

DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Docket 39-2003]

**Foreign-Trade Zone 82, Mobile, AL;
Request for Manufacturing Authority
(Agricultural Chemicals)**

An application has been submitted to the Foreign-Trade Zones Board (the Board) by the City of Mobile (Alabama), grantee of FTZ 82, requesting authority on behalf of E.I. DuPont de Nemours and Company (Dupont) for the manufacture of crop protection products and related chemicals under FTZ procedures within proposed Site 2 of FTZ 82 (FTZ Doc. 19-2003; 68 FR 19498, 4/21/2003). The application was submitted pursuant to the provisions of the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a-81u), and the regulations of the Board (15 CFR part 400). It was formally filed on August 7, 2003.

Dupont operates a 114-acre facility (200 full-time employees and 100 contract workers) within the proposed Site 2 of FTZ 82 for the manufacture of agricultural chemicals, including the insecticides marketed under the Avaunt, Steward, Asana, and Fortress trade names. The finished products would enter the United States under HTSUS headings 2907, 2914, 2916, 2917, 2918, 2920, 2921, 2924, 2926, 2928, 2930, 2932, 2933, 2934, 2935, 3808, or 3815, with duty rates ranging from duty-free to 7.8% *ad valorem*. Imported inputs are projected to comprise less than 20 percent of the value of finished products produced under FTZ procedures.

The company indicates that the following foreign inputs may be admitted under FTZ procedures: fulminates, cyanates and thiocyanates; cyclic hydrocarbons; halogenated derivatives of hydrocarbons; derivatives of hydrocarbons; acyclic alcohols and derivatives; cyclic alcohols and derivatives; phenols and phenol-alcohols, and their derivatives; ethers, ether-alcohols, ether-phenols, ether-alcohol-phenols, alcohol peroxides, ether peroxides, ketone peroxides, and their derivatives; aldehyde-function compounds and derivatives; ketone-function compounds and quinone-function compounds; saturated acyclic monocarboxylic acids and derivatives; unsaturated acyclic monocarboxylic acids and derivatives; polycarboxylic acids and derivatives; carboxylic acids and derivatives; phosphoric esters, salts, and derivatives; esters of other inorganic salts, and their salts and derivatives; amine function compounds; oxygen-function amino-compounds; quaternary

ammonium salts and hydroxides, lecithins, and other phosphoaminolipids; carboxamide-function compounds and amide-function compounds of carbonic acid; nitrile-function compounds; diazo-, azo-, or azoxy-compounds; organic derivatives of hydrazine or of hydroxylamine; organo-sulfur compounds; other organo-inorganic compounds; heterocyclic compounds with nitrogen hetero-atom(s) only; sulfonamides; oxidation inhibitors; insecticides, rodenticides, fungicides, herbicides, etc.; reaction initiators and accelerators; and chemical products and preparations not elsewhere specified (HTS heading 3824). Duty rates on these imported components currently range from duty-free to 7.8 percent.

This application requests authority to allow Dupont to conduct the activity under FTZ procedures, which would exempt the company from Customs duty payments on the foreign components used in export activity. On its domestic sales, the company would be able to choose the duty rate that applies to finished products for the foreign components noted above. The company would also be exempt from duty payments on foreign merchandise that becomes scrap/waste. The application indicates that the savings would help improve the facility's international competitiveness.

In accordance with the Board's regulations, a member of the FTZ Staff has been designated examiner to investigate the application and report to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at one of the following addresses:

1. Submissions Via Express/Package Delivery Services: Foreign-Trade Zones Board, U.S. Department of Commerce, Franklin Court Building—Suite 4100W, 1099 14th St. NW., Washington, DC 20005; or

2. Submissions Via the U.S. Postal Service: Foreign-Trade Zones Board, U.S. Department of Commerce, FCB—Suite 4100W, 1401 Constitution Ave. NW., Washington, DC 20230.

The closing period for their receipt is October 17, 2003. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period to November 3, 2003.

A copy of the application and accompanying exhibits will be available for public inspection at the Office of the Foreign-Trade Zones Board's Executive Secretary at the first address listed above, and at the Office of the City

Clerk, City of Mobile, 9th Floor, South Tower, Government Plaza, 205 Government Street, Mobile, AL 36602.

