

**Preliminary Results of Review**

As a result of this review, we preliminarily determine that the following weighted-average margin exists for the period August 1, 2004, through July 31, 2005:

Producer	Weighted-Average Margin (Percentage)
Solvay Solexis, Inc. and Solvay Solexis S.p.A (collectively, Solvay) .....	39.48

In accordance with 19 CFR 351.224(b), the Department will disclose its weighted average antidumping margin calculations within 10 days of public announcement of these preliminary results. An interested party may request a hearing within 30 days of publication of these preliminary results. See 19 CFR 351.310(c). Any hearing, if requested, will be held 44 days after the date of publication, or the first working day thereafter. Interested parties may submit case briefs and/or written comments no later than 30 days after the date of publication of these preliminary results. See 19 CFR 351.309(c). Rebuttal briefs and rebuttals to written comments, limited to issues raised in such briefs or comments, may be filed no later than 37 days after the date of publication. See 19 CFR 351.309(d). Parties who submit arguments are requested to submit with the argument (1) a statement of the issue, (2) a brief summary of the argument, and (3) a table of authorities. Further, the parties submitting written comments should provide the Department with an additional copy of the public version of any such comments on diskette.

The Department will issue the final results of this administrative review, which will include the results of its analysis of issues raised in any such comments, within 120 days of publication of these preliminary results.

**Assessment**

Upon completion of this administrative review, pursuant to 19 CFR 351.212(b), the Department will calculate an assessment rate on all appropriate entries. We will calculate importer-specific duty assessment rates on the basis of the ratio of the total amount of antidumping duties calculated for the examined sales to the total quantity of the sales for that importer. Where the assessment rate is above *de minimis*, we will instruct CBP to assess duties on all entries of subject merchandise by that importer.

The Department clarified its "automatic assessment" regulation on May 6, 2003. See *Antidumping and Countervailing Duty Proceedings: Assessment of Antidumping Duties*, 68 FR 23954 (May 6, 2003). This clarification will apply to entries of subject merchandise during the POR produced by the company included in these preliminary results for which the reviewed company did not know their merchandise was destined for the United States. In such instances, we will instruct CBP to liquidate unreviewed entries at the all-others rate if there is no rate for the intermediate company or companies involved in the transaction.

**Cash Deposit Requirements**

The following deposit rates will be effective upon publication of the final results of this administrative review for all shipments of PTFE from Italy entered, or withdrawn from warehouse, for consumption on or after the publication date, as provided by section 751(a)(1) of the Act: (1) The cash deposit rate listed above for Solvay will be the rate established in the final results of this review, except if a rate is less than 0.5 percent, and therefore *de minimis*, the cash deposit rate will be zero; (2) for previously reviewed or investigated companies not listed above, the cash deposit rate will continue to be the company-specific rate published for the most recent period; (3) if the exporter is not a firm covered in this review, a prior review, or the less-than-fair-value (LTFV) investigation, but the manufacturer is, the cash deposit rate will be the rate established for the most recent period for the manufacturer of the merchandise; and (4) if neither the exporter nor the manufacturer is a firm covered in this or any previous review conducted by the Department, the cash deposit rate will be 46.46 percent, the "all others" rate established in the LTFV investigation. See 53 FR 26096 (July 11, 1988). These cash deposit requirements, when imposed, shall remain in effect until publication of the final results of the next administrative review.

This notice 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 Secretary's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of double antidumping duties.

This determination is issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Act.

Dated: August 31, 2006.

**David M. Spooner**,  
Assistant Secretary for Import Administration.  
[FR Doc. E6-14909 Filed 9-11-06; 8:45 am]  
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**DEPARTMENT OF COMMERCE****International Trade Administration**

A-570-803

**Administrative Review (02/01/2005 01/31/2006) of Heavy Forged Hand Tools, Finished or Unfinished, With or Without Handles, from the People's Republic of China: Notice of Rescission of Antidumping Duty Administrative Reviews**

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

**EFFECTIVE DATE:** September 11, 2006.

**FOR FURTHER INFORMATION CONTACT:** Mark Flessner or Robert James, AD/CVD Operations, Office 7, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482 6312 or (202) 482-0649, respectively.

