

requests related to them,¹¹ we also preliminarily determine that Rong Shu had no reviewable transactions during the POR. Therefore, consistent with our practice, we will complete the review with respect to Rong Shu as well, and issue appropriate instructions to CBP based on the final results of this review.

Rescission of Review, in Part

Pursuant to 19 CFR 351.213(d)(1), the Department will rescind an administrative review, in whole or in part, if a party that requested the review withdraws the request within 90 days of the date of publication of notice of initiation of the requested review. The petitioner's withdrawal of its request with respect to Maple Ribbon was submitted within the 90-day period and, thus, is timely. Because the petitioner's withdrawal of its request with respect to Maple Ribbon for an antidumping duty administrative review is timely, and because no other party requested a review of this company, in accordance with 19 CFR 351.213(d)(1), we are rescinding this administrative review, in part, with respect to Maple Ribbon.

Verification

As provided in section 782(i) of the Act, we intend to verify information relied upon in making our final results.¹²

Disclosure and Public Comment

Case briefs or other written comments may be submitted to the Assistant Secretary for Enforcement and Compliance no later than seven days after the date on which the last verification report is issued in this review. Rebuttal briefs, limited to issues raised in case briefs, may be submitted no later than five days after the deadline date for case briefs.¹³ Pursuant to 19 CFR 351.309(c)(2) and (d)(2), parties who submit case briefs or rebuttal briefs in this review are encouraged to submit with each argument: (1) A statement of the issue; (2) a brief summary of the argument; and (3) a table of authorities.

Pursuant to 19 CFR 351.310(c), interested parties who wish to request a hearing, limited to issues raised in the

case and rebuttal briefs, must submit a written request to the Assistant Secretary for Enforcement and Compliance, U.S. Department of Commerce, within 30 days after the date of publication of this notice. Requests should contain the party's name, address, and telephone number, the number of participants, whether any participant is a foreign national, and a list of the issues to be discussed. If a request for a hearing is made, the Department intends to hold the hearing at the U.S. Department of Commerce, 1401 Constitution Avenue NW., Washington, DC 20230, at a time and date to be determined. Parties should confirm by telephone the date, time, and location of the hearing two days before the scheduled date.

The Department intends to issue the final results of this administrative review, including the results of its analysis of the issues raised in any written briefs, no later than 120 days after the date of publication of this notice, pursuant to section 751(a)(3)(A) of the Act and 19 CFR 351.213(h), unless this deadline is extended.

Assessment Rates

With respect to Maple Ribbon, the Department will direct CBP to assess antidumping duties at the cash deposit rate in effect on the date of entry for entries during the period September 1, 2015, through August 31, 2016. We intend to issue liquidation instructions to CBP 15 days after publication of this final rescission notice.

With respect to the remaining companies covered by the review, upon issuance of the final results, the Department shall determine, and CBP shall assess, antidumping duties on all appropriate entries covered by this review.¹⁴ The final results of this review shall be the basis for the assessment of antidumping duties on entries of merchandise covered by the final results of this review.¹⁵

Consistent with the Department's refinement of its assessment practice, if we continue to find in the final results that Fujian Rongshu, Rong Shu, and Xiamen Yi He had no shipments of subject merchandise during the POR, we will instruct CBP to liquidate any suspended entries at the all-others rate if there is no rate for the intermediate companies involved in the transaction.¹⁶

We intend to issue liquidation instructions for Fujian Rongshu, Rong Shu, and Xiamen Yi He to CBP 15 days after publication of the final results of this review.

Notification to Importers

This notice also serves as a preliminary 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 POR. Failure to comply with this requirement could result in the Department's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of doubled antidumping duties.

Notification to Interested Parties

We are issuing and publishing these results in accordance with sections 751(a)(1) and 777(i)(1) of the Act.

Dated: June 1, 2017.

Ronald K. Lorentzen,

Acting Assistant Secretary for Enforcement and Compliance.

[FR Doc. 2017-11915 Filed 6-7-17; 8:45 a.m.]

