

Circuit held that, pursuant to section 516A(e) of the Tariff Act of 1930, as amended (the Act), Commerce must publish a notice of a court decision that is not “in harmony” with a Commerce determination and must suspend liquidation of entries pending a “conclusive” court decision. The Court’s July 9, 2018, final judgment sustaining Commerce’s Remand Redetermination constitutes a final decision of the Court that is not in harmony with Commerce’s *Final Determination*. This notice is published in fulfillment of the publication requirements of *Timken*. Accordingly, Commerce will continue the suspension of liquidation of the subject merchandise pending the expiration of the period of appeal, or if appealed, pending a final and conclusive court decision.

We have not amended the *Final Determination* because reclassifying UTP–JA’s cost of caps as packing expenses did not result in a change to the weighted-average dumping margin calculated for Universal in the *Final Determination*, which remains 5.58 percent.

**Notification to Interested Parties**

This notice is issued and published in accordance with sections 516A(c)(1) and (e), and 777(i)(1) of the Act.

Dated: July 13, 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.*

[FR Doc. 2018–15566 Filed 7–18–18; 8:45 am]

**BILLING CODE 3510–DS–P**

**DEPARTMENT OF COMMERCE**

**International Trade Administration**

[C–570–048]

**Certain Carbon and Alloy Steel Cut-to-Length Plate From the People’s Republic of China: Final Results of Countervailing Duty Expedited Review**

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

**SUMMARY:** The Department of Commerce (Commerce) has completed its expedited review of the countervailing duty (CVD) order on certain carbon and alloy steel cut-to-length plate (CTL plate) from the People’s Republic of China (China) and finds that Jiangsu Tiangong Tools Company Limited (TG Tools) received countervailable subsidies during period of review (POR) January 1, 2015, through December 31, 2015.

**DATES:** Applicable July 19, 2018.

**FOR FURTHER INFORMATION CONTACT:** Ryan Mullen, AD/CVD Operations, Office V, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482–5260.

**SUPPLEMENTARY INFORMATION:**

**Background**

Commerce published the *Preliminary Results* of this expedited review on March 21, 2018.<sup>1</sup> A summary of the events that occurred since we published the *Preliminary Results*, as well as a full discussion of the issues raised by parties for the final results, may be found in the Issues and Decision Memorandum<sup>2</sup> issued concurrently with, and hereby adopted by, this notice. 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 <http://access.trade.gov>, and is available to all parties in the Central Records Unit, Room B8024 of the main Department of Commerce building. In addition, a complete version of the Issues and Decision Memorandum can be accessed directly at <http://enforcement.trade.gov/frn/>. The signed Issues and Decision Memorandum and the electronic version are identical in content.

**Scope of the Order**

The product covered by this order is CTL plate. A full description of the scope of the order is contained in the Issues and Decision Memorandum.<sup>3</sup>

**Methodology**

Commerce conducted this CVD expedited review in accordance with 19 CFR 351.214(k). For a full description of the methodology underlying our conclusions, see the Issues and Decision Memorandum. The subsidy programs under review, and the issues raised in the case and rebuttal briefs submitted by the parties, are discussed in the Issues and Decision Memorandum. A list of the issues that parties raised, and to which we responded in the Issues and Decision Memorandum, is attached as an Appendix to this notice.

Based on our review and analysis of the comments received from parties, we made certain changes to TG Tools’ subsidy rate calculations since the *Preliminary Results*. For a discussion of these changes, see the Issues and Decision Memorandum and the Final Calculation Memorandum.<sup>4</sup>

**Final Results of the Expedited Review**

As a result of this expedited review, we determine the countervailable subsidy rate to be:

Company	Subsidy rate
Jiangsu Tiangong Tools Company Limited, Tiangong Aihe Company Limited, Jiangsu Tiangong Group Company Limited, Jiangsu Tiangong Mould Steel R&D Center Company Limited .....	26.90 percent

**Cash Deposit Instructions**

Pursuant to section 19 CFR 351.214(k)(3)(iii), the final results of this expedited review will not be the basis for the assessment of countervailing duties. Upon the issuance of these final

results, Commerce will instruct Customs and Border Protection (CBP) to collect cash deposits of estimated countervailing duties for the companies subject to this expedited review, at the rates shown above, on shipments of subject merchandise entered, or

withdrawn from warehouse, for consumption on or after the date of publication of the final results of this expedited review. These cash deposit requirements, when imposed, shall remain in effect until further notice.

<sup>1</sup> See *Certain Carbon and Alloy Steel Cut-to-Length Plate from the People’s Republic of China: Preliminary Results of Countervailing Duty Expedited Review*, 83 FR 12337 (March 21, 2018) (*Preliminary Results*).

