

Department's Position: The Department agrees with petitioner. Ta Chen argues that the Department should not impute a CEP profit on Ta Chen's U.S. direct selling expenses and commissions. Instead, Ta Chen asserts that the Department should only impute CEP profit on Ta Chen's indirect selling expenses occurring in the United States. Respondent's proposed methodology is directly contrary to the plain language of Section 772(d)(3) of the Act. Section 772(d)(3) provides that the Department shall reduce the starting price used to establish CEP by the profit allocated to the expenses described in section 772(d)(1)&(2). Section 772(d)(1) lists the following expenses:

(A) Commissions for selling the subject merchandise in the United States;

(B) Expenses that result from, and bear a direct relationship to, the sale, such as credit expenses, guarantees and warranties;

(C) Any selling expenses that the seller pays on behalf of the purchaser; and

(D) Any selling expenses not deducted under * * * (A), (B), or (C) [above].

Further, for purposes of calculating the applicable percentage, section 772(f)(2)(B) defines total U.S. expenses as those expenses deducted under section 772(d)(1)&(2). Therefore, contrary to Ta Chen's argument, the plain language of the statute directs the Department to deduct from CEP the profit allocated to all U.S. expenses, including U.S. direct selling expenses and commissions. Thus, the Department has not changed the CEP profit methodology used in the *Preliminary Results*.

Final Results of Review

As a result of this review, we determine that the following margin exists for the period June 1, 1996 through May 31, 1997:

Producer/manufacturer/exporter	Weighted-average margin (percent)
Ta Chen	0.34

The Department shall determine, and the U.S. Customs Service shall assess, antidumping duties on all appropriate entries. The Department shall issue appraisal instructions directly to the Customs Service. For assessment purposes, we have calculated importer-specific duty assessment rates for the merchandise based on the ratio of the total amount of antidumping duties calculated for the examined sales during

the POR to the total entered value of sales examined during the POR. As a result of this review, we have determined that the importer-specific duty assessment rate is necessary.

Furthermore, the following deposit requirements shall be effective upon publication of this notice of final results of review for all shipments of certain stainless steel butt-weld pipe fittings from Taiwan, entered, or withdrawn from warehouse, for consumption on or after the publication date, as provided for by section 751(a)(1) of the Tariff Act: (1) No cash deposit will be required for the reviewed company because its rate, stated above, is *de minimis*; (2) for previously investigated or reviewed companies not listed above, the cash deposit rate will continue to be the company-specific rate published for the most recent period; (3) if the exporter is not a firm covered in this review, or the original LTFV investigations, but the manufacturer is, the cash deposit rate will be the rate established for the most recent period for the manufacturer of the merchandise; and (4) if neither the exporter nor the manufacturer is a firm covered in these reviews, the cash deposit rate for this case will continue to be 51.03 percent, the "All Others" rate made effective by the LTFV investigation. These deposit requirements shall remain in effect until publication of the final results of the next administrative review.

This notice serves as a final reminder to importers of their responsibility under 19 CFR 353.26 to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during this review period. Failure to comply with this requirement could result in the Secretary's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of double antidumping duties.

This notice also serves as a reminder to parties subject to administrative protective order ("APO") of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with section 353.34(d) of the Department's regulations. Timely notification of return/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 sanctionable violation.

This administrative review and notice are in accordance with sections 751(a)(1) and 777(i)(1) of the Act (19 U.S.C. 1675(a)(1) and 1677(f)(i)(1)).

Dated: December 2, 1998.

Robert S. LaRossa,

Assistant Secretary for Import Administration.

[FR Doc. 98-32728 Filed 12-8-98; 8:45 am]

BILLING CODE 3510-DS-P

DEPARTMENT OF COMMERCE

International Trade Administration

[A-821-803]

Titanium Sponge From the Russian Federation: Rescission of Antidumping Duty Administrative Review

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

ACTION: Notice of rescission of antidumping duty administrative review.

SUMMARY: On September 29, 1998, the Department of Commerce (the Department) initiated an administrative review of the antidumping finding on titanium sponge from the Russian Federation (Russia) for TMC Trading International, Ltd. (TMC), an exporter/reseller of subject merchandise. This review was requested by TMC and covers the period April 1, 1997, through March 31, 1998. The Department is rescinding the review after receiving a withdrawal of its request for review from TMC.

EFFECTIVE DATE: December 9, 1998.

FOR FURTHER INFORMATION CONTACT: Mark Manning or Wendy Frankel, Office of AD/CVD Enforcement, Office 4, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230; telephone (202) 482-3936 and 482-5849, 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. In addition, unless otherwise indicated, all citations to the Department of Commerce's regulations refer to the regulations codified at 19 CFR Part 351 (1998).

Background

On August 28, 1998, TMC requested that the Department conduct an administrative review of titanium sponge from Russia for the period April

1, 1997 through March 31, 1998. No other interested party requested that the Department conduct an administrative review.

On September 29, 1998, the Department published in the **Federal Register** (63 FR 51893) a notice of initiation of administrative review with respect to TMC, an exporter/reseller of subject merchandise. On November 12, 1998, TMC filed a letter with the Department withdrawing its request that the Department conduct an administrative review. This withdrawal complies with section 351.213(d) of the Department's regulations, which grants parties 90 days from the publication of the notice of initiation of review to withdraw a request for review. See 19 CFR 351.213(d). Therefore, the Department is rescinding this administrative review.

