

Additional Notice

The Review Board rescinded its earlier determination (noticed at 96-13838, 61 FR 28158), regarding record number 124-10073-10001 (and the duplicate records numbered 124-10235-10156, 124-10248-10386, and 124-10179-10025), in order to obtain additional information. After obtaining additional information, the Review Board will make a formal determination.

Dated: June 18, 1996.

David G. Marwell,

Executive Director.

[FR Doc. 96-15835 Filed 6-20-96; 8:45 am]

BILLING CODE 6118-01-P

DEPARTMENT OF COMMERCE**Bureau of Export Administration****Regulations and Procedures Technical Advisory Committee; Notice of Partially Closed Meeting**

A meeting of the Regulations and Procedures Technical Advisory Committee will be held July 12, 1996, 9:00 a.m., in the Herbert C. Hoover Building, Room 3407, 14th Street between Constitution and Pennsylvania Avenues, N.W., Washington, D.C. The Committee advises the Office of the Assistant Secretary for Export Administration on implementation of the Export Administration Regulations (EAR) and provides for continuing review to update for EAR as needed.

Agenda**Open Session**

1. Opening remarks by the Chairman.
2. Presentation of papers or comments by the public.
3. Discussion on issues regarding foreign nationals.
4. Update on the Automated Export System.
5. Discussion on end-use restrictions of the Enhanced Proliferation Control Initiative (EPCI).
6. Discussion on priorities for post-Export Administration Regulations (EAR) reform policy initiatives.

Closed Session

7. Discussion of matters properly classified under Executive Order 12958, dealing with the U.S. export control program and strategic criteria related thereto.

The General Session of the meeting will be open to the public and a limited number of seats will be available. To the extent that time permits, members of the public may present oral statements to the Committee. Written statements may

be submitted at any time before or after the meeting. However, to facilitate the distribution of public presentation materials to the Committee members, the Committee suggests that presenters forward the public presentation materials two weeks prior to the meeting date to the following address: Ms. Lee Ann Carpenter, TAC Unit/OAS/EA, Room 3886C, Bureau of Export Administration, U.S. Department of Commerce, Washington, D.C. 20230.

The Assistant Secretary for Administration, with the concurrence of the delegate of the General Counsel, formally determined on December 22, 1994, pursuant to Section 10(d) of the Federal Advisory Committee Act, as amended, that the series of meetings or portions of meetings of the Committee and of any Subcommittees thereof, dealing with the classified materials listed in 5 U.S.C. 552b(c)(1) shall be exempt from the provisions relating to public meetings found in section 10(a)(1) and (a)(3), of the Federal Advisory Committee Act. The remaining series of meetings or portions thereof will be open to the public.

A copy of the Notice of Determination to close meetings or portions of meetings of the Committee is available for public inspection and copying in the Central Reference and Records, Inspection Facility, Room 6020, U.S. Department of Commerce, Washington, D.C. For further information, call Lee Ann Carpenter at (202) 482-2583.

Dated: June 17, 1996.

Lee Ann Carpenter,

Director, Technical Advisory Committee Unit.

[FR Doc. 96-15795 Filed 6-20-96; 8:45 am]

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International Trade Administration

[A-427-806, A-427-807, A-427-808, A-427-809]

Certain Hot-Rolled Carbon Steel Flat Products, Certain Cold-Rolled Carbon Steel Flat Products, Certain Corrosion-Resistant Carbon Steel Flat Products, and Certain Cut-to-Length Carbon Steel Plate from France; Notice of Court Decision and Continuation of Suspension of Liquidation

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

ACTION: Notice.

SUMMARY: On May 28, 1996, in *Usinor Sacilor v. United States*, Consol. Court No. 93-09-00592-AD ("*Usinor Sacilor*"), a lawsuit challenging the Department of Commerce's (the

"Department") final determinations of sales at less than fair value in the captioned investigations, the U.S. Court of International Trade ("CIT") affirmed the Department's second redeterminations on remand. As a result, the final dumping margins for Usinor Sacilor and for the "All Others" rate are as follows:

	Percent
Certain Hot-Rolled Carbon Steel Products	25.80
Certain Cold-Rolled Carbon Steel Products	44.52
Certain Corrosion-Resistant Carbon Steel Products	29.41
Certain Cut-to-Length Carbon Steel Plate	52.76

Consistent with the decision of the U.S. Court of Appeals for the Federal Circuit ("CAFC") in *Timken Co. v. United States*, 893 F.2d 237 (Fed. Cir. 1990) ("*Timken*"), the Department will direct the U.S. Customs Service to change the cash deposit rates being used in connection with the suspension of liquidation of the subject merchandise once there is a "conclusive" decision in *Usinor Sacilor*.

EFFECTIVE DATE: June 7, 1996.

FOR FURTHER INFORMATION CONTACT: Edward Easton or John Brinkmann, Office of Antidumping Investigations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-1777 or (202) 482-5288, respectively.