BILLING CODE 3510-DS-P

DEPARTMENT OF COMMERCE

International Trade Administration

[A-549-821]

Polyethylene Retail Carrier Bags From Thailand: Preliminary Results and Partial Rescission of the Antidumping Duty Administrative Review and Preliminary Determination of No Shipments; 2015-2016

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

SUMMARY: The Department of Commerce (Department) is conducting an administrative review of the antidumping duty (AD) order on polyethylene retail carrier bags (PRCBs) from Thailand covering the period of review (POR) from August 1, 2015, through July 31, 2016. We preliminarily determine that Super Grip Co., Ltd. (Super Grip) had no shipments during the POR. Further, we are rescinding this administrative review with respect to the mandatory respondent Sahachit Watana Plastic Ind. Co., Ltd. (Sahachit). Finally, we preliminarily find that the mandatory respondent, Landblue (Thailand) Co., Ltd. (Landblue), failed to respond to the Department's questionnaire in this review and, as a result, Landblue received a preliminary

¹¹ See Rong Shu's Response to First Information Request; and Rong Shu's Response to Second Information Request. In these submissions, Rong Shu provided documentation to demonstrate that it only exported either non-subject ribbon, or subject ribbon, which was already included in the prior administrative review.

¹² We note that the petitioner requested verification of Rong Shu. See the Petitioner's Letter, "Narrow Woven Ribbons with Woven Selvage from Taiwan/Request For Verification," dated February 16, 2017.

¹³ See 19 CFR 351.309; see also 19 CFR 351.303 (for general filing requirements).

¹⁴ See 19 CFR 351.212(b)(1).

¹⁵ See section 751(a)(2)(C) of the Act.

¹⁶ For a full discussion of this clarification, see *Antidumping and Countervailing Duty Proceedings: Assessment of Antidumping Duties*, 68 FR 23954 (May 6, 2003).

margin based on adverse facts available. Interested parties are invited to comment on these preliminary results.

DATES: Effective June 8, 2017.

FOR FURTHER INFORMATION CONTACT: Shanah Lee, AD/CVD Operations, Office III, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW., Washington, DC 20230; telephone: (202) 482-6386.

SUPPLEMENTARY INFORMATION:

Background

These preliminary results are made in accordance with section 751(a) of the Tariff Act of 1930, as amended (the Act). On August 31, 2016, in response to a timely request from Polyethylene Retail Carrier Bag Committee and its individual members, Hilex Poly Co., LLC and Superbag Corporation (collectively, the petitioners),¹ and in accordance with section 751(a) of the Act and 19 CFR 351.221(c)(1)(i), we initiated an administrative review of the antidumping duty order on PRCBs from Thailand.² On November 15, 2016, the Department selected Landblue and Sahachit as mandatory respondents for individual examination in this review.³ Also on November 15, 2016, we issued the AD questionnaire to Landblue and Sahachit.⁴ In December 2016 and January 2017, Sahachit responded to the Department's initial questionnaire.⁵ On January 12, 2017, the petitioners withdrew their request for an administrative review of Sahachit.⁶ On May 2, 2017, in accordance with section 751(a)(3)(A) of the Act, the Department extended the deadline for this review by 30 days.⁷ For a complete description of the events that followed the initiation of

this review, see the Preliminary Decision Memorandum.⁸ A list of topics included in the Preliminary Decision Memorandum is provided as an appendix to this notice. The Preliminary 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 <https://access.trade.gov>, and to all parties in the Central Records Unit, room B8024 of the main Department of Commerce building. In addition, a complete version of the Preliminary Decision Memorandum can be accessed directly at <http://enforcement.trade.gov/frn/>. The signed and the electronic versions of the Preliminary Decision Memorandum are identical in content.

Scope of the Order⁹

The merchandise subject to this order is PRCBs, which may be referred to as t-shirt sacks, merchandise bags, grocery bags, or checkout bags. The product is currently classified under the Harmonized Tariff Schedule of the United States (HTSUS) subheading 3923.21.0085. Although the HTSUS subheading is provided for convenience and customs purposes, the written description of the scope of the order is dispositive.

