from Rhodia indicating that Rhodia no longer produces coumarin in the United States.

Scope of the Review

The product covered by this order is coumarin. Coumarin is an aroma chemical with the chemical formula ($C_9H_6O_2$) that is also known by other names, including 2H–1-benzopyran-2-one, 1, 2-benzopyrone, cis-o-coumaric acid lactone, coumarinic anhydride, 2–Oxo-1, 2-benzopyran, 5, 6-benzo-alpha-pyrone, ortho-hydroxyc innamic acid lactone, cis-ortho-coumaric acid anhydride, and tonka bean camphor.

All forms and variations of coumarin are included within the scope of the order, such as coumarin in crystal, flake, or powder form, and ''crude'' or unrefined coumarin (*i.e.*, prior to purification or crystallization). Excluded from the scope of this order are ethylcoumarins ($C_{11}H_{10}O_2$) and methylcoumarins ($C_{10}H_8O_2$). Coumarin is classifiable under subheading 2932.21.0000 of the Harmonized Tariff Schedule of the United States (HTSUS). Although the HTSUS subheading is provided for convenience and customs purposes, our written description of the scope of this investigation is dispositive.

Initiation of Changed Circumstances Review

Pursuant to section 782(h)(2) the Tariff Act of 1930, as amended (the Act), the Department may revoke an antidumping or countervailing duty order based on a review under section 751(b) of the Act (*e.g.*, a changed circumstances review). Section 751(b)(1) of the Act requires a changed circumstance review to be conducted upon receipt of a request which shows changed circumstances sufficient to warrant a review. Section 351.222(g) of the Department's regulations provides that the Department will conduct a changed circumstances review under 19 CFR 351.216 and may revoke an order (in whole or in part) if it determines that producers accounting for substantially all of the production of the domestic like product to which the order (or the part of the order to be revoked) pertains have expressed a lack of interest in the relief provided by the order, in whole or in part, or if changed circumstances exist to warrant revocation.

In this case, the Department finds that the press release and other information submitted by Berjé provides sufficient evidence of changed circumstances to warrant the initiation of a changed circumstances review. The press release, dated November 28, 2001, announced Rhodia's intent to cease its U.S. production of coumarin in 2002. Given this information the Department will consider whether the U.S. industry maintains an interest in continuing the order.

Interested parties may submit comments for consideration in the Department's preliminary results not later than 20 days after publication of this notice. Responses to those comments may be submitted not later than 10 days following submissions of the comments. All written comments must be submitted in accordance with 19 CFR 351.303, and must be served on all interested parties on the Department's service list in accordance with 19 CFR 351.303.

The Department will publish in the **Federal Register** a notice of preliminary results of changed circumstances review, in accordance with 19 CFR 351.221(c)(3)(i), which will set forth the factual and legal conclusions upon which our preliminary results are based, and a description of any actions proposed based on the those results. The Department will also issue its final results of review within 270 days after the date on which the changed circumstances review is initiated or within 45 days if all parties agree, in accordance with 19 CFR 351.216(e), and will publish these results in the **Federal Register**.

While the changed circumstances review is underway, the current requirement for a cash deposit of estimated antidumping duties on all subject merchandise will continue unless and until it is modified pursuant to the final results of the changed circumstances review.

This notice is in accordance with sections 751(b)(1) of the Act and 19 CFR 351.216 and 351.222.

Dated: July 31, 2003.

Richard O. Weible,

Acting Deputy Assistant Secretary for Import Administration, Group III.

[FR Doc. 03–20048 Filed 8–5–03; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

International Trade Administration

[A-570–831]

Fresh Garlic From the People's Republic of China: Partial Rescission of Antidumping Duty Administrative Review

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

ACTION: Notice of partial rescission of the antidumping duty administrative review of fresh garlic from the People's Republic of China.

SUMMARY: In response to requests from interested parties, the Department of Commerce is conducting an administrative review of the antidumping duty order on fresh garlic from the People's Republic of China. One company named in the initiation of this review, Fook Huat Tong Kee Pte., Ltd., had no exports or sales of the subject merchandise during the period of review and, consequently, we are rescinding the review of this company. In addition, the review requests for Clipper Manufacturing Ltd., Huaiyang Hongda Dehydrated Vegetable Company, Golden Light Trading Company, Ltd., Good Fate International, Phil-Sino International Trading Inc., and Mai Xuan Fruitex Co., Ltd., were withdrawn subsequent to the initiation of the administrative review and, therefore, we are rescinding the review of these six companies.

