frame are assembled primarily without the use of nuts and bolts, or screws. The vertical and horizontal support members for boltless steel shelving are assembled by methods such as, but not limited to, fitting a rivet, punched or cut tab, or other similar connector on one support into a hole, slot or similar receptacle on another support. The supports lock together to form the frame for the shelving unit, and provide the structural integrity of the shelving unit separate from the inclusion of any decking. The incidental use of nuts and bolts, or screws to add accessories, wall anchors, tie-bars or shelf supports does not remove the product from scope. Boltless steel shelving units may also come packaged as partially assembled, such as when two upright supports are welded together with front-to-back supports, or are otherwise connected, to form an end unit for the frame. The boltless steel shelving covered by these investigations may be commonly described as rivet shelving, welded frame shelving, slot and tab shelving, and punched rivet (quasi-rivet) shelving as well as by other trade names. The term “deck” refers to the shelf that sits on or fits into the horizontal supports (beams or braces) to provide the horizontal storage surface of the shelving unit.

The scope includes all boltless steel shelving meeting the description above,

<sup>4</sup> See Memorandum, “Antidumping Duty Investigation of Boltless Steel Shelving Units Prepackaged for Sale from Malaysia, Taiwan, Thailand, and the Socialist Republic of Vietnam: Final Scope Decision Memorandum,” dated April 12, 2024 (Final Scope Decision Memorandum).

<sup>5</sup> See Memoranda, “Verification of Cost Response of Triune Technofab Private Limited in the Antidumping Investigation of Boltless Steel Shelving from India,” dated February 28, 2024; and “Verification of Sales Responses of Triune Technofab Private Limited in the Antidumping Investigation of Boltless Steel Shelving from India,” dated January 25, 2024 (Sales Verification Report).

<sup>6</sup> See Sales Verification Report at 2.

<sup>7</sup> See Memorandum, “Triune Technofab Private Limited Final Determination Analysis,” dated concurrently with this notice (Final Analysis Memorandum).

<sup>8</sup> See *Preliminary Determination*, 88 FR at 83396.

regardless of: (1) Vertical support or post type (including but not limited to open post, closed post and tubing); (2) horizontal support or beam/brace profile (including but not limited to Z-beam, C-beam, L-beam, step beam and cargo rack); (3) number of supports; (4) surface coating (including but not limited to paint, epoxy, powder coating, zinc and other metallic coating); (5) number of levels; (6) weight capacity; (7) shape (including but not limited to rectangular, square, and corner units); (8) decking material (including but not limited to wire decking, particle board, laminated board or no deck at all); or (9) the boltless method by which vertical and horizontal supports connect (including but not limited to keyhole and rivet, slot and tab, welded frame, punched rivet and clip).

Specifically excluded from the scope are:

- wall-mounted shelving, defined as shelving that is hung on the wall and does not stand on, or transfer load to, the floor. The addition of a wall bracket or other device to attach otherwise freestanding subject merchandise to a wall does not meet the terms of this exclusion;

- wire shelving units, which consist of shelves made from wire that incorporates both a wire deck and wire horizontal supports (taking the place of the horizontal beams and braces) into a single piece with tubular collars that slide over the posts and onto plastic sleeves snapped on the posts to create the finished shelving unit;

- bulk-packed parts or components of boltless steel shelving units; and
- made-to-order shelving systems.

Subject boltless steel shelving enters the United States through Harmonized Tariff Schedule of the United States (HTSUS) statistical subheading 9403.20.0075. While the HTSUS subheading is provided for convenience and customs purposes, the written description of the scope of this investigation is dispositive.