Partial Rescission of Administrative Review

On August 31, 2016, the Department received a timely request for an administrative review of the AD order on PRCBs from Thailand for 29 companies.¹⁰ In response to a timely-filed withdrawal request by the petitioners,¹¹ we are rescinding this administrative review with respect to Sahachit, pursuant to 19 CFR 351.213(d)(1).¹² Accordingly, the companies subject to the instant review are the 28 companies listed in the "Preliminary Results of Review"

⁸ See Memorandum, "Decision Memorandum for Preliminary Results of the 2015–2016 Antidumping Duty Administrative Review: Polyethylene Retail Carrier Bags from Thailand" (Preliminary Decision Memorandum).

⁹ See Preliminary Decision Memorandum for a complete description of the scope of the Order, which is hereby adopted by this notice and incorporated herein by reference.

¹⁰ See Review Request.

¹¹ See letter from Petitioners, "Polyethylene Retail Carrier Bags from Thailand: Partial Withdrawal of Request for Administrative Review," dated January 12, 2017 ("Petitioners' Withdrawal Request").

¹² See Preliminary Decision Memorandum, at "Partial Rescission of Administrative Review" section.

section, below, of which Landblue is the remaining mandatory respondent.¹³

Preliminary Determination of No Shipments

We received a timely-filed submission from Super Grip Co., Ltd. (Super Grip) reporting to the Department that it made no exports, sales, or entries of subject merchandise to the United States during the POR.¹⁴ Based on record evidence, we preliminarily determine that Super Grip had no reviewable entries during the POR. For additional information on our preliminary determination of no reviewable entries, see the Preliminary Decision Memorandum.

Methodology

The Department is conducting this review in accordance with section 751(a)(2) of the Act.

Facts Available

The Department determined that Landblue withheld necessary information that was requested by the Department, thereby significantly impeding the conduct of the review, and failed to act to the best of its ability. Accordingly, in accordance with sections 776(a) and (b) of the Act, the Department applied facts available with an adverse inference to Landblue. For a full description of the methodology underlying our preliminary results, see the Preliminary Decision Memorandum.

Rate for Non-Selected Companies Under Review

In accordance with the U.S. Court of Appeals for the Federal Circuit's decision in *Albermarle Corp. v. United States*,¹⁵ we are applying to the non-selected companies the rate preliminarily applied to Landblue. For a detailed discussion, see Preliminary Decision Memorandum.

Preliminary Results of the Review

As a result of this review, we preliminarily determine the following weighted-average dumping margins for the POR:

Exporter/producer	Weighted-average dumping margins (percent)
Landblue (Thailand) Co., Ltd	122.88
Apple Film Company, Ltd	122.88
Dpac Inter Corporation Co., Ltd	122.88

¹³ See Respondent Selection Memorandum.

¹⁴ See letter from Super Grip, "Polyethylene Retail Carrier Bags from Thailand: Notice of No Shipments (08/01/15–07/31/16)," dated October 28, 2016.

¹⁵ See *Albermarle Corp. & Subsidiaries v. United States*, 821 F.3d 1345 (Fed. Cir. 2016) ("*Albermarle Corp.*").

¹ See letter from Petitioners, "Polyethylene Retail Carrier Bags from Thailand: Request for Administrative Review," dated August 31, 2016 (Review Request).

² See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 81 FR 71061, dated October 14, 2016 (*Initiation Notice*).

³ See memorandum to the file, "2015–2016 Administrative Review of the Antidumping Duty Order on Polyethylene Retail Carrier Bags from Thailand: Respondent Selection," dated November 15, 2016 (Respondent Selection Memorandum).

⁴ See letter from the Department to Landblue and Sahachit, dated November 15, 2016.

⁵ See letter from Sahachit to the Department, "Re: Response {sic} to questionnaire {sic}," dated December 14, 2016; see also letters from Sahachit, "Re: Section B Questionnaire {sic} Response,"; "Re: Section C Questionnaire {sic} Response,"; "Re: Section D Questionnaire {sic} Response," dated January 15, 2017.

