



DEPARTMENT OF COMMERCE

International Trade Administration

[A-489-844]

Certain Aluminum Foil from the Republic of Türkiye: Final Results of Antidumping Duty Administrative Review; 2022-2023

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

SUMMARY: The U.S. Department of Commerce (Commerce) determines that certain producers and exporters subject to this administrative review made sales of subject merchandise at less than normal value during the period of review (POR) November 1, 2022, through October 31, 2023.

DATES: Applicable [Insert date of publication in the *Federal Register*].

FOR FURTHER INFORMATION CONTACT: Bryan Hansen or Christopher Williams, AD/CVD Operations, Office I, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue, NW, Washington DC 20230; telephone: (202) 482-3683 and (202) 482-5166, respectively.

SUPPLEMENTARY INFORMATION:

Background

On December 13, 2024, Commerce published in the *Federal Register* the preliminary results of this administrative review of the antidumping duty order¹ on certain aluminum foil (aluminum foil) from the Republic of Türkiye (Türkiye), rescinded the administrative review of two companies, and invited interested parties to comment.² This review covers two producers/exporters of the subject merchandise, Assan Aluminyum Sanayi ve Ticaret A.S., Kibar

¹ See *Certain Aluminum Foil from the Republic of Armenia, Brazil, the Sultanate of Oman, the Russian Federation, and the Republic of Turkey: Antidumping Duty Orders*, 86 FR 62790 (November 12, 2021) (*Order*).

² See *Certain Aluminum Foil from the Republic of Türkiye: Preliminary Results and Rescission, in Part, of Antidumping Duty Administrative Review; 2022-2023*, 89 FR 100977 (December 13, 2024) (*Preliminary Results*), and accompanying Preliminary Decision Memorandum.

Dis Ticaret A.S., and Ispak Esnek Ambalaj Sanayi A.S. (collectively, the Assan Single Entity³), and Panda Aluminyum A.S. (Panda).

On December 9, 2024, Commerce tolled the deadline to issue the final results in this administrative review by 90 days.⁴ Accordingly, the deadline for these final results is now July 8, 2025. A summary of the events that occurred since the *Preliminary Results*, as well as a full discussion of the issues raised by parties for these final results, are discussed in the Issues and Decision Memorandum.⁵ Commerce conducted this review in accordance with section 751(a)(1)(B) of the Tariff Act of 1930, as amended (the Act).

Scope of the Order

The merchandise covered by the *Order* is aluminum foil from Türkiye. A full description of the scope of the *Order* is contained in the Issues and Decision Memorandum.⁶

Analysis of Comments Received

All issues raised in the case and rebuttal briefs filed by parties in this administrative review are addressed in the Issues and Decision Memorandum and listed in the appendix to this notice. The Issues and Decision Memorandum is a public document and is on file electronically via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS). ACCESS is available to registered users at <https://access.trade.gov>. In addition, a complete version of the Issues and Decision Memorandum can be accessed at <https://access.trade.gov/public/FRNoticesListLayout.aspx>.

³ Commerce determined in the investigation that these three companies are a single entity. *See Certain Aluminum Foil from the Republic of Turkey: Final Affirmative Determination of Sales at Less Than Fair Value*, 86 FR 52880 n.10 (September 23, 2021). Therefore, we continue to treat these companies as a single entity in this review; no party commented on this treatment.

⁴ *See* Memorandum, "Tolling of Deadlines for Antidumping and Countervailing Duty Proceedings," dated December 9, 2024.

⁵ *See* Memorandum, "Issues and Decision Memorandum for the Final Results of Antidumping Duty Administrative Review: Certain Aluminum Foil from the Republic of Türkiye; 2022-2023," dated concurrently with, and hereby adopted by this notice (Issues and Decision Memorandum).

⁶ *Id.*

Changes Since the *Preliminary Results*

Based on our review of the record, including comments received from interested parties regarding our *Preliminary Results*, and for the reasons explained in the Issues and Decision Memorandum, we made certain changes for the final results of review.

Final Results of Review

Commerce determines that the following estimated weighted-average dumping margins exist for the period November 1, 2022, through October 31, 2023:

Producer and/or Exporter	Weighted-Average Dumping Margin (percent)
Assan Aluminyum Sanayi ve Ticaret A.S.; Kibar Dis Ticaret A.S.; and Ispak Esnek Ambalaj Sanayi A.S.	2.34
Panda Aluminyum A.S.	6.32

Disclosure

Commerce intends to disclose the calculations performed in connection with these final results of review to interested parties in this review within five days after public announcement of the final results or, if there is no public announcement, within five days of the date of publication of this notice in the *Federal Register*, in accordance with 19 CFR 351.224(b).

Assessment

Pursuant to section 751(a)(2)(C) of the Act and 19 CFR 351.212(b)(1), Commerce has determined, and U.S. Customs and Border Protection (CBP) shall assess, antidumping duties on all appropriate entries of subject merchandise in accordance with the final results of this review.

