

after the date on which the review is initiated.

### Background

On February 4, 2003, the Department published a notice of initiation of the new shipper antidumping duty order on certain cased pencils from the People's Republic of China, covering the period December 1, 2001, through November 30, 2002. See *Certain Cased Pencils From the People's Republic of China: Initiation of Antidumping New Shipper Review*, 68 FR 5619 (February 4, 2003). The preliminary results are currently due no later than July 27, 2003.

### Extension of Time Limit for Preliminary Results of Review

We determine that the issues in this case are extraordinarily complicated. Therefore, the Department is extending the time limit for completion of the preliminary results by 120 days until no later than November 24, 2003. See Decision Memorandum from Tom Futtner, Acting Office Director, Group II, Office IV, to Holly A. Kuga, Acting Deputy Assistant Secretary, Import Administration, dated concurrently with this notice, which is on file in the Central Records Unit, Room B-099 of the Department's main building. We intend to issue the final results no later than 90 days after the publication of the preliminary results notice.

This extension is in accordance with section 751(a)(2)(B) of the Act.

Dated: July 15, 2003.

**Holly A. Kuga,**

*Acting Deputy Assistant Secretary for Import Administration, Group II.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-848]

### Notice of Final Results of Antidumping Duty New Shipper Review: Freshwater Crawfish Tail Meat From the People's Republic of China

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

**SUMMARY:** On February 19, 2003, the Department published the preliminary results of the new shipper review of the antidumping duty order on freshwater crawfish tail meat from the People's Republic of China (68 FR 7976). The review covers one producer/exporter, Weishan Zhenyu Foodstuff Co., Ltd. (Weishan Zhenyu), and exports of the subject merchandise to the United

States during the period September 1, 2001 through February 28, 2002.

Based on our analysis of the record, including factual information developed since the preliminary results, the only changes we have made to the margin calculations for Weishan Zhenyu were for the purpose of updating surrogate values to achieve contemporaneity. These changes had no impact on the margin as calculated. See "Final Results of Review" section below.

**EFFECTIVE DATE:** July 21, 2003.

### FOR FURTHER INFORMATION CONTACT:

Thomas Gilgunn or Douglas Kirby, AD/CVD Enforcement, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington DC 20230; telephone: (202) 482-3964 or (202) 482-3782, respectively.

### SUPPLEMENTARY INFORMATION:

#### Background

We published the preliminary results of this new shipper review on February 19, 2003. See *Notice of Preliminary Results of Antidumping Duty New Shipper Reviews: Freshwater Crawfish Tail Meat From the People's Republic of China*, 68 FR 7976 (*Preliminary Results*). In the preliminary results, the Department did not address whether the sale made by Weishan Zhenyu in this new shipper review was *bona fide*. At the time of the *Preliminary Results*, we noted that the Department had issued a questionnaire to Weishan Zhenyu's importer, but had not yet received the response. Further, we indicated that we would analyze any information provided by the importer of Weishan Zhenyu's new shipper sale for purposes of the final results of this new shipper review. Consequently, we solicited additional information regarding the totality of circumstances surrounding Weishan Zhenyu's sale, including additional details on the price and quantity, and the details surrounding the business relationship between Weishan Zhenyu and its importer. In the *Preliminary Results*, we invited comments from the parties. We received no comments.

#### Scope of the Antidumping Duty Order

The product covered by this order is freshwater crawfish tail meat, in all its forms (whether washed or with fat on, whether purged or unpurged), grades, and sizes; whether frozen, fresh, or chilled; and regardless of how it is packed, preserved, or prepared. Excluded from the scope of the order are live crawfish and other whole crawfish, whether boiled, frozen, fresh, or chilled.

Also excluded are saltwater crawfish of any type, and parts thereof. Freshwater crawfish tail meat is currently classifiable in the Harmonized Tariff Schedule of the United States (HTS) under item numbers 1605.40.10.10 and 1605.40.10.90, which are the new HTS numbers for prepared foodstuffs, indicating peeled crawfish tail meat and other, as introduced by the U.S. Customs Service (as of March 1, 2003, renamed the U.S. Bureau of Customs and Border Protection) in 2000, and HTS items 0306.19.00.10 and 0306.29.00, which are reserved for fish and crustaceans in general. The HTS subheadings are provided for convenience and Customs purposes only. The written description of the scope of this order is dispositive.

### Analysis

In the *Preliminary Results*, we invited comments from the parties. We received no comments. However, the Crawfish Processors Alliance, the Louisiana Department of Agriculture and Forestry, and Commissioner Bob Odom (collectively the "Domestic Interested Parties") provided timely factual information to rebut the importer's May 19 questionnaire response. The information provided in the supplemental questionnaire responses and the Domestic Interested Parties' factual submission is addressed in the *Memorandum to the File through Barbara E. Tillman, Acting Deputy Assistant Secretary for Import Administration, Group III: Freshwater Crawfish Tail Meat from the People's Republic of China: Analysis of Weishan Zhenyu's New Shipper Transaction*, dated July 14, 2003 (*Weishan Zhenyu Memo*), which is on file in the Central Records Unit, room B-099 of the main Commerce Building.

We have now analyzed all of the information provided by interested parties with respect to the question of whether Weishan Zhenyu's sale under review constitutes a *bona fide* sale. As discussed fully in the *Weishan Zhenyu Memo*, we find that, based on the information on the record regarding Weishan Zhenyu's single sale to the U.S., we cannot conclude that the sale was not *bona fide*. However, if, during the conduct of our administrative review or other new shipper reviews of this order, we uncover any information which shows that this was not a legitimate commercial transaction, we may consider whether it is appropriate to initiate a changed circumstances review, or whether it is appropriate to refer the matter to the U.S. Bureau of Customs and Border Protection (BCBP).