This notice is in accordance with section 751 of the Act and section 351.213(d) of the Department's regulations.

Dated: December 1, 1998.

Robert S. LaRussa,

Assistant Secretary for Import Administration.

[FR Doc. 98-32724 Filed 12-8-98; 8:45 am]

BILLING CODE 3510-DS-P

DEPARTMENT OF COMMERCE

International Trade Administration

[A-834-802]

Agreement Suspending the Antidumping Investigation on Uranium From Kazakhstan

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

ACTION: Notice of Amendment to the Agreement Between the United States Department of Commerce and the Republic of Kazakhstan Suspending the Antidumping Investigation on Uranium from Kazakhstan.

SUMMARY: The Department of Commerce ("Department") and the Republic of Kazakhstan ("Kazakhstan") have signed an Amendment ("Amendment") to the Agreement Suspending the Antidumping Investigation on Uranium from Kazakhstan ("Agreement").

EFFECTIVE DATE: October 7, 1998.

FOR FURTHER INFORMATION CONTACT:

James C. Doyle or Juanita H. Chen, Enforcement Group III, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street & Constitution Avenue, N.W., Washington, DC 20230;

telephone: (202) 482-0159 or (202) 482-0409, respectively.

SUPPLEMENTARY INFORMATION:

Background

On October 16, 1992, the Department and Kazakhstan signed the Agreement and, on October 20, 1992, the Agreement was published in the **Federal Register** (57 FR 49220, 49222). On August 11, 1998, the Department and Kazakhstan initialed an amendment to permit entry of certain uranium from Kazakhstan under the re-export provision of the Agreement ("Initialed Amendment"). The Department subsequently released the Initialed Amendment to interested parties for comment. After careful consideration by the Department of the comments submitted, and further consultations between the parties, the Department and Kazakhstan signed a final Amendment on September 29, 1998. The text of said final Amendment follows this notice. On October 2, 1998, to satisfy a condition subsequent, in compliance with the terms of the Amendment, Kazakhstan submitted a numerical chart to the record showing that the entire volume of Kazakhstan's imported enriched uranium and uranium received in consideration for Kazakhstan's uranium, both in terms of separate work units (SWU) and pounds U3O8 equivalent, would be re-exported.

Dated: November 27, 1998.

Joseph A. Spetrini,

Deputy Assistant Secretary, Enforcement Group III.

Amendment to the Agreement Between the United States Department of Commerce and the Republic of Kazakhstan Suspending the Antidumping Investigation on Uranium From Kazakhstan

The United States Department of Commerce ("the Department") and the Government of the Republic of Kazakhstan ("Kazakhstan") hereby amend their Agreement Suspending the Antidumping Investigation on Uranium from Kazakhstan, signed October 16, 1992 ("the Agreement"), to permit entry, under Section IV.H of the Agreement, of uranium from Kazakhstan, identified in submissions to the Department dated December 30, 1997, January 22, 1998, February 2, 1998, March 3, 1998, April 30, 1998, and September 1, 1998. The Department and Kazakhstan acknowledge that they are also negotiating an amendment to this Agreement. As part of these negotiations, the parties shall seek to establish pre-shipment notification and approval procedures for shipments under Section IV.H.

Section IV.H of the Agreement is hereby amended by adding the following sentence:

The uranium identified as Kazakhstani uranium in submissions to the Department dated December 30, 1997, January 22, 1998,

February 2, 1998, March 3, 1998, April 30, 1998, and September 1, 1998, may enter the United States pursuant to this provision, consistent with the transaction described in such submissions, notwithstanding whether such transaction involves a sale in the United States. In addition, the Government of Kazakhstan must provide, on the record, a full description of the disposition of all uranium to be delivered pursuant to this Amendment, including all relevant contracts. All documents submitted in connection with such transactions are subject to verification. This Amendment will become effective upon the filing of such submission. All other requirements of this Section apply in full.

Signed on this 29th day of September, 1998.

For the Government of Kazakhstan:

Bolat Nurgaliev,

Ambassador to the United States, Republic of Kazakhstan.

For the United States Department of Commerce:

Robert S. LaRussa,

Assistant Secretary for Import Administration.

[FR Doc. 98-32723 Filed 12-8-98; 8:45 am]

BILLING CODE 3510-DS-P

DEPARTMENT OF COMMERCE

International Trade Administration

[C-533-063]

Certain Iron-metal Castings From India: Amended Final Results of Countervailing Duty Administrative Review in Accordance With Decision Upon Remand

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

ACTION: Notice of amendment to final results of countervailing duty administrative review in accordance with decision upon remand.

SUMMARY: On September 29, 1998, in *Creswell Trading Co. v. United States*, Slip Op. No 98-139., the United States Court of International Trade (CIT) affirmed the Department of Commerce's (the Department's) redetermination on remand regarding the administrative review covering the period January 1, 1985, through December 31, 1985. In accordance with the CIT's instructions, the Department has recalculated the countervailing duty rates. The final countervailing duty rates for this review period are listed below in the *Results of Remand* section.

EFFECTIVE DATE: December 9, 1998.

FOR FURTHER INFORMATION CONTACT:

Robert Copyak or Richard Herring, Office of AD/CVD Enforcement VI, Import Administration, International