

Dated: October 6, 2006.

Stephen J. Claeys,

Deputy Assistant Secretary for Import Administration.

[FR Doc. E6-17041 Filed 10-13-06; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-412-822]

#### Stainless Steel Bar From the United Kingdom: Notice of Extension of Time Limit for Preliminary Results of the 2005-2006 Administration Review

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

**EFFECTIVE DATE:** October 16, 2006.

**FOR FURTHER INFORMATION CONTACT:** Rebecca Trainor or Kate Johnson, AD/CVD Operations, Office 2, Import Administration, International Trade Administration, U.S. Department of Commerce, 14<sup>th</sup> Street and Constitution Avenue, NW, Washington, DC 20230; telephone (202) 482-4007 or (202) 482-4929, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Background

On April 28, 2006, the Department of Commerce ("Department") published in the **Federal Register** a notice of initiation of administrative review of the antidumping duty order on stainless steel bar from the United Kingdom, covering the period March 1, 2005, through February 28, 2006. See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 71 FR 25145 (April 28, 2006). The preliminary results for this administrative review are currently due no later than December 1, 2006.

##### Statutory Time Limits

Section 751(a)(3)(A) of the Tariff Act of 1930, as amended ("the Act"), requires the Department to issue the preliminary results of an administrative review within 245 days after the last day of the anniversary month of an order for which a review is requested and a final determination within 120 days after the date on which the preliminary results are published. If it is not practicable to complete the review within the time period, section 751(a)(3)(A) of the Act allows the Department to extend these deadlines to a maximum of 365 days and 180 days, respectively.

#### Extension of Time Limit for Preliminary Results

The Department is in the process of collecting additional information and clarifications of submitted data from the respondent. Furthermore, we require additional time to conduct verifications. Thus, it is not practicable to complete this review within the original time limit (*i.e.*, 245 days). Therefore, the Department is extending the time limit for completion of the preliminary results by 120 days, in accordance with section 751(a)(3)(A) of the Act. The preliminary results are now due not later than March 30, 2007. The final results continue to be due 120 days after publication of the preliminary results.

We are issuing and publishing this notice in accordance with sections 751(a)(1) and 777(i)(1) of the Act.

Dated: October 6, 2006.

Stephen J. Claeys,

Deputy Assistant Secretary for Import Administration.

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-588-833]

#### Initiation of Antidumping Duty Changed-Circumstances Review: Stainless Steel Bar From Japan

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

**SUMMARY:** In accordance with section 751(b) of the Tariff Act of 1930, as amended (the Act), and § 351.216(b) of the Department of Commerce's (the Department's) regulations, TRW Fuji Valve, Inc. (TRW), a U.S. importer, filed a request for a changed-circumstances review of the antidumping duty order on stainless steel bar from Japan. The petitioners and domestic interested parties have affirmatively expressed a lack of interest in the continuation of the order with respect to 21-2N modified valve/stem stainless steel round bar.<sup>1</sup> In response to this request, the Department is initiating a changed-circumstances review of the order on stainless steel bar from Japan with respect to this product as described below.

**EFFECTIVE DATE:** October 16, 2006.

<sup>1</sup> The petitioners and domestic interested parties include Carpenter Technology Corp., Crucible Specialty Metals Division of Crucible Materials Corp., Electralloy Corp., North American Stainless, Universal Stainless and Alloy Products, Inc., and Valbruna Slater Stainless, Inc.

#### FOR FURTHER INFORMATION CONTACT:

Dmitry Vladimirov or Minoo Hatten, AD/CVD Operations, Office 5, Import Administration, International Trade Administration, Department of Commerce, 14<sup>th</sup> Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-0665 or (202) 482-1690.

#### SUPPLEMENTARY INFORMATION:

##### Background

On August 28, 2006, TRW<sup>2</sup> requested that the Department conduct a changed-circumstances review of the order on stainless steel bar from Japan and exclude a product to which it referred as 21-2N modified valve/stem stainless steel round bar from the scope of the order. See TRW's letter to the Secretary, dated August 28, 2006. Specifically, TRW requested that the Department exclude imports meeting the following description from the order on stainless steel bar from Japan: certain valve/stem stainless steel round bar of 21-2N modified grade, having a diameter of 5.7 millimeters (with a tolerance of 0.025 millimeters), in length no greater than 15 meters, having a chemical composition consisting of a minimum of 0.50 percent and a maximum of 0.60 percent of carbon, a minimum of 7.50 percent and a maximum of 9.50 percent of manganese, a maximum of 0.25 percent of silicon, a maximum of 0.04 percent of phosphorus, a maximum of 0.03 percent of sulfur, a minimum of 20.0 percent and a maximum of 22.00 percent of chromium, a minimum of 2.00 percent and a maximum of 3.00 percent of nickel, a minimum of 0.20 percent and a maximum of 0.40 percent of nitrogen, a minimum of 0.85 percent of the combined content of carbon and nitrogen, and a balance minimum of iron, having a maximum core hardness of 385 HB and a maximum surface hardness of 425 HB, with a minimum hardness of 270 HB for annealed material. See TRW's letter to the Secretary, dated August 28, 2006. TRW requested that the Department revoke the order in part retroactively to February 1, 2006, the beginning of the anniversary month of the order. TRW stated that the steel product in question is not produced in commercial quantities in the United States.

On September 18, 2006, the petitioners and domestic interested parties provided a letter attesting to

<sup>2</sup> In its August 28, 2006, request TRW did not identify the sub-section of the term "interested party," as defined by section 771(9) of the Act, which applies to TRW. In response to our September 21, 2006, request for clarification, in its September 25, 2006, response TRW identified itself as a U.S. importer of the subject merchandise.

their expressed lack of interest in having this merchandise, as described above, continue to be subject to the antidumping duty order on stainless steel bar from Japan.

