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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-201-805]

#### Final Determination of Sales at Less Than Fair Value: Circular Welded Non-Alloy Steel Pipe From Mexico

##### Correction

In notice document 92-22562 beginning on page 42953 in the issue of Thursday, September 17, 1992, make the following correction:

On page 42954, in the second column, beginning with **CURRENCY CONVERSION** and ending on page 42955, in the first column with the text before *DOC Position*, the material should read as follows:

##### Currency Conversion

No certified rates of exchange, as furnished by the Federal Reserve Bank of New York, were available for the POI. In place of the official certified rates, we used the average monthly or quarterly exchange rates published by the International Monetary Fund.

##### Verification

As provided in section 776(b) of the Act, we verified information provided by respondent by using standard verification procedures, including the examination of relevant sales and financial records, and selection of original source documentation containing relevant information.

##### Interested Party Comments

###### Comment 1

IMSA objects to its classification as a mandatory respondent in this investigation, which resulted in IMSA's preliminary determination margin being based on best information available (BIA) following IMSA's decision not to submit a questionnaire response. IMSA states that there is no reason given in the record of this case why the

Department decided to reclassify it from a voluntary to a mandatory respondent in this case. IMSA notes that examination of its exports to the U.S. was not necessary in order for the Department to examine at least 60 percent of POI subject merchandise sales, pursuant to 19 CFR 353.42(b). Without any other grounds in the record for this reclassification, IMSA contends that, under the regulations and consistent agency practice prior to the preliminary determination, IMSA should not be considered a mandatory respondent in this investigation. Consistent with Department treatment of other proceedings where a voluntary respondent has elected not to participate or whose questionnaire response was deemed insufficient, as in, e.g., Final Determination of Sales at Less Than Fair Value: Silicon Metal from Brazil, 56 FR 26977 (June 12, 1991), IMSA contends that it should be assigned the "all others" deposit rate.

Petitioners contend that the Department's resort to BIA was justified as IMSA was clearly aware that it had been chosen as a mandatory respondent on the day the questionnaire was presented. Petitioners cite the Department's Memorandum to the File of December 6, 1992, which indicates that IMSA understood its classification as a mandatory respondent at the time it received the questionnaire. Further, petitioners argue that it was within the Department's power and discretion to name IMSA as a mandatory respondent.

##### DOC Position

The Department has reconsidered its earlier classification of IMSA as a mandatory respondent and has assigned it the "All Others" rate. At the time of the preliminary determination, the Department was reassessing its policy regarding the treatment of voluntary respondents. At that time, we stated that once a company notified us of its intention to participate, it would be subject to the potential use of BIA if it failed to cooperate. We have since refined the policy. Accordingly, as previously announced, in all ongoing and future proceedings, once a voluntary respondent is provided an antidumping duty questionnaire by the Department and demonstrates its intent to participate in an antidumping investigation by submitting a response to the questionnaire, the Department

will treat that respondent on the same basis as a mandatory respondent in all respects, including the potential use of adverse BIA. See Addendum to Notice of Initiation: Certain Flat-rolled Steel Products from Various Countries, 57 FR 33487 (July 29, 1992).

##### Comment 2

Hylsa claims that, because it grants quantity discounts to at least 20 percent of its sales to home market customers, which are categorized as "Class 1 customers", all U.S. sales should be compared to home market Class 1 sales as these home market transactions meet the quantity discount criteria of 19 CFR 353.55(b).

Petitioners contend that the Department properly rejected this argument in the preliminary determination. They state that Hylsa has turned the regulation on its head and would have the Department compare the prices on sales of completely different quantities. Based on its reading of the statute, petitioners state that sales at quantity discounts shall be the sole basis of foreign market value only when all the sales in the U.S. market are made in comparable quantities. In this case, not all U.S. sales are made in those comparable quantities. Petitioners also argue that Hylsa's claimed home market quantity discounts are not quantity discounts within the meaning of 19 CFR 353.55(b), as they are based on purchase volume expectations rather than quantities of specific sales.

BILLING CODE 1505-01-D

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Food and Drug Administration

21 CFR Part 310

[Docket No. 76N-052E]

RIN 0905-AA06

**Cold, Cough, Allergy, Bronchodilator, and Antiasthmatic Drug Products for Over-the-Counter Human Use; Expectorant Drug Products for Over-the-Counter Human Use**

##### Correction

In rule document 92-22005 beginning on page 41857 in the issue of Monday,

September 14, 1992 make the following correction:

On page 41858, in the third column, in the fifth line "his" should read "this".

BILLING CODE 1505-01-D

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Food and Drug Administration**

**21 CFR Part 864**

[Docket No. 85P-0270]

**Medical Devices; Reclassification of the Automated Heparin Analyzer**

*Correction*

In proposed rule document 92-22620 beginning on page 43161, in the issue of Friday, September 18, 1992, make the following corrections:

On page 43164, in the first column, in the second full paragraph, in the seventh line "to" should read "of". And on the same page in the second column, in reference 6., in the third line "in" should read "of".

BILLING CODE 1505-01-D

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Food and Drug Administration**

**21 CFR Part 872**

[Docket No. 92N-0281]

**Medical Devices; Classification of Temporomandibular Joint Implants**

*Correction*

In proposed rule document 92-22621 beginning on page 43165, in the issue of Friday, September 18, 1992, make the following corrections:

On page 43168, in the third column, in reference 13., in the first line "Lagrotteria" was misspelled, and in the fourth line "Hour" should read "Journal".

BILLING CODE 1505-01-D

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

**Office of the Secretary**

**24 CFR Part 91**

[Docket No. R-92-1507; FR-2932-F-06]  
RIN 2501-AB13

**Comprehensive Housing Affordability Strategies**

*Correction*

In rule document 92-20941 beginning on page 40038 in the issue of Tuesday, September 1, 1992, make the following correction:

§ 91.40 [Corrected]

On page 40060, in the first column, in § 91.40(c), in the fourth line, "date" should read "data".

BILLING CODE 1505-01-D

**INTERNATIONAL TRADE COMMISSION**

[Investigations Nos. 701-TA-309 and 731-TA-528 (Final)]

**Magnesium From Canada**

*Correction*

In notice document 92-20420 beginning on page 38696 in the issue of Wednesday, August 26, 1992, make the following correction:

On page 38697, in the first column, in the first full paragraph, in the fifth line, "5220" should read "2550".

BILLING CODE 1505-01-D