International Trade Administration

[A–570–827]  
Certain Cased Pencils From the People’s Republic of China: Final Results of Antidumping Duty Administrative Review; 2012–2013

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

SUMMARY: On December 31, 2014, the Department of Commerce (the Department) published the preliminary results and partial rescission of the administrative review of the antidumping duty order on certain cased pencils (pencils) from the People’s Republic of China (PRC). We gave interested parties an opportunity to comment on the preliminary results in a notice. The period of review (POR) is December 1, 2012, through November 30, 2013. This review covers one exporter of subject merchandise, Shandong Rongxin Import & Export Co., Ltd. (Rongxin). For the final results, we continue to find that Rongxin is not eligible for a separate rate, and, thus, remains part of the PRC-wide entity.


FOR FURTHER INFORMATION CONTACT: Mary Kolberg or Sergio Balbontin, AD/CVD Operations, Office I, Enforcement and Compliance, International Trade Administration, Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: (202) 482–1785, (202) 482–6478, respectively.

SUPPLEMENTARY INFORMATION:

Background

On December 31, 2014, the Department published the preliminary results and partial rescission of the administrative review of the antidumping duty order on pencils from the PRC.1 Between February 2, 2015, and February 4, 2015, we received a case brief and a rebuttal brief with respect to the Preliminary Results. We conducted this administrative review in accordance with section 751 of the Tariff Act of 1930, as amended (the Act).

Scope of the Order

The merchandise subject to the order includes pencils from the PRC. The subject merchandise is currently classifiable under Harmonized Tariff Schedule of the United States (HTSUS) subheading 9609.10.10. Although the HTSUS subheadings are provided for convenience and customs purposes, the written product description is dispositive. A full description of the scope of the order is contained in the Issues and Decision Memorandum, dated concurrently with and hereby adopted by this notice.2

Analysis of Comments Received

All issues raised in the case and rebuttal briefs filed by parties to this administrative review are addressed in the Issues and Decision Memorandum. A list of the issues raised is attached to this notice as an appendix. 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. The Issues and Decision Memorandum is also available to all parties in the Central Records Unit, Room 7046 of the main Department of Commerce building. In addition, a complete version of the Issues and Decision Memorandum can be accessed directly on the Enforcement and Compliance Web site at http://enforcement.trade.gov/frn. The signed and electronic versions of the Issues and Decision Memorandum are identical in content.

Changes Since the Preliminary Results

The Department conducted this review in accordance with section 751(a)(1)(B) of the Act. Based on our analysis of the comments received, we did not make any revisions to the Preliminary Results. For a full description of the analysis underlying our conclusions, see the Issues and Decision Memorandum.

PRC-Wide Rate and PRC-Wide Entity

For the Preliminary Results, the Department assigned to the PRC-wide entity the rate of 114.90 percent.3 Because this rate is the same as the PRC-wide rate from previous segments of this proceeding and nothing on the record of this review calls into question the reliability of the PRC-wide rate, we find it appropriate to continue to apply the rate of 114.90 percent to the PRC-wide entity.

In the Preliminary Results, the Department determined that Rongxin was not eligible for a separate rate and, therefore, Rongxin is part of the PRC-wide entity. After reviewing the issues raised in the case and rebuttal briefs from interested parties, the Department continues to find Rongxin ineligible for a separate rate. Thus, we continue to treat Rongxin as part of the PRC-wide entity.4

Final Results of the Review

As a result of this administrative review, we determine that the following weighted-average dumping margins exist:5

<table>
<thead>
<tr>
<th>Exporter</th>
<th>Weighted-average dumping margin (percent)</th>
</tr>
</thead>
<tbody>
<tr>
<td>PRC-Wide Entity</td>
<td>114.90</td>
</tr>
</tbody>
</table>

* Includes Shandong Rongxin Import & Export Co., Ltd.

Assessment

Pursuant to section 751(a)(2)(A) of the Act and 19 CFR 351.212(b), the Department shall determine, and U.S. Customs and Border Protection (CBP) shall assess, antidumping duties on all appropriate entries covered by this review in accordance with the final results of this review.

The Department announced a refinement to its assessment practice in non-market economy country antidumping proceedings.6 Pursuant to this refinement in practice, for entries that were not reported in the U.S. sales databases submitted by companies individually examined during this review, the Department will instruct CBP to liquidate such entries at the PRC-wide rate. In addition, for

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1 See Certain Cased Pencils From the People’s Republic of China: Preliminary Results of Antidumping Duty Administrative Review; Partial Rescission; 2012–2013; 79 FR 78795 (December 31, 2014) (Preliminary Results). Based on the timely withdrawal of the request for review of Orient International Holding Shanghai Foreign Trade Co., Ltd. (SFTC), in the Preliminary Results, the Department inadvertently omitted “Orient International Holding” in referencing SFTC’s full company name.

2 See Memorandum “Issues and Decision Memorandum for the Final Results of Antidumping Duty Administrative Review; Certain Cased Pencils from the People’s Republic of China; 2012–2013” dated concurrently with and hereby adopted by this notice (Issues and Decision Memorandum).

3 See Notice of Amended Final Results and Partial Rescission of Antidumping Duty Administrative Review: Certain Cased Pencils from the People’s Republic of China, 67 FR 59049 (September 19, 2002).

4 The Department’s change in policy regarding conditional review of the PRC-wide entity is not applicable to this administrative review. See Antidumping Proceedings: Announcement of Change in Department Practice for Respondent Selection in Antidumping Duty Proceedings and Conditional Review of the Nonmarket Economy Entity in NME Antidumping Duty Proceedings, 78 FR 65963, 65970 (November 4, 2013).