<sup>2</sup> See Memorandum, “Issues and Decision Memorandum for the Final Results of Expedited Review of the Countervailing Duty Order on Certain Carbon and Alloy Steel Cut-to-Length Plate from the People’s Republic of China,” dated concurrently

with, and hereby adopted by, this notice (Issues and Decision Memorandum).

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

<sup>4</sup> *Id.*; see also Memorandum, “Final Results Calculations for TG Tools” (June 13, 2018).

**Administrative Protective Orders**

This notice also serves as a reminder to parties subject to administrative protective order (APO) of their responsibility concerning the destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3). Timely written 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 terms of an APO is a sanctionable violation.

This determination is issued and published in accordance with 19 CFR 351.214(k).

Dated: July 13, 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**

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

- I. Summary
- II. Background
- III. Scope of the Order
- IV. Subsidies Valuation
- V. Use of Facts Otherwise Available and

- Adverse Inferences
- VI. Analysis of Programs
- VII. Analysis of Comments
  - Comment 1: TG Tools' Ministerial Error Allegation
  - Comment 2: AFA for Land Use for LTAR
  - Comment 3: Cross-Ownership Standard for TG Tools
  - Comment 4: Electricity for LTAR Calculation
  - Comment 5: Ocean Freight Benchmark
  - Comment 6: VAT in Benchmarks
  - Comment 7: Policy Loan Calculations
  - Comment 8: Import Tariff and VAT Exemptions Calculation
- VIII. Recommendation

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**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**Marine Mammals and Endangered Species**

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

**ACTION:** Notice; issuance of permits and permit amendments/modifications.

**SUMMARY:** Notice is hereby given that permits or permit amendments have been issued to the following entities under the Marine Mammal Protection Act (MMPA) and the Endangered Species Act (ESA), as applicable.

**ADDRESSES:** The permits and related documents are available for review upon written request or by appointment in the Permits and Conservation Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone: (301) 427-8401; fax: (301) 713-0376.

**FOR FURTHER INFORMATION CONTACT:** Shasta McClenahan (Permit Nos. 17845-03, 21238, 21348, and 21371), Carrie Hubard (Permit No. 22049), and Erin Markin (Permit No. 19496-01); at (301) 427-8401.

**SUPPLEMENTARY INFORMATION:** Notices were published in the **Federal Register** on the dates listed below that requests for a permit or permit amendment had been submitted by the below-named applicants. To locate the **Federal Register** notice that announced our receipt of the application and a complete description of the research, go to [www.federalregister.gov](http://www.federalregister.gov) and search on the permit number provided in the table below.

Permit No.	RIN	Applicant	Previous <b>Federal Register</b> Notice	Permit or amendment issuance date
17845-03 ...	0648-XC599	Rachel Cartwright, Ph.D., Keiki Kohola Project, 4945 Coral Way, Oxnard, CA 93035.	82 FR 11180; February 21, 2017.	June 14, 2018.
19496-01 ...	0648-XG038	Mariana Fuentes, Ph.D., Florida State University, 3263 Foley Drive, Tallahassee, FL 32309.	83 FR 10686; March 12, 2018	June 5, 2018.
21238 .....	0648-XG028	Center for Whale Research (Responsible Party: Kenneth Balcomb III), 355 Smuggler's Cove Road, Friday Harbor, WA 98250.	83 FR 8435; February 27, 2018.	June 4, 2018.
21348 .....	0648-XG027	NMFS Northwest Fisheries Science Center (NWFSC), 2725 Montlake Boulevard East, Seattle, WA 98112.	83 FR 11733; March 16, 2018	June 5, 2018.
21371 .....	0648-XF968	NMFS Northeast Fisheries Science Center (NEFSC), 166 Water Street, Woods Hole, MA 02543.	83 FR 5614; February 8, 2018	June 4, 2018.
22049 .....	0648-XG206	Living Planet Productions/Silverback Films (Responsible Party: Sarah Wade), 1 St. Augustine Yard, Gaunts Lane, Bristol, BS1 5DE, UK.	83 FR 19710; May 4, 2018 ...	June 7, 2018.

In compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*), a final determination has been made that the activities proposed are categorically excluded from the requirement to prepare an environmental assessment or environmental impact statement.

As required by the ESA, as applicable, issuance of these permit was based on a finding that such permits: (1) Were applied for in good faith; (2) will not operate to the disadvantage of such endangered species; and (3) are consistent with the purposes and

policies set forth in Section 2 of the ESA.

**Authority:** The requested permits have been issued under the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), the regulations governing the taking and importing of marine mammals (50 CFR part 216), the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), and the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-226), as applicable.

Dated: July 16, 2018.

**Julia Marie Harrison,**

*Chief, Permits and Conservation Division, Office of Protected Resources, National Marine Fisheries Service.*

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