## Appendix II

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

- I. Summary
- II. Background
- III. Scope of the Investigation
- IV. Changes Since the Preliminary Determination
- V. Discussion of the Issues
  - Comment 1: Calculation of Constructed Value (CV)
  - Comment 2: Treatment of Bolted Shelving
- VI. Recommendation

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## DEPARTMENT OF COMMERCE

### Minority Business Development Agency

[Docket No.: 240229-0064]

### Minority Business Development Agency's Request for Public Comment and Notice of Tribal Consultation Meetings

**AGENCY:** Minority Business Development Agency, Department of Commerce

**ACTION:** Notice of meeting and request for comments.

**SUMMARY:** The Minority Business Development Agency (MBDA) plans to establish a period for the submission and acceptance of written comments from the public through Sunday, June 16, 2024 and conduct virtual Tribal consultation meetings on Friday, May 17, 2024.

**DATES:** The Tribal consultation meetings will be held virtually on Friday, May 17, 2024. Additional information regarding the consultation meetings will be posted on MBDA's website at <https://www.mbda.gov/tribalconsult2024>. The Tribal consultation meetings will be recorded and transcribed so that MBDA can retain valuable input and feedback.

**ADDRESSES:** Please submit all comments in response to the questions presented in this notice at [www.regulations.gov](http://www.regulations.gov). To access the docket where comments may be submitted, please enter "DOC-2024-0003" in the search bar. Written comments must be submitted no later than 11:59 p.m. EDT, June 16, 2024.

**FOR FURTHER INFORMATION CONTACT:** Mr. Curtis Doster, Jr., Associate Director, Office of Legislative, Education and Intergovernmental Affairs, Minority Business Development Agency, at (202) 482-2332; or by email at [MBDA-OLIA@mbda.gov](mailto:MBDA-OLIA@mbda.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

Pursuant to Executive Order 13175, "Consultation and Coordination with Indian Tribal Governments," the Federal government has established a practice of conducting consultations with Tribal governments that are designed to provide "regular and meaningful consultation and collaboration with Tribal officials in the development of Federal policies that have Tribal implications[.]" The requirements under E.O. 13175 are currently implemented by the United States Department of Commerce under Department Administrative Order (DAO) 218-8, effective April 26, 2012.

The Department of Commerce further sets out its policy in the Tribal Consultation Policy of the U.S. Department of Commerce, available at: <https://www.commerce.gov/files/tribal-consultation-and-coordination-policy-us-department-commerce>. The U.S. Government has additionally reiterated its commitment to improving accountable consultation processes in Executive Order 14112, "Reforming Federal Funding and Support for Tribal Nations to Better Embrace Our Trust Responsibilities and Promote the Next Era of Tribal Self-Determination," the Presidential Memorandum of November 30, 2022 (Uniform Standards for Tribal Consultation), and the Presidential Memorandum of January 26, 2021 (Tribal Consultation and Strengthening Nation-to-Nation Relationships).

MBDA's Office of Legislative, Education, and Intergovernmental Affairs (OLEIA) serves as the focal point for Tribal consultation on policy, regulatory and legislative issues that will have a direct impact on American Indian, Alaska Native, and Native Hawaiian (AIANNH) communities. The Tribal consultation meetings will be conducted in conjunction with MBDA's Office of Business Centers, Office of Data, Research and Evaluation and Office of Grants Management which document evidence and design and manage business development services, including services that may be of interest to Native American, Alaska Native and Native Hawaiian entrepreneurs and Tribe-owned businesses. Outreach specific to the AIANNH populations is one part of the overall efforts of MBDA to ensure members of Native communities are able to learn about and access programs and services.

MBDA is the only Federal agency created specifically to foster the growth and global competitiveness of minority business enterprises (MBEs). MBDA actively promotes the growth and expansion of MBEs by offering management and technical assistance, including through a nationwide network of AIANNH projects.

AIANNH projects address strategic initiatives that may include innovation and entrepreneurship (e.g., business training, access to capital, incubators, accelerators, Federal program coaching); strategic planning (e.g., fostering, developing and/or implementing entrepreneurial and economic development); and transformative projects (e.g., support for MBEs involved in infrastructure focused public-private partnerships, and broadband).