5 As noted, Rongxin is not eligible for a separate rate.

companies where the Department
determined that the exporter under
review had no shipments of the subject
merchandise, any suspended entries
that entered under that exporter’s case
number (i.e., at that exporter’s rate) will
be liquidated at the PRC-wide rate.7

We intend to issue assessment
instructions to CBP 15 days after the
date of publication of the final results of
review.

Cash Deposit Requirements

The following cash deposit
requirements will be effective upon
publication of these final results of
review for all shipments of the subject
merchandise from the PRC entered, or
withdrawn from warehouse, for
consumption on or after the publication
date as provided by section 751(a)(2)(C)
of the Act: (1) For previously
investigated or reviewed PRC and non-
PRC exporters not listed above that
received a separate rate in a prior
segment of this proceeding, the cash
deposit rate will continue to be the
exporter-specific rate; (2) for all PRC
exporters of subject merchandise that
have not been found to be entitled to a
separate rate, the cash deposit rate will
be that for the PRC-wide entity of 114.90
percent; (3) for all non-PRC exporters of
subject merchandise which have not
received their own rate, the cash deposit
rate will be the rate applicable to the
PRC exporter that supplied that non-
PRC exporter. These deposit
requirements shall remain in effect until
further notice.

Notification

This notice serves as a final reminder to
importers of their responsibility under
19 CFR 351.402(f)(2) 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 the antidumping
duties occurred and the subsequent
assessment of double antidumping
duties.

Notification Regarding Administrative
Protective Order

This notice also serves as the only
reminder to parties subject to
administrative protective order (APO) of
their responsibility concerning the
return or destruction of proprietary
information disclosed under APO in
accordance with 19 CFR 351.305.
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.

These final results of review are
issued and published in accordance with
sections 751(a)(1) and 777(i) of the
Act and 19 CFR 351.213.


Paul Piquado,
Assistant Secretary for Enforcement and
Compliance.

Appendix I

List of Topics Discussed in the Issues and
Decision Memorandum

1. Summary
2. Background
3. Scope of the Order
4. Separate Rate/PRC-Wide Entity
5. Discussion of the Issues
   Comment 1: Whether Rongxin is Entitled
to a Separate Rate
   Comment 2: Whether Dixon is a U.S.
Manufacturer of Subject Merchandise,
and, therefore, Entitled to Request an
Administrative Review of Rongxin
6. Recommendation

[FR Doc. 2015–10622 Filed 5–8–15; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

National Institute of Standards and
Technology
[Docket Number: 150501413–5413–01]
Manufacturing Extension Partnership
State Competitions and Regional
Forums

AGENCY: National Institute of Standards and
Technology, Commerce.

ACTION: Notice.

SUMMARY: The National Institute
of Standards and Technology (NIST)
announces that the Hollings
Manufacturing Extension Partnership
Program (MEP) intends to publish and
post two (2) separate announcements of
funding availability for MEP Centers
in calendar year 2016. The list of specific
states that will be involved in the
competitions will be posted on the NIST
MEP Web site at: http://www.nist.gov/
mepp/. The funding announcements will
be provided both in the Federal Register
and on Grants.gov. Prior to or in
conjunction with each publication, MEP
will conduct approximately two to three
Regional Forums.

DATES: The two separate
announcements of funding availability
are expected to be published and posted
in January 2016 and July 2016,
respectively. The Regional Forums will
take place prior to or in conjunction
with each publication, with notification
to the public posted at: www.nist.gov/
mepp/.

ADDRESS: The FRNs will be published in the
Federal Register at https://
www.federalregister.gov/, and the FFOS
will be posted on http://www.grants.gov.
More information about MEP and past
funding opportunities may be obtained
from the MEP Web site: www.nist.gov/
mepp/.

FOR FURTHER INFORMATION CONTACT:
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SUPPLEMENTARY INFORMATION: NIST
MEP, through a state-federal network of
60 centers and 1,200 manufacturing
experts, helps small and medium-sized
manufacturers across the country
to improve their production processes,
upgrade their technological capabilities,
and bring new products to market. MEP
helps small and medium-sized
manufacturers compete, thereby
increasing employment and investment
across the country and generating a high
return on public investment.

Every dollar of federal investment in
the MEP translates into $19 of new sales
for small and medium-sized
manufacturers, or almost $2.5 billion
annually across the 30,000 small and
medium-sized manufacturers that MEP
serves. See http://www.nist.gov/mepp/
about/index.cfm and http://
Since it was founded in 1988, MEP has
worked with nearly 80,000
manufacturers, leading to $88 billion
in sales and $14 billion in cost savings,
and helping small manufacturers create
more than 729,000 new jobs. See
http://www.nist.gov/mepp/about/
index.cfm.

The MEP program is in the process of
a multi-year effort to conduct full and
open competitions to select operators
for MEP centers. On August 1, 2014,
NIST launched the first round of
competitions for MEP centers in 10
states, focusing on states where the MEP
investment in terms of dollars per
manufacturing establishment was below
its national average, making them the
most underfunded of MEP’s 60 centers.
See 79 FR 44746 (Aug. 1, 2014). In
February 2015, NIST MEP awarded
cooperative agreements with start dates
of July 1, 2015, to winning applicants
in each of the 10 states.

On March 9, 2015, NIST announced
funding opportunities in 12 states, with

7 For a full discussion of this practice, see
Assessment Practice Refinement.