

Manufacturer/exporter ¹	Weighted-average margin (percent)
PRC-Wide Rate	217.94

¹ Tianjin Hanchem International Trading Co. (Hanchem) was inadvertently identified separately as an exporter in the "Final Determination of Investigation" section of the *Final Determination* with a rate of 217.94%. Instead, Hanchem should have been included in the PRC entity and assigned the PRC-wide rate of 217.94%.

This notice constitutes the antidumping duty order with respect to CVP-23 from the PRC, pursuant to section 736(a) of the Act. Interested parties may contact the Department's Central Records Unit, Room B-099 of the Main Commerce Building, for copies of an updated list of antidumping duty orders currently in effect.

This order is issued and published in accordance with section 736(a) of the Act and 19 CFR 351.211.

Dated: December 22, 2004.

Holly A. Kuga,

Acting Assistant Secretary for Import Administration.

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DEPARTMENT OF COMMERCE

International Trade Administration

[Docket No. A-533-838]

Notice of Amended Final Determination of Sales at Less Than Fair Value and Antidumping Duty Order: Carbazole Violet Pigment 23 From India

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

EFFECTIVE DATE: December 29, 2004.

FOR FURTHER INFORMATION CONTACT: Lyn Johnson or Susan Lehman, AD/CVD Operations, Office 5, Import Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-5287 or (202) 482-0180.

SUPPLEMENTARY INFORMATION:

Scope of Order

The merchandise subject to this antidumping duty order is carbazole violet pigment 23 (CVP-23) identified as Color Index No. 51319 and Chemical Abstract No. 6358-30-1, with the chemical name of diindolo [3,2-b:3',2'-m] triphenodioxazine, 8,18-dichloro-5, 15-diethyl-5, 15-dihydro-, and molecular

formula of C₃₄H₂₂C₁₂N₄O₂.¹ The subject merchandise includes the crude pigment in any form (e.g., dry powder, paste, wet cake) and finished pigment in the form of presscake and dry color.

Pigment dispersions in any form (e.g., pigment dispersed in oleoresins, flammable solvents, water) are not included within the scope of the investigation.

The merchandise subject to this antidumping duty order is classifiable under subheading 3204.17.9040 of the Harmonized Tariff Schedule of the United States (HTSUS). Although the HTSUS subheadings are provided for convenience and customs purposes, our written description of the scope of this order is dispositive.

Amendment To Final Determination

In accordance with sections 735(d) and 771(i) of the Tariff Act of 1930, as amended (the Act), on November 17, 2004, the Department of Commerce (the Department) published its notice of final determination of sales at less than fair value for the antidumping duty investigation of CVP-23 from India. See *Notice of Final Determination of Sales at Less Than Fair Value: Carbazole Violet Pigment 23 from India*, 69 FR 67306 (November 17, 2004) (*Final Determination*). We received a timely ministerial-error allegation from Pidilite Industries Limited (Pidilite) pursuant to 19 CFR 351.224(c)(2). No other party alleged ministerial errors or submitted comments.

After analyzing the submission, we have determined, in accordance with section 751(h) of the Act and 19 CFR 351.224(e), that a ministerial error was made by not deducting certain early payment discounts from the price of home-market sales. We have corrected this error. For a more detailed discussion, see the December 9, 2004, memorandum from Susan Lehman to the file entitled "Amended Final Determination Analysis Memorandum for Pidilite Industries Limited."

Pursuant to section 751(h) of the Act and 19 CFR 351.224(e), we are amending the *Final Determination* for Pidilite. This also results in a change to the "All Others" rate as indicated below. For calculation of the "All Others" rate, see the December 9, 2004, memorandum from Susan Lehman to the File entitled "Amended All-Others Rate Calculation Memorandum for the Final Determination of the Antidumping

¹ The bracketed section of the product description, [3,2-b:3',2'-m], is not business proprietary information. In this case, the brackets are simply part of the chemical nomenclature. See December 4, 2003, amendment to petition at 8.

Duty Investigation on Carbazole Violet Pigment 23."

Antidumping Duty Order

On December 22, 2004, pursuant to section 735(d) of the Act, the International Trade Commission (ITC) notified the Department of its final determination that the industry in the United States producing CVP-23 is materially injured within the meaning of section 735(b)(1)(A)(i) of the Act by reason of less-than-fair-value imports of subject merchandise from India. Therefore, in accordance with section 736(a)(1) of the Act, the Department will direct U.S. Customs and Border Protection (CBP) to assess, upon further advice by the Department, antidumping duties equal to the amount by which the normal value of the merchandise exceeds the U.S. price of the merchandise for all relevant entries of CVP-23 from India. These antidumping duties will be assessed on all unliquidated entries of CVP-23 from India that are entered, or withdrawn from the warehouse, for consumption on or after June 24, 2004, the date on which the Department published its *Notice of Preliminary Determination of Sales at Less Than Fair Value and Postponement of Final Determination: Carbazole Violet Pigment 23 from India*, 69 FR 35293 (June 24, 2004).

Section 733(d) of the Act states that instructions issued pursuant to an affirmative preliminary determination may not remain in effect for more than four months except where exporters representing a significant proportion of exports of the subject merchandise request the Department to extend that four-month period to not more than six months. At the request of exporters, Alpanil Industries (Alpanil) and Pidilite, we extended the four-month period to not more than six months. See 69 FR at 35293. In this investigation, the six-month period began on the date of the publication of the preliminary determination and ends on December 21, 2004. Therefore, in accordance with section 733(d) of the Act and our practice, we will instruct CBP to terminate the suspension of liquidation and to liquidate, without regard to antidumping duties, unliquidated entries of CVP-23 from India entered, or withdrawn from warehouse, for consumption on or after December 21, 2004, and before the date of publication of the ITC's final injury determination in the **Federal Register**. Suspension of liquidation will continue on or after this date.

