

FINAL RESULTS OF REDETERMINATION
PURSUANT TO COURT REMAND
SNR Roulements et al. v. United States
Court No. 97-10-01825, Slip Op. 05-67 (June 13, 2005)

SUMMARY

This remand redetermination, conducted in accordance with the order of the U.S. Court of International Trade (CIT) of June 13, 2005 (Slip Op. 05-67), involves a challenge to the determination of the U.S. Department of Commerce (the Department) in the administrative reviews of the antidumping duty orders on antifriction bearing and parts thereof from France (Antifriction Bearings (Other Than Tapered Roller Bearings) and Parts Thereof From France, Germany, Italy, Japan, Romania, Singapore, Sweden and the United Kingdom; Final Results of Antidumping Duty Administrative Reviews, 62 FR 540443 (Oct. 17, 1997), and Antifriction Bearings (Other Than Tapered Roller Bearings) and Parts Thereof From France, Germany, Italy, Japan, Romania, Singapore, Sweden and the United Kingdom; Amended Final Results of Antidumping Duty Administrative Reviews, 62 FR 61963 (Nov. 20, 1997) (collectively AFBs 7)), concerning the period of review from May 1, 1995, through April 30, 1996. In accordance with the CIT's order, we have afforded "Plaintiffs an opportunity to show that its dumping margin was incorrectly determined because Commerce's use of actual expenses did not account for United States credit and inventory carrying costs in the calculation of total expenses." Because SNR Roulements (SNR) did not present evidence to demonstrate that its dumping

margin had been determined incorrectly, we have not made a change to our calculation of the margin for SNR.

BACKGROUND

On April 6, 2005, the Court of Appeals for the Federal Circuit (CAFC) determined that, although the Department may account for credit and inventory carrying costs using imputed expenses in one instance and using actual expenses in the other, the Department was required to provide respondents who so desired an opportunity to demonstrate that the amount of imputed expenses is not reflected accurately or embedded in its actual expenses. See *SNR Roulements v. United States*, 402 F.3d 1358 (CAFC 2005).

The CIT remanded this case to the Department to allow SNR an opportunity to “show that its dumping margin was incorrectly determined because Commerce’s use of actual expenses did not account for United States credit and inventory carrying costs in the calculation of total expenses.” *SNR Roulements v. United States*, Consol. Court No. 97-10-01825, Slip Op. 05-67 at 2 (June 13, 2005). On June 27, 2005, the Department invited SNR to demonstrate that its dumping margins had been determined incorrectly. SNR submitted nothing in response to our invitation. Thus, we have determined that the record does not demonstrate that SNR’s margins had been determined incorrectly and, as a result, no changes to the margins for SNR are necessary.

COMMENTS

On August 4, 2005, we released a copy of our draft results of redetermination for comments. Timken U.S. Corporation submitted comments stating that it agrees with our determination not to change the margins for SNR. SNR did not submit any comments on our draft results of redetermination.

FINAL RESULTS OF REDETERMINATION

In accordance with the remand order, after providing SNR an opportunity to demonstrate that its dumping margins had been determined incorrectly, we have determined that no changes to the margins are necessary. The weighted-average percentage margins for the period May 1, 1995, through April 30, 1996, for ball bearings and parts thereof and cylindrical roller bearings and parts thereof from France remain as follows:

<u>Company</u>	<u>Ball Bearings</u>	<u>Cylindrical Roller Bearings</u>
SNR Roulements	8.60 percent	10.14 percent

These final results of redetermination are in accordance with the remand order of the CIT in SNR Roulements v. United States, Consol. Court No. 97-10-01825, Slip Op. 05-67 (June 13, 2005).

Joseph A. Spetrini
Acting Assistant Secretary
for Import Administration

Date