⁶ See letter from the petitioners, "Polyethylene Retail Carrier Bags from Thailand: Partial Withdrawal of Request for Administrative Review," dated January 12, 2017.

⁷ See Memorandum, "Extension of Deadline for Preliminary Results of the 2015–2016 Antidumping Duty Administrative Review," dated May 2, 2017.

Exporter/producer	Weighted-average dumping margins (percent)
Elite Poly and Packaging Co., Ltd ..	122.88
Film Master Co., Ltd	122.88
Inno Cargo Co., Ltd	122.88
Innopack Industry Co., Ltd	122.88
K. International Packaging Co., Ltd	122.88
King Bag Co., Ltd	122.88
King Pac Industrial Co., Ltd	122.88
M & P World Polymer Co., Ltd	122.88
Minigrip (Thailand) Co., Ltd	122.88
Multibax Public Co., Ltd	122.88
Naraipak Co., Ltd	122.88
PMC Innopack Co., Ltd	122.88
Poly Plast (Thailand) Co., Ltd	122.88
Poly World Co., Ltd	122.88
Prepack Thailand Co., Ltd	122.88
Print Master Co., Ltd	122.88
Siam Best Products Trading Limited Partnership	122.88
Sun Pack Inter Co., Ltd	122.88
Superpac Corporation Co., Ltd	122.88
Thai Origin Co., Ltd	122.88
Thantawan Industry Public Co., Ltd	122.88
Triple B Pack Co., Ltd	122.88
Two Path Plaspac Co. Ltd	122.88
Wing Fung Adhesive Manufacturing (Thailand) Co., Ltd	122.88

Disclosure and Public Comment

Normally, the Department discloses to interested parties the calculations performed in connection with a preliminary results of review within five days of the date of publication of the notice of the preliminary results in the **Federal Register**, in accordance with 19 CFR 351.224(b). However, because the Department preliminarily applied a dumping margin based on AFA, as described in the Preliminary Decision Memorandum, there is nothing further to disclose. Interested parties may submit case briefs no later than 30 days after the date of publication of this notice.¹⁶ Rebuttal briefs, limited to issues raised in the case briefs, may be filed not later than five days after the date for filing case briefs.¹⁷ Parties who submit case briefs or rebuttal briefs in this proceeding are encouraged to submit with each argument: (1) A statement of the issue; (2) a brief summary of the argument; and (3) a table of authorities.¹⁸

Pursuant to 19 CFR 351.310(c), interested parties who wish to request a hearing must submit a written request to the Assistant Secretary for Enforcement and Compliance, filed electronically via ACCESS. An electronically filed document must be received successfully in its entirety by the Department's electronic records system, ACCESS, by 5:00 p.m. Eastern Time within 30 days after the date of publication of this

notice.¹⁹ The request should contain: (1) The party's name, address, and telephone number; (2) the number of participants; and (3) a list of issues to be discussed. Issues raised in the hearing will be limited to those in the respective case briefs. If a request for a hearing is made, parties will be notified of the date and time of the hearing to be held at the U.S. Department of Commerce, 1401 Constitution Avenue NW., Washington, DC 20230.

Unless the deadline is extended pursuant to section 751(a)(3)(A) of the Act and 19 CFR 351.213(h)(2), the Department intends to issue the final results of this administrative review, including the results of its analysis of the issues raised in all written case briefs, within 120 days after the issuance of these preliminary results.

Assessment Rates

Upon the completion of the administrative review, the Department shall determine, and CBP shall assess, antidumping duties on all appropriate entries. If the preliminary results are unchanged for the final results, we will instruct CBP to apply an *ad valorem* assessment rate of 122.88 percent to all entries of subject merchandise during the POR which were produced and/or exported by Landblue, and an *ad valorem* assessment rate of 122.88 percent to all entries of subject merchandise during the POR which were produced and/or exported by the aforementioned companies which were not selected for individual examination.²⁰ With respect to Super Grip, if we continue to find that Super Grip had no shipments of subject merchandise in the final results, we will instruct CBP to liquidate any existing entries of merchandise produced by Super Grip, but exported by other parties, at the rate for the intermediate reseller, if available, or at the all-others rate.²¹

We intend to issue instructions to CBP 15 days after publication of this notice.