### Scope of the Order

The scope of the order covers stainless steel bar (SSB). The term SSB with respect to the order means articles of stainless steel in straight lengths that have been either hot-rolled, forged, turned, cold-drawn, cold-rolled or otherwise cold-finished, or ground, having a uniform solid cross section along their whole length in the shape of circles, segments of circles, ovals, rectangles (including squares), triangles, hexagons, octagons or other convex polygons. SSB includes cold-finished SSBs that are turned or ground in straight lengths, whether produced from hot-rolled bar or from straightened and cut rod or wire, and reinforcing bars that have indentations, ribs, grooves, or other deformations produced during the rolling process. Except as specified above, the term does not include stainless steel semi-finished products, cut-length flat-rolled products (*i.e.*, cut-length rolled products which if less than 4.75 mm in thickness have a width measuring at least 10 times the thickness, or if 4.75 mm or more in thickness having a width which exceeds 150 mm and measures at least twice the thickness), wire (*i.e.*, cold-formed products in coils, of any uniform solid cross section along their whole length, which do not conform to the definition of flat-rolled products), and angles, shapes and sections. The SSB subject to this order is currently classifiable under subheadings 7222.10.0005, 7222.10.0050, 7222.20.0005, 7222.20.0045, 7222.20.0075, and 7222.30.0000 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 this order is dispositive.

### Initiation of Changed-Circumstances Review

Pursuant to section 751(b)(1) of the Act, the Department will conduct a changed-circumstances review upon receipt of information concerning, or a request from an interested party for a review of, an antidumping duty order which shows changed circumstances sufficient to warrant a review of the order. As stated above, on August 28, 2006, TRW requested a determination by the Department in accordance with 19 CFR 351.216(b) to exclude the product described above from the scope of the order. TRW also requested that

the Department make the revocation effective February 1, 2006.

Pursuant to section 751(b)(1) of the Act and 19 CFR 351.216(b), we are initiating a changed-circumstances review. Although the petitioners and domestic interested parties have expressed a lack of interest in the order with respect to the product in question, they did not claim that they represent substantially all of the production of the domestic like product nor has the Department made such a determination. Interested parties are invited to comment on this initiation or to demonstrate that the petitioners and domestic interested parties account for substantially all of the production of the domestic like product.

### Public Comment

Interested parties may submit comments which the Department will take into account in the preliminary results of this review. The due date for filing any such comments is no later than 15 days after the date of publication of this notice. Responses to those comments may be submitted not later than 7 days following submission of the comments. All written comments must be submitted in accordance with 19 CFR 351.303. The Department will publish in the **Federal Register** a notice of preliminary results of changed-circumstances review in accordance with 19 CFR 351.221(b)(4) and 351.221(c)(3)(i), which will set forth the Department's preliminary factual and legal conclusions. Pursuant to 19 CFR 351.221(b)(4)(ii), interested parties will have an opportunity to comment on the preliminary results. The Department will issue its final results of review in accordance with the time limits set forth in 19 CFR 351.216(e). This notice is published in accordance with sections 751(b)(1) and 777(i)(1) of the Act and § 351.221(b) of the Department's regulations.

Dated: October 10, 2006.

David M. Spooner,

Assistant Secretary for Import Administration.

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## DEPARTMENT OF COMMERCE

### International Trade Administration

### North American Free-Trade Agreement (NAFTA), Article 1904 Binational Panel Reviews

AGENCY: NAFTA Secretariat, United States Section, International Trade

Administration, Department of Commerce.

**ACTION:** Notice of Decision of Panel.

**SUMMARY:** On October 6, 2006, the binational panel issued its decision in the full sunset review of the antidumping and countervailing duty determination made by the International Trade Commission, respecting Magnesium from Canada, Secretariat File No. USA-CDA-2000-1904-09. The binational panel affirmed the International Trade Commission determination with two dissenting opinions. Copies of the panel decision are available from the U.S. Section of the NAFTA Secretariat.

### FOR FURTHER INFORMATION CONTACT:

Caratina L. Alston, United States Secretary, NAFTA Secretariat, Suite 2061, 14th and Constitution Avenue, Washington, DC 20230, (202) 482-5438.

**SUPPLEMENTARY INFORMATION:** Chapter 19 of the North American Free-Trade Agreement ("Agreement") establishes a mechanism to replace domestic judicial review of the final determinations in antidumping and countervailing duty cases involving imports from a NAFTA country with review by independent binational panels. When a Request for Panel Review is filed, a panel is established to act in place of national courts to review expeditiously the final determination to determine whether it conforms with the antidumping or countervailing duty law of the country that made the determination.

Under Article 1904 of the Agreement, which came into force on January 1, 1994, the Government of the United States, the Government of Canada and the Government of Mexico established *Rules of Procedure for Article 1904 Binational Panel Reviews* ("Rules"). These Rules were published in the **Federal Register** on February 23, 1994 (59 FR 8686). The panel review in this matter has been conducted in accordance with these Rules.

*Panel Decision:* The determination is as follows:

The majority opinion stated that "While the Panel had some reasonable concerns about the evidence supporting the Commission's price underselling finding, the totality of the Commission's determination, including its alternative price depression finding, is reasonable, made in accordance with law, and supported by substantial evidence on the record as a whole. Therefore, the second determination on remand is hereby AFFIRMED".

The minority opinion stated "Having reviewed the Commission Second Remand Determination, the briefs,