

*Preliminary Determination*, 67 FR at 31264.

The alleged ministerial errors with which we do not agree concern (1) the respondent's assertion that the Department inadvertently omitted miscellaneous adjustments from the revised G&A ratio and (2) the respondent's assertion that we unintentionally used the Turkish lira prices in calculating normal value. For a detailed description of all of these allegations and, where applicable, our resultant corrections, see the Ministerial Errors Memorandum. Therefore, in accordance with 19 CFR 351.224(e), we are amending the preliminary determination of the antidumping duty investigation of certain cold-rolled carbon steel flat products from Turkey to reflect the correction of significant ministerial errors made in the margin calculation regarding Borcelik. The revised weighted-average dumping margins are in the "Amended Preliminary Determination" section, below.

#### Scope Of The Investigation

For purposes of this investigation, the products covered are certain cold-rolled (cold-reduced) flat-rolled carbon-quality steel products. For a full description of the scope of this investigation, as well as a complete discussion of all scope exclusion requests submitted in the context of the on-going cold-rolled steel investigations, see the "Scope Appendix" attached to the *Notice of Preliminary Determination of Sales at Less Than Fair Value: Certain Cold-Rolled Carbon Steel Flat Products from Argentina*, 67 FR 31181 (May 9, 2002).

#### Amended Preliminary Determination

We are amending the preliminary determination of the antidumping duty investigation of certain cold-rolled carbon steel flat products from Turkey to reflect the correction of the above-cited ministerial errors. The revised preliminary weighted-average dumping margins are as follows:

Manufacturer/Exporter	Weighted-Average Margin
Borcelik Celik Sanayii ve Ticaret A.S. (Borcelik)	7.70 %
All Others .....	7.70 %

#### Suspension Of Liquidation

In accordance with section 735(c)(1)(B) of the Tariff Act, we are directing the United States Customs Service (Customs) to continue suspending liquidation on all imports of the subject merchandise from Turkey. Customs shall require a cash deposit or

the posting of a bond equal to the weighted-average amount by which normal value exceeds the export price as indicated in the chart above. These suspension-of-liquidation instructions will remain in effect until further notice.

#### ITC Notification

In accordance with section 735(d) of the Tariff Act, we have notified the International Trade Commission of our amended preliminary determination.

This determination is issued and published in accordance with section 733(f) and 777(i)(1) of the Tariff Act of 1930, as amended.

Dated: June 12, 2002

**Richard W. Moreland,**

*Acting Assistant Secretary for Import Administration.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-821-814]

#### Notice of Amended Final Determination of Sales at Less Than Fair Value: Structural Steel Beams from the Russian Federation

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

**ACTION:** Notice of Amended Final Determination of Sales at Less Than Fair Value.

**EFFECTIVE DATE:** June 19, 2002.

**SUMMARY:** We published in the Federal Register our final determination for the investigation of structural steel beams from the Russian Federation on May 20, 2002. We are amending our final determination to correct a ministerial error.

**FOR FURTHER INFORMATION CONTACT:** Hermes Pinilla or Richard Rimlinger, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-3477 or (202) 482-4477, respectively.

#### SUPPLEMENTARY INFORMATION:

#### The Applicable Statute

Unless otherwise indicated, all citations to the Tariff Act of 1930, as amended ("the Act"), are references to the provisions effective January 1, 1995, the effective date of the amendments made to the Act by the Uruguay Round Agreements Act ("URAA"). In addition, unless otherwise indicated, all citations

to the Department of Commerce's ("Department's") regulations are references to 19 CFR Part 351 (April 2001).

#### Background

On May 13, 2002, the Department determined that structural steel beams from the Russian Federation are being, or are likely to be, sold in the United States at less than fair value (67 FR 35490; May 20, 2002).

We disclosed our calculations for the final determination to counsel for petitioners, the Committee for Fair Beam Imports, on May 17, 2002, and to counsel for Nizhny Tagil Iron and Steel Works (Tagil) on May 15, 2002.

On May 23, 2002, we received a submission, timely filed pursuant to 19 CFR 351.224(c)(2), from the petitioners alleging a ministerial error in the Department's final determination. In its submission, the petitioners requested that this error be corrected and an amended final determination be issued reflecting this change.

#### Scope of Investigation

The scope of this investigation covers doubly-symmetric shapes, whether hot- or cold-rolled, drawn, extruded, formed or finished, having at least one dimension of at least 80 mm (3.2 inches or more), whether of carbon or alloy (other than stainless) steel, and whether or not drilled, punched, notched, painted, coated, or clad. These structural steel beams include, but are not limited to, wide-flange beams ("W" shapes), bearing piles ("HP" shapes), standard beams ("S" or "I" shapes), and M-shapes. All the products that meet the physical and metallurgical descriptions provided above are within the scope of this investigation unless otherwise excluded. The following products are outside and/or specifically excluded from the scope of this investigation: (1) Structural steel beams greater than 400 pounds per linear foot, (2) structural steel beams that have a web or section height (also known as depth) over 40 inches, and (3) structural steel beams that have additional weldments, connectors, or attachments to I-sections, H-sections, or pilings; however, if the only additional weldment, connector or attachment on the beam is a shipping brace attached to maintain stability during transportation, the beam is not removed from the scope definition by reason of such additional weldment, connector, or attachment.

