



DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-832]

Pure Magnesium from the People's Republic of China: Notice of Court Decision Not in Harmony with the Final Results Antidumping Review; Notice of Amended Final Results

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

SUMMARY: On August 14, 2026, the U.S. Court of International Trade (the Court or CIT) issued its final judgment in *Tianjin Magnesium International Co., Ltd., et al., v. United States*, Court no. 25-00002, sustaining the U.S. Department of Commerce (Commerce)'s amended final remand redetermination concerning the electricity surrogate value selection covering the period May 1, 2022, through April 30, 2023, of the antidumping duty (AD) order on pure magnesium from China.

Commerce is notifying the public that the CIT's final judgment is not in harmony with Commerce's final results in this AD review and is amending its final results with respect to the dumping margin assigned to Tianjin Magnesium International Co., Ltd.; Tianjin Magnesium Metal Co., Ltd. (collectively, MMC), the sole respondent individually examined in the underlying review.

DATES: Applicable August 14, 2026.

FOR FURTHER INFORMATION CONTACT: John Conniff, AD/CVD Operations, Office III, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-1009.

SUPPLEMENTARY INFORMATION:

Background

On January 21, 2025, Commerce published its *Final Results* in the AD review of pure magnesium from China.¹ Commerce calculated a weighted-average dumping margin of 25.26 percent.²

On March 13, 2026, the Court sustained, in part, and remanded, in part, the *Final Results*.³ In its remand redetermination, issued on June 10, 2026, Commerce reconsidered its surrogate value selection for electricity and relied on the national average of industrial electricity rates from the Turkish Statistical Institute.⁴ On April 11, 2026, MMC filed a motion for reconsideration of the Court’s opinion and order. On May 18, 2026, the defendant filed its response in opposition to the motion. The Court denied MMC’s motion for reconsideration⁵ and sustained Commerce’s final redetermination.⁶

Timken Notice

In its decision in *Timken*,⁷ as clarified by *Diamond Sawblades*,⁸ the U.S. Court of Appeals for the Federal Circuit held that, pursuant to sections 516A(c) and (e) of the Tariff Act of 1930, as amended (the Act), Commerce must publish a notice of court decision that is not “in harmony” with a Commerce determination and must suspend liquidation of entries pending a “conclusive” court decision. The Court’s August 14, 2026, judgment constitutes a final decision of the CIT that is not in harmony with Commerce’s *Final Results*. Thus, this notice is published in fulfillment of the publication requirements of *Timken*.

Amended Final Determination

¹ See *Pure Magnesium from the People’s Republic of China: Amended Final Results of Antidumping Duty Administrative Review; 2022–2023*, 90 FR 7078 (January 21, 2025) (*Final Results*).

² *Id.*

³ See *Tianjin Magnesium International Co, Ltd., et al., v. United States*, Court No. 25-00002, Slip Op. 26-28 (CIT March 13, 2026) (*TMI I*).

⁴ See *Final Results of Redetermination Pursuant to Court Remand, Tianjin Magnesium International Co., v. United States*, Court No 25-00002, Slip Op. 26-28 (CIT March 13, 2026) (*Remand Results*), at 1-2.

⁵ See *Tianjin Magnesium International Co, Ltd., et al., v. United States*, Court No. 25-00002, Slip Op. 26-96 (CIT August 14, 2026) (*Judgment*).

⁶ See *Judgment* at 2.

⁷ See *Timken Co. v. United States*, 893 F.2d 337 (Fed. Cir. 1990) (*Timken*).

⁸ See *Diamond Sawblades Manufacturers Coalition v. United States*, 626 F.3d 1374 (Fed. Cir. 2010) (*Diamond Sawblades*).

Because there is now a final court judgment, Commerce is amending its *Final Results* with respect to MMC as follows:

Exporter or Producer	Final Results Weighted-Average Dumping Margin (percent)⁹	Amended Final Results Weighted-Average Dumping Margin (percent)¹⁰
Tianjin Magnesium International Co., Ltd.; Tianjin Magnesium Metal Co., Ltd.	25.26	23.96

Cash Deposit Requirements

Because MMC does not have a superseding cash deposit rate, *i.e.*, there have not been final results published in a subsequent administrative review, Commerce will issue revised cash deposit instructions to U.S. Customs and Border Protection (CBP).

Liquidation of Suspended Entries

At this time, Commerce remains enjoined by CIT order from liquidating entries that: 1) were exported by Tianjin Magnesium International Co., Ltd. or Tianjin Magnesium Metal Co., Ltd.; 2) were the subject of the *Final Results*; 3) were entered, or withdrawn from warehouse, for consumption, during the period May 1, 2022, through April 30, 2023. These entries will remain enjoined pursuant to the terms of the injunction during the pendency of any appeals process.

In the event the Court's ruling is not appealed, or, if appealed, upheld by a final and conclusive court decision, in accordance with 19 CFR 351.212(b), Commerce intends to instruct CBP to assess antidumping duties on unliquidated entries of subject merchandise that: 1) were exported by Tianjin Magnesium International Co., Ltd. or Tianjin Magnesium Metal Co., Ltd.; 2) were the subject of the *Final Results*; 3) were entered, or withdrawn from warehouse, for consumption, during the period May 1, 2022, through April 30, 2023. We will instruct CBP to assess antidumping duties on all appropriate entries covered by this review when the importer-specific *ad valorem* assessment rate is not zero or *de minimis*. Where an importer-specific *ad*

⁹ See *Final Results*, 90 FR at 7079.

¹⁰ See *Remand Results* at 1-2.

valorem assessment rate is zero or *de minimis*, we will instruct CBP to liquidate the appropriate entries without regard to antidumping duties.¹¹

Notification to Interested Parties

This notice is issued and published in accordance with sections 516A(c) and (e), and 777(i)(1) of the Act.

Dated: August 26, 2026.

Scot Fullerton,

Acting Deputy Assistant Secretary

for Antidumping and Countervailing Duty Operations.

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¹¹ See 19 CFR 351.106(c)(2).