Cash Deposit Requirements

The following deposit requirements will be effective upon publication of the notice of final results of administrative

review for all shipments of PRCBs from Thailand entered, or withdrawn from warehouse, for consumption on or after the date of publication provided by section 751(a)(2) of the Act: (1) The cash deposit rate for the respondents listed above will be equal to the dumping margins established in the final results of this review except if the ultimate rates are *de minimis* within the meaning of 19 CFR 351.106(c)(1), in which case the cash deposit rates will be zero; (2) for merchandise exported by manufacturers or exporters not covered in this review but covered in a prior segment of the proceeding, the cash deposit rate will continue to be the company-specific rate published for the most recently completed segment of this proceeding in which the manufacturer or exporter participated; (3) if the exporter is not a firm covered in this review, a prior review, or the original less-than-fair-value investigation but the manufacturer is, the cash deposit rate will be the rate established for the most recently completed segment of the proceeding for the manufacturer of the merchandise; (4) the cash deposit rate for all other manufacturers or exporters will continue to be 4.69 percent *ad valorem*.²² These deposit requirements, when imposed, shall remain in effect until further notice.

Notification to Importers

This notice also serves as a preliminary 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 Department's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of doubled antidumping duties.

We are issuing and publishing these results in accordance with sections 751(a)(1) and 777(i)(1) of the Act and 19 CFR 351.213(d) and (h)(1).

Dated: June 2, 2017.

Ronald K. Lorentzen,

Acting Assistant Secretary for Antidumping and Countervailing Duty Operations.

Appendix I

List of Topics Discussed in the Preliminary Decision Memorandum

I. Summary

²² See Notice of Implementation of Determination Under Section 129 of the Uruguay Round Agreements Act and Partial Revocation of the Antidumping Duty Order on Polyethylene Retail Carrier Bags From Thailand, 75 FR 48940 (August 12, 2010).

¹⁶ See 19 CFR 351.309(c)(ii).

¹⁷ See 19 CFR 351.309(d).

¹⁸ See 19 CFR 351.309(c)(2) and (d)(2).

¹⁹ See 19 CFR 351.310(c).

²⁰ See Preliminary Decision Memorandum at "Rate for Non-Selected Companies" (for an explanation of how we preliminarily determined the rate for non-selected companies).

²¹ See, e.g., *Magnesium Metal from the Russian Federation: Preliminary Results of Antidumping Duty Administrative Review*, 75 FR 26922, 26923 (May 13, 2010), unchanged in *Magnesium Metal from the Russian Federation: Final Results of Antidumping Duty Administrative Review*, 75 FR 56989 (September 17, 2010).

II. Background
 III. Scope of the Order
 IV. Partial Rescission of Administrative Review
 V. Preliminary Determination of No Shipments
 VI. Discussion of the Methodology
 A. Use of Facts Otherwise Available
 i. Use of Facts Available
 ii. Application of Facts Available With an Adverse Inference
 iii. Selection of Corroboration of Information Used as Facts Available
 VII. Recommendation
 [FR Doc. 2017–11914 Filed 6–7–17; 8:45 am]
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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648–XF442

Magnuson-Stevens Act Provisions; General Provisions for Domestic Fisheries; Application for Exempted Fishing Permits

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice and request for comments.

SUMMARY: The Assistant Regional Administrator for Sustainable Fisheries, Greater Atlantic Region, NMFS, has made a preliminary determination that an Exempted Fishing Permit application contains all of the required information and warrants further consideration. The Exempted Fishing Permit would allow commercial fishing vessels to fish outside of scallop regulations in support of research conducted by the Coonamesett Farm Foundation. These exemptions would support research conducted on trips to test gear modifications for bycatch reduction in the scallop dredge fishery.