**SUPPLEMENTARY INFORMATION:****Background**

On February 1, 2006, the Department of Commerce (the Department) published in the **Federal Register** (71 FR 5239) a notice of "Opportunity to Request an Administrative Review" of the antidumping duty order on heavy forged hand tools, finished or unfinished, with or without handles (heavy forged hand tools), from the People's Republic of China (PRC) for the period of review (POR) covering February 1, 2005, through January 31, 2006.

On February 24, 2006, respondents Shandong Machinery Import and Export Corporation and Tianjin Machinery Import and Export Corporation requested administrative reviews of their companies for this POR. On February 27, 2006, respondents Shanghai Machinery Import & Export Corp., Shandong Huarong Machinery Co., and Shandong Jinma Industrial Group Co., Ltd. requested administrative reviews of their companies for this POR. On February 28, 2006, petitioner Council Tool Company requested administrative reviews of Shandong Huarong

Machinery Co., Ltd., Shandong Machinery Import and Export Corporation, Tianjin Machinery Import and Export Corporation, Shanghai Xinke Trading Company, Iron Bull Industrial Co., Ltd., and Jafsam Metal Products for this POR. Also on February 28, 2006, petitioner Ames True Temper requested administrative reviews of Shandong Huarong Machinery Co., Ltd., Shandong Machinery Import and Export Corporation, Tianjin Machinery Import and Export Corporation, Iron Bull Industrial Co., Ltd., and Truper Herramientas S.A. de C.V. for this POR.

On April 5, 2006, the Department initiated an administrative review of the antidumping duty orders listed below on heavy forged hand tools from the PRC covering the POR February 1, 2005, through January 31, 2006, with respect to the listed companies:

#### Axes/Adzes

A-570-803

Iron Bull Industrial Co., Ltd.  
Jafsam Metal Products  
Shanghai Machinery Import & Export Corp.  
Shanghai Xinke Trading Company  
Shandong Huarong Machinery Co., Ltd.  
Shandong Jinma Industrial Group Co., Ltd.  
Shandong Machinery Import and Export Corporation  
Tianjin Machinery Import and Export Corporation  
Truper Herramientas S.A. de C.V.

#### Bars/Wedges

A-570-803

Iron Bull Industrial Co., Ltd.  
Jafsam Metal Products.  
Shanghai Machinery Import & Export Corp.  
Shanghai Xinke Trading Company  
Shandong Huarong Machinery Co., Ltd.  
Shandong Jinma Industrial Group Co., Ltd.  
Shandong Machinery Import and Export Corporation  
Tianjin Machinery Import and Export Corporation  
Truper Herramientas S.A. de C.V.

#### Hammers/Sledges

A-570-803

Iron Bull Industrial Co., Ltd.  
Jafsam Metal Products  
Shanghai Machinery Import & Export Corp.  
Shanghai Xinke Trading Company  
Shandong Huarong Machinery Co., Ltd.  
Shandong Jinma Industrial Group Co., Ltd.  
Shandong Machinery Import and Export Corporation

Tianjin Machinery Import and Export Corporation

#### Picks/Mattocks

A-570-803

Iron Bull Industrial Co., Ltd.  
Jafsam Metal Products  
Shanghai Machinery Import & Export Corp.  
Shanghai Xinke Trading Company  
Shandong Huarong Machinery Co., Ltd.  
Shandong Jinma Industrial Group Co., Ltd.  
Shandong Machinery Import and Export Corporation  
*See Initiation of Antidumping and Countervailing Duty Administrative Reviews and Deferral of Administrative Reviews*, 71 FR 17077 (April 5, 2006).

#### Rescission of Reviews

Section 351.213(d)(1) of the Department's regulations stipulates that the Secretary will rescind an administrative review if the party that requests a review withdraws the request within 90 days of the date of publication of notice of initiation of the requested review. In each of the instances cited in the paragraphs below, the parties who requested the administrative reviews have withdrawn their requests for review within the 90-day period. Therefore, we rescind the following reviews with regard to the firms and merchandise specified in the following paragraphs.

On April 18, 2006, respondent Shandong Jinma Industrial Group Co., Ltd. withdrew its request for an administrative review of its sales during the above-referenced POR. Respondent was the sole party to request this review. Therefore, the Department is rescinding the review of the antidumping duty order on heavy forged hand tools in all classes or kinds with regard to Shandong Jinma Industrial Group Co., Ltd.