EFFECTIVE DATE: August 6, 2003.

FOR FURTHER INFORMATION CONTACT: Brian Ellman or Minoo Hatten, AD/CVD Enforcement 3, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230; telephone: (202) 482–4852 and (202) 482–1690, respectively.

SUPPLEMENTARY INFORMATION:

Scope of the Order

The products covered by this antidumping duty order are all grades of garlic, whole or separated into constituent cloves, whether or not peeled, fresh, chilled, frozen, provisionally preserved, or packed in water or other neutral substance, but not prepared or preserved by the addition of other ingredients or heat processing. The differences between grades are based on color, size, sheathing, and level of decay.

The scope of this order does not include the following: (a) garlic that has been mechanically harvested and that is primarily, but not exclusively, destined for non-fresh use; or (b) garlic that has been specially prepared and cultivated prior to planting and then harvested and otherwise prepared for use as seed.

The subject merchandise is used principally as a food product and for seasoning. The subject garlic is currently classifiable under subheadings 0703.20.0010, 0703.20.0020, 0703.20.0090, 0710.80.7060, 0710.80.9750, 0711.90.6000, and 2005.90.9700 of the *Harmonized Tariff Schedule of the United States* (HTSUS).

Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the scope of this order is dispositive. In order to be excluded from the antidumping duty order, garlic entered under the HTSUS subheadings listed above that is (1) mechanically harvested and primarily, but not exclusively, destined for non-fresh use or (2) specially prepared and cultivated prior to planting and then harvested and otherwise prepared for use as seed must be accompanied by declarations to the Customs Service to that effect.

Background

On November 1, 2002, the Department of Commerce (the Department) published a notice of opportunity to request an administrative review of the antidumping duty order on fresh garlic from the People's Republic of China (PRC). See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity to Request Administrative Review*, 67 FR 66612. With the exception of Huaiyang Hongda Dehydrated Vegetable Company (Hongda), the period of review (POR) is November 1, 2001, through October 31, 2002. For Hongda, the POR is May 1, 2002, through October 31, 2002, because on June 19, 2003, we issued the final results for the new shipper review of Hongda covering the period from November 1, 2001, through April 30, 2002. See *Fresh Garlic From the People's Republic of China: Final Results of Antidumping Duty New Shipper Review*, 68 FR 36767 (June 19, 2003). We received three requests for an administrative review. For two companies, Jinan Yipin Corporation, Ltd. (Jinan Yipin), and Shandong Heze International Trade and Developing Company (Shandong Heze), the petitioners (the Fresh Garlic Producers Association and its individual members) and the respondents requested a review of sales of subject merchandise to the United States during the POR. In addition to these two respondents, the petitioners requested a review of the sales of eleven other companies. Two of the companies for which an administrative review was requested also requested that the Department initiate new shipper reviews. Based upon our initial examination of their new shipper review requests, we conditionally determined that they were new shippers of subject merchandise and subsequently initiated new shipper reviews.

On December 26, 2002, we published in the **Federal Register** the *Notice of Initiation of Antidumping and Countervailing Duty Administrative Reviews* (67 FR 78772) in which we initiated the administrative review of the antidumping duty order on fresh garlic from the PRC.

On January 17, 2003, the petitioners withdrew their request for review for Clipper Manufacturing, Ltd (Clipper). As this withdrawal was made before the 90-day deadline established by 19 CFR 351.213(d)(1), we found it to be submitted in a timely manner and subsequently informed Clipper that it need not respond to our antidumping questionnaire. See letter from Laurie Parkhill to Clipper, dated January 31, 2003.

On February 3, 2003, the Department received a letter from Fook Huat Tong Kee Pte., Ltd. (FHTK), certifying that it had no entries, exports, or sales of the subject merchandise during the POR. Our review of import data from the Bureau of Customs and Border Protection supports the claim that there were no entries of subject merchandise produced by FHTK during the POR. We issued a memorandum notifying the parties of our intent to rescind the administrative review of FHTK. See Memorandum from Analyst to the File, dated July 21, 2003. On July 23, 2003, the petitioners responded, indicating that they had no comments on the preliminary rescission with respect to FHTK. See Memorandum from Analyst to the File, date July 23, 2003.