On or after the date of publication of the ITC's notice of final determination in the **Federal Register**, CBP will

require, at the same time as importers would normally deposit estimated duties on this merchandise, cash deposits for the subject merchandise equal to the estimated weighted-average antidumping margins listed below, adjusted for export subsidies found in

the final determination of the companion countervailing duty investigation of this merchandise. Specifically, for cash deposit purposes, we are subtracting from the applicable cash deposit rate that portion of the rate attributable to the export subsidies

found in the affirmative countervailing duty determination for each respondent (*i.e.*, 17.57 percent for Alpanil, 17.02 percent for Pidilite).

The weighted-average margins and cash deposit rates are as follows:

Producer or exporter	Weighted-average margin (percent)	Cash deposit rate (percent)
Alpanil Industries	27.23	9.66.
Pidilite Industries Ltd.	66.59 (Amended)	49.57 (Amended).
All Others	44.80 (Amended)	27.48 (Amended).

The "All Others" rate applies to all entries of the subject merchandise except for entries from the companies that are identified individually above.

This notice constitutes the antidumping duty order with respect to CVP-23 from India, pursuant to section 736(a) of the Act. Interested parties may contact the Department's Central Records Unit, Room B-099 of the main Department building, for copies of an updated list of antidumping duty orders currently in effect.

The amended final determination is published pursuant to sections 735(d) and 777(i)(1) of the Act. The order is published in accordance with section 736(a) of the Act and 19 CFR 351.211.

Dated: December 22, 2004.

Joseph A. Spetrini,

Acting Assistant Secretary for Import Administration.

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DEPARTMENT OF COMMERCE

International Trade Administration

(A-201-802)

Gray Portland Cement and Clinker From Mexico; Final Results of Antidumping Duty Administrative Review

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

SUMMARY: On June 22, 2004, the Department of Commerce published the preliminary results of administrative review of the antidumping duty order on gray portland cement and clinker from Mexico. The review covers one manufacturer/exporter, CEMEX, S.A. de C.V., and its affiliate, GCC Cemento, S.A. de C.V. The period of review is August 1, 2002, through July 31, 2003.

Based on our analysis of the comments received, we have made changes in the margin calculations. Therefore, the final results differ from

the preliminary results. The final weighted-average dumping margin is listed below in the "Final Results of Review" section of this notice.

EFFECTIVE DATE: December 29, 2004.

FOR FURTHER INFORMATION CONTACT: Hermes Pinilla or Jeffrey Frank, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-3477 or (202) 482-0090, respectively.

SUPPLEMENTARY INFORMATION:

Background

On June 22, 2004, the Department of Commerce (the Department) published in the **Federal Register** the preliminary results of the administrative review of the antidumping duty order on gray portland cement and clinker from Mexico. *See Preliminary Results of Antidumping Duty Administrative Review: Gray Portland Cement and Clinker From Mexico*, 69 FR 34647 (*Preliminary Results*).

We invited parties to comment on the *Preliminary Results*. On July 22, 2004, we received case briefs from the petitioner, the Southern Tier Cement Committee, and from the respondents, CEMEX, S.A. de C.V. (CEMEX), and GCC Cemento, S.A. de C.V. (GCC). On July 30, 2004, we received rebuttal briefs from the petitioner, CEMEX and GCC.¹ On October 22, 2004, the Department published a notice extending the date for issuing the final results of this review. *See Gray Portland Cement and Clinker From Mexico: Notice of Extension of Time Limit for the Final Results of Antidumping Duty Administrative Review*, 69 FR 62026 (October 22, 2004).

The Department has conducted this administrative review in accordance

¹ Although we consider CEMEX and GCC to be one entity for purposes of this antidumping duty order, because they are represented by separate counsel and have submitted separate case and rebuttal briefs, we have referred to them by their respective names when summarizing comments.

with section 751(a) of the Tariff Act of 1930, as amended (the Act).

Scope of Order

The products covered by this order include gray portland cement and clinker. Gray portland cement is a hydraulic cement and the primary component of concrete. Clinker, an intermediate material product produced when manufacturing cement, has no use other than being ground into finished cement. Gray portland cement is currently classifiable under Harmonized Tariff Schedule (HTS) item number 2523.29 and cement clinker is currently classifiable under HTS item number 2523.10. Gray portland cement has also been entered under HTS item number 2523.90 as "other hydraulic cements." The HTS subheadings are provided for convenience and customs purposes only. The Department's written description remains dispositive as to the scope of the product coverage.

Analysis of Comments Received

All issues raised in the case and rebuttal briefs by parties to this administrative review, and to which we have responded, are listed in the Appendix to this notice and addressed in the "Issues and Decision Memo" (Decision Memo) from Jeffrey May, Deputy Assistant Secretary, to James J. Jochum, Assistant Secretary for Import Administration, dated December 20, 2004, which is hereby adopted by this notice. The Decision Memo is on file in Import Administration's Central Records Unit, Room B-099 of the main Department of Commerce building. In addition, a complete version of the Decision Memo is available on the Internet at <http://ia.ita.doc.gov>. The paper copy and electronic version of the Decision Memo are identical in content.

Changes Since the Preliminary Results

Based on our analysis of comments received, we have corrected certain programming and clerical errors in our preliminary results, where applicable.