On April 24, 2006, respondent Shanghai Machinery Import & Export Corp. withdrew its request for an administrative review of its sales during the above-referenced POR. Respondent was the sole party to request this review. Therefore, the Department is rescinding the review of the antidumping duty order on heavy forged hand tools in all classes or kinds with regard to Shanghai Machinery Import & Export Corp.

On April 26, 2006, petitioner Ames True Temper withdrew its request for an administrative review of the sales of Truper Herramientas S.A. de C.V. during the above-referenced POR. Petitioner was the sole party to request

this review. Therefore, the Department is rescinding the review of the antidumping duty order on heavy forged hand tools in all classes or kinds with regard to Truper Herramientas S.A. de C.V.

On April 18, 2006, respondent Tianjin Machinery Import and Export Corporation withdrew its request for an administrative review of its sales during the above-referenced POR. On June 13, 2006, petitioner Ames True Temper withdrew its request for an administrative review of the sales of Tianjin Machinery Import and Export Corporation with respect to the classes or kinds axes/adzes, hammers/sledges, and bars/wedges. On June 29, 2006, petitioner Council Tool Company withdrew its request for an administrative review of the sales of Tianjin Machinery Import and Export Corporation with respect to the classes or kinds axes/adzes, hammers/sledges, and bars/wedges. Therefore, the Department is rescinding the review of the antidumping duty order on heavy forged hand tools in the classes or kinds axes/adzes, hammers/sledges, and bars/wedges with regard to Tianjin Machinery Import and Export Corporation.

On April 19, 2006, respondent Shandong Huarong Machinery Co. withdrew its request for an administrative review of its sales during the above-referenced POR. On June 13, 2006, petitioner Ames True Temper withdrew its request for an administrative review of the sales of Shandong Huarong Machinery Co. with respect to the classes or kinds axes/adzes and bars/wedges. On June 29, 2006, petitioner Council Tool Company withdrew its request for an administrative review of the sales of Shandong Huarong Machinery Co. with respect to the classes or kinds axes/adzes and bars/wedges. Therefore, the Department is rescinding the review of the antidumping duty order on heavy forged hand tools in the classes or kinds axes/adzes and bars/wedges with regard to Shandong Huarong Machinery Co.

On June 13, 2006, petitioner Ames True Temper withdrew its request for an administrative review of the sales of Iron Bull Industrial Co., Ltd. with respect to the class or kind bars/wedges. On June 29, 2006, petitioner Council Tool Company withdrew its request for an administrative review of the sales of Iron Bull Industrial Co., Ltd. with respect to the class or kind bars/wedges. On July 6, 2006, Iron Bull Industrial Co., Ltd. requested administrative review of its company for this POR. On July 17, 2006, the Department denied Iron Bull Industrial Co., Ltd.'s request as untimely

in accordance with section 351.213(b) of the Department's regulations since the request was made more than four months after the end of the anniversary month. Therefore, the Department is rescinding the review of Iron Bull Industrial Co., Ltd. with respect to the class or kind bars/wedges.

This notice is published in accordance with sections 751(a)(1) of the Tariff Act of 1930, as amended, and 19 CFR 351.213(d)(4).

Dated: August 31, 2006.

**Stephen J. Claeys,**

Deputy Assistant Secretary for Import Administration.

[FR Doc. E6-14917 Filed 9-8-06; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

(A-427-818)

#### Low Enriched Uranium from France: Notice of Court Decision and Suspension of Liquidation

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

**SUMMARY:** On August 3, 2006, the United States Court of International Trade ("CIT") sustained the Department of Commerce's ("the Department's") June 19, 2006, Final Results of Redetermination on Remand pursuant to *Eurodif S.A., et. al. v. United States*, Consol. Ct. No. 02-00219, Slip. Op. 06-75 (CIT May 18, 2006) ("LEU Remand Redetermination"), which pertains to the Antidumping Duty Order on Low Enriched Uranium ("LEU") from France.

Consistent with the decision of the U.S. Court of Appeals for the Federal Circuit ("CAFC") in *Timken Co. v. United States*, 893 F.2d 337 (Fed. Cir. 1990) ("*Timken*"), the Department is notifying the public that this decision is "not in harmony" with the Department's original determination and will continue to order the suspension of liquidation of the subject merchandise, where appropriate, until there is a conclusive decision in this case. If the case is not appealed, or if it is affirmed on appeal, the Department will instruct U.S. Customs and Border Protection to liquidate all relevant entries from *Eurodif S.A./Compagnie Generale Des Matieres Nucleaires* (collectively, "Eurodif" or "respondents").