Dated: August 7, 2003.

Dennis Puccinelli,

Executive Secretary.

[FR Doc. 03-21061 Filed 8-15-03; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-351-605]

**Frozen Concentrated Orange Juice
from Brazil; Rescission of
Antidumping Duty Administrative
Review**

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

ACTION: Notice of Rescission of the Antidumping Duty Administrative Review.

EFFECTIVE DATE: August 18, 2003.

FOR FURTHER INFORMATION CONTACT: Irina Itkin or Elizabeth Eastwood, Office of AD/CVD Enforcement 2, Group I, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230, telephone: (202) 482-0656 or (202) 482-3874, respectively.

SUPPLEMENTARY INFORMATION:**Background**

On May 1, 2003, the Department of Commerce (Department) published in the **Federal Register** (68 FR 23281) a notice of opportunity to request an administrative review of the antidumping duty order on frozen concentrated orange juice from Brazil for the period May 1, 2002, through April 30, 2003.

In accordance with 19 CFR 351.213(b)(1), on May 30, 2003, the petitioners (*i.e.*, Florida Citrus Mutual, Citrus Belle, Citrus World, Inc., Orange-Co of Florida, Inc., Peace River Citrus Products, Inc., and Southern Gardens Citrus Processors Corp.) requested a review of this order with respect to the following producers/exporters: Branco Peres Citrus S.A. (Branco Peres), Citrovida Agro Industrial Ltda. and its affiliated parties Cambuhy MC Industrial Ltda. and Cambuhy Citrus Comercial e Exportadora (collectively "Citrovita"), CTM Citrus S.A. (CTM), and Sucorrico S.A. (Sucorrico).

The Department initiated an administrative review for Branco Peres, Citrovida, CTM, and Sucorrico and

issued questionnaires to them in July 2003. *See* 68 FR 39055 (July 1, 2003).

Branco Peres, Citrovita, CTM, and Sucorrico notified the Department that neither they nor any of their affiliates had any sales or exports of subject merchandise during the period of review (POR). The Department confirmed these companies' statements with the Bureau of Customs and Border Protection (BCBP). Accordingly, we notified the petitioners that we intended to rescind this administrative review with respect to all four respondents and they did not object. *See* July 21, 2003, memorandum from Alice Gibbons to the file entitled, "Intent to Rescind the Antidumping Duty Administrative Review on Frozen Concentrated Orange Juice from Brazil."

Rescission of Review

Because Branco Peres, CTM, Citrovita, and Sucorrico had no shipments of subject merchandise during the POR, in accordance with 19 CFR 351.213(d)(3) and consistent with our practice, we are rescinding this review of the antidumping duty order on frozen concentrated orange juice from Brazil for the period of May 1, 2002, through April 30, 2003. This notice is published in accordance with section 751 of the Tariff Act of 1930, as amended, and 19 CFR 351.213(d)(4).

Dated: August 12, 2003.

James J. Jochum,

Assistant Secretary for Import Administration.

[FR Doc. 03-21059 Filed 8-15-03; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-836]

Notice of Rescission of Antidumping Duty New Shipper Review: Glycine from the People's Republic of China

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

SUMMARY: On May 24, 2002 the Department published the notice of initiation of the new shipper review of the antidumping duty order on glycine from the People's Republic of China (PRC) covering the period March 1, 2001, through February 28, 2002. The new shipper review covered exports by Tianjin Tiancheng Pharmaceutical Co. Ltd. (TTPC). *See Glycine from the People's Republic of China: Initiation of Antidumping New Shipper Review*, 67 FR 36572 (May 24, 2002) (*New Shipper Initiation*). For the reasons discussed

below, we are rescinding the review of TTPC.

EFFECTIVE DATE: August 18, 2003.

FOR FURTHER INFORMATION CONTACT: Scot Fullerton or Matthew Renkey at (202) 482-1386 and (202) 482-2312, respectively; AD/CVD Enforcement, Office 7, Group III, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230.