The merchandise subject to this investigation is currently classified in the *Harmonized Tariff Schedule of the United States* (HTSUS) at subheadings 7216.32.0000, 7216.33.0030,

7216.33.0060, 7216.33.0090, 7216.50.0000, 7216.61.0000, 7216.69.0000, 7216.91.0000, 7216.99.0000, 7228.70.3040, and 7228.70.6000. Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the merchandise under investigation is dispositive.

#### Period of Investigation

The period of investigation (POI) is October 1, 2000, through March 31, 2001.

#### Ministerial Error

The Department's regulations provide that the Department will correct any ministerial error by amending the final determination. See 19 CFR 351.224(e). Examples of ministerial errors according to the Department's regulations include mistakes in "addition, subtraction, or other arithmetic function, clerical error resulting from inaccurate copying, duplication, or the like." See 19 CFR 351.224(f).

#### Ministerial-Error Allegation

The petitioners allege that the Department erred with respect to the factor the Department used to calculate indirect selling expenses. They argue that the portion attributable to interest expenses should reflect the deduction of interest income and imputed credit expenses. The petitioners argue that in the preliminary determination the Department correctly revised Tagil's indirect selling expense factor to include a figure for interest expense, reduced by amounts for interest income and imputed credit expenses. However, according to the petitioners, during the U.S. sales verification, the verification team found an error with Tagil's original indirect selling expense factor calculation which consequently changed the amount of this factor. The petitioners assert that, as the Department did in the preliminary determination, it should have adjusted Tagil's revised indirect expense selling factor to include a figure for interest expense. Instead, according to the petitioners, the Department simply used the factor reported in the March 22, 2002, sales verification report. The petitioners request that the Department adjust Tagil's indirect selling expense factor to include a figure for interest expense and amend the final determination.

We agree with the petitioners that we made a clerical error with respect to this matter and have recalculated the margin for Tagil. The Department hereby amends its final determination with respect to Tagil to correct this error. For

further details, see the analysis memorandum dated June 11, 2002.

#### Amended Final Determination

We are amending the final determination of sales at less than fair value for structural steel beams from the Russian Federation to reflect the correction of a ministerial error made in the margin calculations in that determination. We are publishing this amendment to the final determination pursuant to 19 CFR 351.224(e).

The revised weighted-average dumping margins are as follows:

Exporter/Manufacturer	Weighted-Average Margin Percentage
Tagil .....	239.82
Russia-wide rate .....	239.82

Because Tagil is the sole respondent in this investigation and the sole Russian producer or exporter with sales or shipments of subject merchandise to the United States during the POI, the recalculated margin for Tagil also applies to the Russia-wide rate. As a result of our amendment, the Russia-wide rate has also been amended and applies to all entries of the subject merchandise except for entries from Tagil.

#### Suspension of Liquidation

In accordance with section 735(c)(1)(B) of the Act, we are directing the Customs Service to continue to suspend liquidation of all entries of structural steel beams from the Russian Federation. The Customs Service shall require a cash deposit or the posting of a bond based on the estimated weighted-average dumping margin shown above. These suspension-of-liquidation instructions will remain in effect until further notice.

#### International Trade Commission Notification

In accordance with section 735(d) of the Act, we have notified the International Trade Commission of our amended determination.

We are issuing and publishing this determination and notice in accordance with sections section 735(d) and 777(i) of the Act and 19 CFR 351.224(e).

Dated: June 12, 2002

**Richard W. Moreland,**

*Acting Assistant Secretary for Import Administration.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 061402A]

### Gulf of Mexico Fishery Management Council; Public Meeting

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice of public meeting.

**SUMMARY:** The Gulf of Mexico Fishery Management Council (Council) will convene a public meeting via conference call of the Spiny Lobster Advisory Panel (AP).

**DATES:** This meeting will be via conference call on July 2, 2002, beginning at 8 a.m. EST.

**ADDRESSES:** A listening station will be available at the National Marine Fisheries Service, 75 Virginia Beach Drive, Miami, FL; Contact: Sophia Howard at 305-361-4285.

*Council address:* Gulf of Mexico Fishery Management Council, 3018 U.S. Highway 301 North, Suite 1000, Tampa, FL 33619.

**FOR FURTHER INFORMATION CONTACT:** Wayne Swingle, Executive Director, Fishery Biologist, Gulf of Mexico Fishery Management Council; telephone: 813-228-2815.

**SUPPLEMENTARY INFORMATION:** The Spiny Lobster Advisory Panel (AP) will convene by conference call to review and comment on a proposed federal rule that would complement a rule drafted by the Florida Fish and Wildlife Conservation Commission (FFWCC). The proposed rule would allow vessels in transit to have on board an additional sublegal-size lobster for each trap aboard, in addition to the current limit of 50 sublegal-size lobsters. All such lobsters are held in aerated live wells. The proposed rule is being implemented by the framework procedure implemented by Spiny Lobster Amendment 2 approved by the NMFS October 27, 1989 (54 FR 48059). The procedure approved in the amendment by NMFS, the Council, and the state of Florida, allows implementation of this type of rule in the exclusive economic zone by the Regional Administrator (RA) of NMFS if he/she concurs that the rule is consistent with the goals and objectives of the fishery management plan (FMP), and with federal law. In making that decision, the RA considers the comments of the Councils. The Councils may consider the comments of the AP and the Scientific and Statistical