**EFFECTIVE DATE:** September 11, 2006.

**FOR FURTHER INFORMATION CONTACT:** Mark Hoadley or Myrna Lobo, AD/CVD

Operations, Office 6, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, DC 20230; telephone: (202) 482-3148 or (202) 482-2371, respectively.

#### SUPPLEMENTARY INFORMATION:

##### Background

On December 21, 2001, the Department published a notice of final determination in the antidumping duty investigation of LEU from France. See *Notice of Final Determination of Sales at Less Than Fair Value: Low Enriched Uranium From France*, 66 FR 65877 (Dec. 21, 2001) ("LEU Final Determination"). On February 13, 2002, the Department published in the **Federal Register** an amended final determination and antidumping duty order on LEU from France. See *Notice of Amended Final Determination of Sales at Less Than Fair Value and Antidumping Duty Order: Low Enriched Uranium From France*, 67 FR 6680 (Feb. 13, 2002).

Respondents challenged the Department's final determination before the CIT. The case was later appealed and the CAFC, in *Eurodif S.A., Compagnie Generale Des Matieres Nucleaires, and Cogema Inc., et. al. v. United States*, 411 F.3d 1355 (Fed. Cir. 2005) ("*Eurodif I*"), ruled in favor of respondents. The CAFC later clarified its ruling, issuing a decision in *Eurodif S.A., Compagnie Generale Des Matieres Nucleaires, and Cogema Inc., et. al. v. United States*, 423 F. 3d. 1275 (Fed. Cir. 2005) ("*Eurodif II*").

On January 5, 2006, the CIT remanded the case to the Department for action consistent with the decisions of the Federal Circuit in *Eurodif I* and *Eurodif II*. See *Eurodif S.A., Compagnie Generale Des Matieres Nucleaires, and Cogema Inc. et. al. v. United States*, Slip. Op. 06-2 (CIT Jan. 5, 2006). Specifically, the CIT directed the Department to revise its final determination and antidumping duty order to conform with the decisions in *Eurodif I* and *Eurodif II*.

On March 3, 2006, the Department issued its results of redetermination and recalculated the antidumping duty rate applicable to Eurodif, to comply with the decisions of *Eurodif I* and *Eurodif II*. On May 18, 2006, the CIT again remanded the case to the Department to exclude certain entries from the scope of the order. On June 19, 2006, the Department issued its final results of redetermination pursuant to court remand ("LEU Remand Redetermination"). On August 3, 2006, the CIT sustained the Department's

redetermination. See *Eurodif S.A., Compagnie Generale Des Matieres Nucleaires, and Cogema Inc. et. al. v. United States*, Slip. Op. 06-124 (CIT August 3, 2006).

#### Suspension of Liquidation

The CAFC in *Timken* held that, pursuant to 19 USC 1516(e), the Department must publish notice of a decision of the CIT or the CAFC, which is not "in harmony" with the Department's final determination or results. Publication of this notice fulfills that obligation. The Federal Circuit also held that the Department must suspend liquidation of the subject merchandise until there is a "conclusive" decision in the case. Therefore, pursuant to *Timken*, the Department must continue to suspend liquidation pending the expiration of the period to appeal the CIT's August 3, 2006, decision.

In the event that the CIT's ruling is not appealed, or if appealed, it is upheld, the Department will publish amended final results and liquidate relevant entries covering the subject merchandise.

Dated: September 5, 2006.

**David M. Spooner,**

Assistant Secretary for Import Administration.

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## DEPARTMENT OF COMMERCE

### International Trade Administration

A-549-821

#### Polyethylene Retail Carrier Bags from Thailand: Preliminary Results of Antidumping Duty Administrative Review

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

**SUMMARY:** In response to requests from interested parties, the Department of Commerce (the Department) is conducting an administrative review of the antidumping duty order on polyethylene retail carrier bags (PRCBs) from Thailand. The review covers seven manufacturers/exporters. The period of review is January 26, 2004, through July 31, 2005.

We have preliminarily determined that sales have been made below normal value by each of the companies subject to this review. If these preliminary results are adopted in our final results of administrative review, we will instruct U.S. Customs and Border Protection (CBP) to assess antidumping duties on all appropriate entries.