SUPPLEMENTARY INFORMATION:

Background

On March 29, 1995, the Department published in the **Federal Register** an antidumping duty order on glycine from the PRC. *See Antidumping Duty Order: Glycine from the People's Republic of China*, 60 FR 16116, (March 29, 1995). On March 29, 2002, the Department received a request for a new shipper review from TTPC; however, this request was not filed in accordance with section 751(a)(2)(B) of the Tariff Act of 1930, as amended (the Act) and section 351.214(c) of the Department's regulations. On April 29, 2002, the Department sent a letter to TTPC asking them to properly refile their request with the Department by May 1, 2002. The Department allowed TTPC to correct its business proprietary information (BPI) as it had done with a concurrent request for a new shipper review in another case. *See Memorandum to the File through Maureen Flannery from Matthew Renkey, Initiation of New Shipper Review of Glycine from the People's Republic of China* (May 17, 2002). On May 1, 2002, the Department received a properly filed request for a new shipper review from TTPC for the antidumping duty order on glycine from the People's Republic of China. On May 24, 2002, the Department published its initiation of this new shipper review for the period March 1, 2001, through February 28, 2002. *See New Shipper Initiation*.

On May 24, 2002, the Department issued a questionnaire to TTPC. On July 11, 2002, TTPC responded to section A of the questionnaire, and on July 12, 2002, TTPC responded to sections C and D. On November 13, 2002, the Department issued a supplemental questionnaire to TTPC, and we received TTPC's supplemental response on December 9, 2002. Department officials conducted verification of TTPC and its producer/supplier, Baoding Mancheng Eastern Chemical Plant (Eastern Chemical), from January 20 through January 23, 2003. The results of the Department's verification can be found in *New Shipper Review of Glycine from*

the People's Republic of China: Sales and Factors Verification Report for Tianjin Tiancheng Pharmaceutical Co. Ltd. (TTPC Verification Report), and *New Shipper Review of Glycine from the People's Republic of China: Factors Verification Report for Baoding Mancheng Eastern Chemical Plant (Eastern Chemical Verification Report)*, both dated March 6, 2003. Public versions of these reports are on file in the Central Records Unit located in room B-099 of the Main Commerce Building. On February 26, 2003, we issued a questionnaire to TTPC's U.S. importer. We published the preliminary results of this new shipper review on March 20, 2003. *See Notice of Preliminary Results of Antidumping Duty New Shipper Reviews: Glycine from the People's Republic of China*, 68 FR 13669 (March 20, 2003) (*Preliminary Results*). In the *Preliminary Results*, we made no determination regarding the *bona fides* of TTPC's sales. In the *Preliminary Results*, we noted that any response to the questionnaire we sent to the U.S. importer would be evaluated for the purposes of the final results of this review.

On March 12, 2003, we received TTPC's importer's response to our questionnaire. On April 18, 2003, and July 3, 2003 the Department issued additional questionnaires to TTPC's importer. Responses to these questionnaires were received on April 28, 2003, and July 21, 2003, respectively. Both the petitioners (Chattem Chemicals, Inc. and Dow Chemical Company) and respondent filed case and rebuttal briefs.¹ On June 13, 2003, the Department published a notice extending the time limit for the final results of this new shipper review to no later than August 8, 2003. *See Notice of Extension of Time Limit of Final Results of New Shipper Review: Glycine from the People's Republic of China*, 68 FR 35383 (June 13, 2003) (*Final Extension Notice*). In the *Final Extension Notice*, one of the reasons given for extending the time limit was to allow the Department more time to evaluate the *bona fides* of TTPC's U.S. sales.

In addition to commenting on the *bona fides* of TTPC's U.S. sales, the

¹ On April 30, 2003, the Department received a properly filed case brief from TTPC. Petitioners also filed their case brief on April 30, 2003. On May 6, 2003 both parties filed their rebuttal briefs. Due to the fact that new factual information was submitted in the original versions of petitioners' case and rebuttal briefs and respondent's rebuttal brief, the Department instructed parties to refile these briefs without the new factual information on May 16, 2003. The Department received properly filed versions of petitioners' case and rebuttal briefs and respondent's rebuttal brief on May 16, 2003.