Regulations under the Magnuson-Stevens Fishery Conservation and Management Act require publication of this notification to provide interested parties the opportunity to comment on applications for proposed Exempted Fishing Permits.

DATES: Comments must be received on or before June 23, 2017.

ADDRESSES: You may submit written comments by any of the following methods:

- *Email:* nmfs.gar.efp@noaa.gov. Include in the subject line “CFF Compensation Fishing Gear Research EFP.”
- *Mail:* John K. Bullard, Regional Administrator, NMFS, Greater Atlantic Regional Fisheries Office, 55 Great Republic Drive, Gloucester, MA 01930. Mark the outside of the envelope “Comments on CFF Compensation Fishing Gear Research EFP.”

FOR FURTHER INFORMATION CONTACT: Alyson Pitts, Fisheries Management Specialist, (978) 281–9352.

SUPPLEMENTARY INFORMATION: Coonamesett Farm Foundation (CFF) submitted a complete application for an Exempted Fishing Permit (EFP) on May 4, 2017, that would allow gear research to be conducted by vessels on compensation fishing trips associated with projects funded by the 2017 Scallop Research Set-Aside (RSA) program. The exemptions would allow 19 commercial fishing vessels to exceed the crew size regulations at 50 CFR 648.51(c) in order to place a researcher on the vessel, and temporarily exempt the participating vessels from possession limits and minimum size requirements specified in 50 CFR part 648, subparts B and D through O, for sampling purposes only. Any fishing activity conducted outside the scope of the exempted fishing activity would be prohibited, including landing fish in excess of a possession limit or below the minimum size.

Experimental fishing activity would test gear modifications in an attempt to reduce finfish bycatch in the scallop dredge fishery. The gear modifications that would be tested adhere to current scallop gear regulations and include:

- A “daylight skirt”: 1 to 2 rows of 12-in by 12-in windows are cut into the twine top/skirt of the top of the scallop dredge bag;
- An extended link apron: Two links are used to connect the rings of the dredge apron to increase the inner ring spacing from ~3.5” to ~4.5”;
- A “fish sweep”: A cookie sweep affixed to the front of the headbale;
- A low profile dredge: The frame is 4” shorter in height than a traditional scallop dredge.

All trips would take place in scallop fishing areas open to the entire Atlantic sea scallop fishery. Exemption from crew size limits is needed because a research technician would accompany vessels on the compensation fishing trips to collect catch data associated with different dredge modifications. The crew size exemption would be for approximately 120 days-at-sea and would be used in conjunction with a valid compensation fishing letter of authorization. The technician would only engage in data collection activities, and would not process catch to be landed for sale. Exemption from possession limit and minimum sizes would support catch sampling activities, and ensure the vessel is not in conflict with possession regulations while collecting catch data. All catch above a possession limit or below a minimum size would be discarded as soon as possible following data collection. All bycatch would be returned to the sea as soon as practicable following data collection; estimated catch totals are listed below on Table 1. All research trips would otherwise be consistent with normal commercial fishing activity and catch would be retained for sale.

TABLE 1—ESTIMATED BYCATCH FOR CFF EFP COMPENSATION TRIPS

Species	Scientific name	Number	Weight (lb)	Weight (kg)
NE Skate Complex	<i>Rajidae Species</i>	96,500	120,000	54,431
Barndoor Skate	<i>Dipturus laevis</i>	400	750	340
Summer Flounder	<i>Paralichthys dentatus</i>	120	200	90
Winter Flounder	<i>Pseudopleuronectes americanus</i>	250	550	249
Yellowtail Flounder	<i>Limanda ferruginea</i>	1,750	1,500	680
Windowpane Flounder	<i>Scophthalmus aquosus</i>	1,750	1,500	680
Monkfish	<i>Lophius americanus</i>	2000	4,500	2,041

If approved, the applicant may request minor modifications and extensions to the EFP throughout the

year. EFP modifications and extensions may be granted without further notice if they are deemed essential to facilitate

completion of the proposed research and have minimal impacts that do not change the scope or impact of the