On April 28, 2003, the petitioners submitted a letter withdrawing their review request for Hongda and on June 10, 2003, the petitioners submitted a letter withdrawing their request for a review of four other companies Golden Light Trading Company, Ltd. (Golden Light), Good Fate International (Good Fate), Phil-Sino International Trading Inc. (Phil-Sino), and Mai Xuan Fruitex Co., Ltd. (Mai Xuan).

On July 29, 2003, Hongda and several importers of subject merchandise submitted comments in opposition to the potential rescission of the administrative review of Hongda. Hongda argues that it was the victim of identity theft and concomitant fraud during the POR. Accordingly, Hongda asserts, the Department should continue with the review to determine which imports under Hongda's name were legitimate. Similarly, the importers argue that fraudulent import schemes in recent years have been used to avoid antidumping duties, threatening to shut down completely the U.S. market for Chinese agricultural products, and that these schemes have been used against Hongda on entries during the POR. Thus, as a matter of policy, the importers contend that the Department should continue its review of Hongda to learn more about these alleged schemes and develop effective administrative techniques to counter such schemes.

Partial Rescission of Administrative Review

Because FHTK had no entries, exports, or sales of the subject merchandise, pursuant to 19 CFR 351.213(d)(3) we are rescinding the review with respect to FHTK.

With respect to the petitioners' withdrawal of their review request for Clipper, as stated above, we find the petitioners' withdrawal was submitted in a timely manner, pursuant to 19 CFR 351.213(d)(1), and we are rescinding the review of Clipper.

With respect to the petitioners' withdrawal of their review request for Hongda, Golden Light, Good Fate, Phil-Sino, and Mai Xuan, although the petitioners withdrew their review request for these five companies after the 90-day deadline, the Department's regulations at 19 CFR 351.213(d)(1) permit an extension of the deadline if ''it is reasonable to do so.'' We have not committed significant resources to date to the review of Hongda, Golden Light, Good Fate, Phil-Sino, and Mai Xuan. Furthermore, the petitioners were the only party to request an administrative review of these companies.

We have received no submissions opposing the withdrawal of the petitioners' requests as they pertain to Golden Light, Good Fate, Phil-Sino, and Mai Xuan. Although Hongda and several importers expressed concerns pertaining to the rescission of the administrative review of Hongda, the arguments they presented pertain to allegations involving fraud. The investigation of alleged fraudulent activities is within the statutory purview of the Bureau of Immigration and Customs Enforcement (ICE). See 19 USC 1592. Thus, we will refer Hongda's and the importers' allegations of inappropriate conduct to ICE.

For the above reasons, we determine that it is reasonable to extend the deadline for withdrawal of the requests for review of Hongda, Golden Light, Good Fate, Phil-Sino, and Mai Xuan, and we are rescinding the review of the antidumping duty order on fresh garlic from the PRC with respect to these companies. This administrative review will continue with respect to Jinan Yipin, Shandong Heze, Top Pearl Ltd., and Wo Hing (H.K.) Trading Co.

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

Dated: July 31, 2003.

Joseph A. Spetrini,

Acting Assistant Secretary

[FR Doc. 03–20045 Filed 8–5–03; 8:45 am]

BILLING CODE 3510–DS–S

DEPARTMENT OF COMMERCE

International Trade Administration

[A–570–803]

Notice of Decision of the Court of International Trade: Heavy Forged Hand Tools From the People's Republic of China

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

ACTION: Notice of decision of the Court of International Trade.

SUMMARY: On July 28, 2003, the United States Court of International Trade (CIT) affirmed the Department of Commerce's results of redetermination on remand of the final results of the seventh administrative review of the antidumping duty orders on heavy forged hand tools from the People's Republic of China. *See Fujian Machinery and Equipment Import & Export Corporation, et al.* v. *United States,* Slip Op. 03–92 (CIT July 28, 2003) (*Fujian II*). Consistent with the decision of the United States Court of Appeals for the Federal Circuit (Federal Circuit) in *Timken Co.* v. *United States,* 893 F.2d 337 (Fed. Cir. 1990) (*Timken*), the Department is notifying the public that *Fujian II* and the CIT's earlier opinion in this case, discussed below, were ''not in harmony'' with the Department's original results.

EFFECTIVE DATE: August 6, 2003.

FOR FURTHER INFORMATION CONTACT: Thomas Martin AD/CVD Enforcement, Office 4, Group II, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Ave., NW., Washington, DC 20230; telephone: (202) 482–3936.