SUPPLEMENTARY INFORMATION:**Background**

On July 9, 1993, the Department published notice of its final determinations of sales at less than fair value in its investigations of these carbon steel products from France. *Final Determinations of Sales at Less than Fair Value: Certain Hot-Rolled Carbon Steel Flat Products, Certain Cold-Rolled Carbon Steel Flat Products, Certain Corrosion-Resistant Carbon Steel Flat Products, and Certain Cut-to-Length Carbon Steel Plate from France*, 58 FR 37125. The Department subsequently amended these determinations and issued an antidumping order instructing the Customs Service to collect cash deposit, at the rates set forth in the amended final determinations, on entries of merchandise entered or withdrawn from warehouse for consumption on or after that publication dated, 58 FR 44169 (August 19, 1993). The amended final determinations set forth the following dumping margins for

respondent Usinor Sacilor and for the "All Others" rate:

	Percent
Certain Hot-Rolled Carbon Steel Products	80.56
Certain Cold-Rolled Carbon Steel Products	78.68
Certain Corrosion-Resistant Carbon Steel Products	39.40
Certain Cut-to-Length Carbon Steel Plate	52.76

Following publication of the Department's amended final determinations and antidumping order, Usinor Sacilor filed lawsuits with the CIT challenging the Department's final determinations. Thereafter, the CIT issued Slip Opinion 94-197, dated December 19, 1994, in *Usinor Sacilor*, remanding the Department's amended final determinations on certain issues. In that opinion, the CIT found that the Department had improperly rejected Usinor Sacilor's revised and corrected product concordance and then restored the "best information available" ("BIA"). The court directed the Department to accept the concordance. The court also found that the Department had improperly used BIA to remedy Usinor Sacilor's having improperly coded a particular grade of hot-rolled carbon steel. The court directed the Department either to use the relevant sales as coded or to allow Usinor Sacilor to reclassify them.

In addition, the court rejected the Department's selection of the highest non-aberrant margin as BIA for the downstream sales of Usinor Sacilor's majority-owned steel service centers. The court instructed the Department to use, instead, the "weighted-average calculated margin." Finally, with regard to the downstream sales of minority-owned steel service centers, the court instructed the Department to determine whether Usinor Sacilor controlled these service centers. If the Department were to find that Usinor Sacilor did control them, we were to select the highest non-aberrant margin as BIA in a manner consistent with the CIT's ruling in *National Steel Corp. v. United States*, Slip op. 94-194 (December 13, 1994). On the other hand, if the Department were to determine that Usinor Sacilor did not control the steel service centers in which it had minority ownership, we were to apply the "weighted-average calculated margin" as BIA.

On remand, after finding that Usinor Sacilor lacked operational control over the minority-owned service centers, the Department used the weighted-average calculated margin as BIA for the downstream sales of both the majority-

and minority-owned service centers. This weighted-average calculated margin BIA consisted of individual price-to-price margins, price-to-constructed value margins and unchallenged BIA margins. The Department also accepted Usinor Sacilor's revised and corrected concordance and permitted the company to correct the coding of the miscoded grade of steel. On February 17, 1995, the Department filed its required remand results with the CIT.

On November 9, 1995, the CIT issued a second remand opinion, in which it explained that it had intended that the Department would use a weighted-average calculated margin consisting only of price-to-price and price-to-constructed value margins, not including unchallenged margins based on BIA. The Department submitted the following recalculated weighted-average margins to the CIT on December 12, 1995:

	Percent
Certain Hot-Rolled Carbon Steel Products	25.80
Certain Cold-Rolled Carbon Steel Products	44.52
Certain Corrosion-Resistant Carbon Steel Products	29.41
Certain Cut-to-Length Carbon Steel Plate	52.76

On May 28, 1996, the CIT affirmed these recalculated margins.

Suspension of Liquidation

In its decision in *Timken*, the CAFC held that the Department must publish notice of a decision of the CIT or the CAFC which is not "in harmony" with the Department's final determination. Publication of this notice fulfills this obligation. Inasmuch as entries of the subject merchandise already are being suspended pursuant to the antidumping order in effect, the Department need not order the Customs Service to suspend liquidation. Consistent with *Timken*, the Department will order the Customs Service to change the relevant cash deposit rates in the event that the CIT's ruling is not appealed or the CAFC issues a final decision affirming the CIT's ruling.

Dated: June 14, 1996.

Robert S. LaRussa,

Acting Assistant Secretary for Import Administration.

[FR Doc. 96-15805 Filed 6-20-96; 8:45 am]

BILLING CODE 3510-DS-M

Determination Not to Revoke Countervailing Duty Order

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

ACTION: Notice of Determination Not to Revoke Countervailing Duty Order.

SUMMARY: The Department of Commerce (the Department) is notifying the public of its determination not to revoke the countervailing duty order listed below.

EFFECTIVE DATE: June 21, 1996.

FOR FURTHER INFORMATION CONTACT:

Brian Albright or Cameron Cardozo, Office of Countervailing Compliance, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230; telephone: (202) 482-2786.

SUPPLEMENTARY INFORMATION:

Background

On March 28, 1996, the Department published in the Federal Register (61 FR 13847) its intent to revoke the countervailing duty order listed below. Under 19 CFR 355.25(d)(4)(iii), the Secretary of Commerce will conclude that an order is no longer of interest to interested parties and will revoke the order if no domestic interested party (as defined in sections 355.2(i)(3), (i)(4), (i)(5), and (i)(6) of the regulations) objects to revocation and no interested party requests an administrative review by the last day of the 5th anniversary month.

Within the specified time frame, we received from a domestic interested party either an objection to our intent to revoke, or a request for administrative review, for this countervailing duty order. Therefore, because the requirements of 19 CFR 355.25(d)(4)(iii) have not been met, we will not revoke the order.

This determination is in accordance with 19 CFR 355.25(d)(4).

Countervailing duty order	
Peru: Pompon Chrysanthemums (C-333-601).	04/23/87 52 FR 13491

Dated: June 12, 1996.

Joseph A. Spetrini,

Deputy Assistant Secretary for Compliance.

[FR Doc. 96-15804 Filed 6-20-96; 8:45 am]

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