Because the weighted-average dumping margins for the Assan Single Entity and Panda are not zero or *de minimis* (*i.e.*, less than 0.50 percent) in the final results of this review, we calculated an importer-specific assessment rate based on the ratio of the total amount of dumping calculated for each importer's examined sales to the total entered value of those same

sales in accordance with 19 CFR 351.212(b)(1).⁷ Where an importer-specific assessment rate is zero or *de minimis* (*i.e.*, less than 0.5 percent), the entries by that importer will be liquidated without regard to antidumping duties. The final results of this administrative review shall be the basis for the assessment of antidumping duties on entries of merchandise covered by the final results of this review and for future deposits of estimated duties, where applicable.⁸

For entries of subject merchandise during the POR produced by either of the individually examined respondents for which they did not know that the merchandise it sold to the intermediary (*e.g.*, a reseller, trading company, or exporter) was destined for the United States, we will instruct CBP to liquidate unreviewed entries at the all-others rate if there is no rate for the intermediate company(ies) involved in the transaction.⁹

Commerce intends to issue assessment instructions to CBP no earlier than 35 days after the date of publication of the final results of this review in the *Federal Register*. If a timely summons is filed at the U.S. Court of International Trade, the assessment instructions will direct CBP not to liquidate relevant entries until the time for parties to file a request for a statutory injunction has expired, *i.e.*, within 90 days of publication.

Cash Deposit Requirements

Upon publication of this notice in the *Federal Register*, the following cash deposit requirements will be effective for all shipments of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the date of publication as provided by section 751(a)(2)(C) of the Act: (1) the cash deposit rate for companies subject to this review will be equal to the company-specific weighted-average dumping margins established in the final results of the review; (2) for merchandise exported by a company not covered in this review but covered in a prior completed segment of this proceeding, the cash deposit rate will continue to be the

⁷ In these final results, Commerce applied the assessment rate calculation method adopted in *Antidumping Proceedings: Calculation of the Weighted-Average Dumping Margin and Assessment Rate in Certain Antidumping Duty Proceedings; Final Modification*, 77 FR 8101 (February 14, 2012).

⁸ See section 751(a)(2)(C) of the Act.

⁹ For a full discussion of this practice, see *Antidumping and Countervailing Duty Proceedings: Assessment of Antidumping Duties*, 68 FR 23954 (May 6, 2003).

company-specific rate published in the completed segment for the most recent period; (3) if the exporter is not a firm covered in this review, a prior review, or the investigation, but the producer has been covered in a prior completed segment of this proceeding, then the cash deposit rate will be the rate established in the completed segment for the most recent period for the producer of the merchandise; and (4) the cash deposit rate for all other producers or exporters will continue to be 1.95 percent, the all-others rate established in the investigation, adjusted for the export-subsidy rate in the companion countervailing duty investigation.¹⁰ These cash deposit requirements, when imposed, shall remain in effect until further notice.

Notification to Importers

This notice serves as a final reminder to importers of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping and/or countervailing duties prior to liquidation of the relevant entries during this POR. Failure to comply with this requirement could result in Commerce's presumption that reimbursement of antidumping and/or countervailing duties occurred and the subsequent assessment of double antidumping duties.

Administrative Protective Order (APO)

This notice also serves as a final reminder to parties subject to an APO of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3), which continues to govern business proprietary information in this segment of the proceeding. Timely written notification of the return or destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and terms of an APO is a violation subject to sanction.

Notification to Interested Parties

¹⁰ See *Order*, 86 FR at 62792.

Commerce is issuing and publishing this notice in accordance with sections 751(a)(1) and 777(i)(1) of the Act, and 19 CFR 351.221(b)(5).

Dated: May 16, 2025.

Scot Fullerton,
Acting Deputy Assistant Secretary
for Antidumping and Countervailing Duty Operations.

Appendix

List of Topics Discussed in the Issues and Decision Memorandum

- I. Summary
- II. Background
- III. Scope of the *Order*
- IV. Changes Since the *Preliminary Results*
- V. Discussion of the Issues
 - Comment 1: Monthly Comparisons of U.S. Price with Normal Value Due to High Inflation
 - Comment 2: Inward Processing Certificate Date Used to Determine POR Export Sales for Duty Drawback Calculation
 - Comment 3: Duty Drawback Adjustment to U.S. Sales Associated with Open Inward Processing Certificates
 - Comment 4: Inclusion of Exempted Stamp Taxes in Duty Drawback Benefit
 - Comment 5: Use of Open Inward Processing Certificate Import Duties to Calculate Cost-Side Duty Drawback Adjustment
 - Comment 6: The Assan Single Entity's Other Discounts
 - Comment 7: Ispak's Home Market Sales
 - Comment 8: Ispak's U.S. Sales and Packing Expenses
 - Comment 9: Error in Producer Price Index Used in Panda's Margin Calculation
 - Comment 10: Panda's U.S. Billing Adjustments
 - Comment 11: High Inflation Methodology for Panda

- VI. Recommendation

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