SUPPLEMENTARY INFORMATION:

Background

On August 11, 1999, the Department of Commerce (the Department) published a notice of the final results of the seventh administrative review of the antidumping duty order on heavy forged hand tools from the People's Republic of China. *See Heavy Forged Hand Tools, Finished or Unfinished, With or Without Handles, From the People's Republic of China; Final Results and Partial Recission of Antidumping Duty Administrative Reviews,* 64 FR 43659 (August 11, 1999) (Final Results). Subsequent to the Department's *Final Results*, the respondent filed a lawsuit with the CIT challenging these results. Thereafter, the CIT issued an Order and Opinion dated July 17, 2000, in *Fujian Machinery and Equipment Import & Export Corporation, et al.* v. *United States*, 178 F. Supp. 2d 1305 (Ct. Int'l Trade 2001) (*Fujian I*), remanding several issues to the Department. Pursuant to *Fujian I*, the Department filed its remand results on February 20, 2002. The CIT reviewed and affirmed the Department's final results of redetermination in *Fujian Machinery and Equipment Import & Export Corporation, et al.* v. *United States,* Slip Op. 03–92 (CIT July 28, 2003) (*Fujian II*).

Timken Notice

In its decision in *Timken*, the Federal Circuit held that, pursuant to 19 U.S.C. 1516a(e), the Department must publish notice of a decision of the CIT which is ''not in harmony'' with the Department's results. The CIT's decision in *Fujian II* was not in harmony with the Department's final antidumping duty results of review. Therefore, publication of this notice fulfills the obligation imposed upon the Department by the decision in *Timken*. In addition, this notice will serve to continue the suspension of liquidation. If this decision is not appealed, or if appealed, if it is upheld, the Department will publish amended final antidumping duty results.

Dated: August 1, 2003.

Joseph A. Spetrini,

Acting Assistant Secretary for Grant Aldonas, Under Secretary.

[FR Doc. 03–20047 Filed 8–5–03; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

International Trade Administration

[A–583–831]

Stainless Steel Sheet and Strip in Coils From Taiwan: Preliminary Results and Partial Rescission of Antidumping Duty Administrative Review

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

ACTION: Notice of preliminary results and partial rescission of antidumping duty administrative review of stainless steel sheet and strip in coils from Taiwan.

SUMMARY: The Department of Commerce (''the Department'') is conducting an administrative review of the antidumping duty order on stainless steel sheet and strip in coils (''SSSS'') from Taiwan in response to requests from respondents Yieh United Steel Corporation (''YUSCO'') and Chia Far Industrial Factory Co., Ltd. (''Chia Far''), and petitioners [1] who requested a review of YUSCO, Tung Mung Development Co., Ltd. (''Tung Mung''), Ta Chen Stainless Pipe Company Ltd. (''Ta Chen''), and Chia Far and any of their affiliates in accordance with section 351.213 of the Department's regulations. This review covers imports of subject merchandise from YUSCO, Tung Mung, Ta Chen, and Chia Far. The period of review (''POR'') is July 1, 2001 through June 30, 2002.

Our preliminary results of review indicate that Chia Far and YUSCO have sold subject merchandise at less than normal value (''NV'') during the POR. Additionally, Tung Mung did not participate in this review. Therefore, we are applying an adverse facts available (''AFA'') rate to all sales and entries of Tung Mung's subject merchandise during the POR. Lastly, we have preliminarily determined to rescind the review with respect to Ta Chen, because the evidence on the record indicates that it had no shipments of subject merchandise to the United States during the POR. If these preliminary results are adopted in our final results of this administrative review, we will instruct the U.S. Bureau of Customs and Border Protection (''Customs'') to assess antidumping duties on entries of YUSCO's, Chia Far's and Tung Mung's merchandise during the POR, in accordance with 751(a)(2)(C) of the Tariff Act of 1930 (''The Act''), and sections 351.106(c) and 351.212(b) of the Department's regulations.

We invite interested parties to comment on these preliminary results. We will issue the final results no later than 120 days from the date of publication of this notice.

EFFECTIVE DATE: August 6, 2003.

FOR FURTHER INFORMATION CONTACT: Laurel LaCivita (Ta Chen, Tung Mung); Lilit Astvatsatrian (Chia Far); Peter Mueller (YUSCO); or Bob Bolling, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Washington, DC 20230;

[1] Allegheny Ludlum, AK Steel Corporation (formerly Armco, Inc.) J&L Speciality Steel, Inc., North American Stainless, Butler-Armco Independent Union, Zanesville Armco Independent Union, and the United Steelworkers of America, AFL–CIO/CLC.