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3510-DS-P

DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-154]

Certain Pea Protein from the People's Republic of China: Preliminary Results, Partial Rescission, and Preliminary Determination of No Shipments of Antidumping Duty Administrative Review; 2023-2025

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

SUMMARY: The U.S. Department of Commerce (Commerce) preliminarily determines that that certain producers/exporters subject to this review made sales of subject merchandise at less than normal value (NV) during the period of review (POR), November 15, 2023, through July 31, 2025. In addition, we are rescinding the review with respect to 26 companies. Interested parties are invited to comment on these preliminary results of review.

DATES: Applicable [INSERT DATE OF PUBLICATION IN THE *FEDERAL REGISTER*].

FOR FURTHER INFORMATION CONTACT: Katherine Smith or Sahar Sandoval, AD/CVD Operations, Office II, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-0557 or (202) 482-1107.

SUPPLEMENTARY INFORMATION:

Background

On September 25, 2025, based on timely requests for review, in accordance with 19 CFR 351.221(c)(1)(i), we initiated an administrative review of the antidumping duty order on certain pea protein (pea protein) from the People's Republic of China (China).[1] On December 16, 2025, Commerce selected Jianyuan International Co., Ltd. (Jianyuan) and Yantai T. Full Biotech Co.,

[1] *See Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 90 FR 46179 (September 25, 2025).

Ltd. (Yantai) as the mandatory respondents in this review.[2] On December 23, 2025, and January 23, 2026, Sunwarrior Ventures, LLC, (Sunwarrior), an importer of subject merchandise, and Puris Proteins, LLC, (the petitioner), respectively, timely withdrew their requests for review for 24 producers/exporters.[3]

Due to the lapse in appropriations and Federal Government shutdown, on November 14, 2025, Commerce tolled all deadlines in administrative proceedings by 47 days.[4] Additionally, due to a backlog of documents that were electronically filed via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic System (ACCESS) during the Federal Government shutdown, on November 24, 2025, Commerce tolled all deadlines in administrative proceedings by an additional 21 days.[5] On June 23, 2026, we extended the preliminary results of this review to no later than November 2, 2026.[6]

For a complete description of the events that followed the initiation of this review, *see* the Preliminary Decision Memorandum.[7] A list of the topics discussed in the Preliminary Decision Memorandum is attached in Appendix I to this notice. The Preliminary Decision Memorandum is a public document and is on file electronically via ACCESS, which is available to registered users at https://access.trade.gov. In addition, a complete version of the Preliminary Decision Memorandum can be accessed directly at https://access.trade.gov/frnotices.

Scope of the *Order*

The merchandise covered by the scope of this *Order* is pea protein from China. For a complete description of the scope of the *Order*, *see* the Preliminary Decision Memorandum.

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[2] *See* Memorandum, "Respondent Selection," dated December 16, 2025.
[3] *See* Sunwarrior's Letter, "Withdrawal of Request for Administrative Review of Bioway (Xi'an) Organix Ingredients Co., Ltd," dated December 23, 2025 (Sunwarrior's Withdrawal Letter); *see also* the Petitioner's Letter, "Withdrawal of Request for Administrative Review, in Part," dated January 23, 2026 (Petitioner's Withdrawal Letter).
[4] *See* Memorandum, "Deadlines Affected by the Shutdown of the Federal Government," dated November 14, 2025.
[5] *See* Memorandum, "Tolling of All Case Deadlines," dated November 24, 2025.
[6] *See* Memorandum, "Extension of Deadline for Preliminary Results of Antidumping Duty Administrative Review," dated June 23, 2026.
[7] *See* Memorandum, "Decision Memorandum for the Preliminary Results of the Administrative Review of the Antidumping Duty Order on Certain Pea Protein from the People's Republic of China; 2023-2025," dated concurrently with, and hereby adopted by, this notice (Preliminary Decision Memorandum).

Preliminary Determination of No Shipments

Based on our analysis of CBP information and the no-shipment certifications submitted by: 1) Bioway Organic Group Ltd.; and 2) Shandong Yuwang Ecological Food Industry Co., Ltd., Commerce preliminarily determines that these companies had no shipments of subject merchandise during the POR. However, consistent with our practice in non-market economy (NME) cases, we are not rescinding this review, but instead, intend to complete the review with respect to these two companies for which we have preliminarily found no shipments and issue appropriate instructions to CBP based on the final results of the review.[8]

Rescission of Administrative Review, in Part

Pursuant to 19 CFR 351.213(d)(3), it is Commerce's practice to rescind an administrative review, in whole or in part, if all parties that requested the review withdraw their requests within 90 days of the date of the publication of the notice of initiation of the requested review. As noted above, the petitioner timely withdrew its request for review for certain firms for which it had requested a review and Sunwarrior withdrew its request for all firms for which it had requested a review.[9] Because the withdrawal request was timely filed, and no other party requested a review of these companies, in accordance with 19 CFR 351.213(d)(1), Commerce is rescinding this administrative review with respect to the companies listed in Appendix III.

Methodology

Commerce is conducting this review in accordance with section 751(a)(1)(B) of the Tariff Act of 1930, as amended (the Act). Because China is an NME country within the meaning of section 771(18) of the Act, we calculated normal value in accordance with section 773(c) of the Act. For a full description of the methodology underlying our preliminary results, *see* the Preliminary Decision Memorandum.

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[8] *See Non-Market Economy Antidumping Proceedings: Assessment of Antidumping Duties*, 76 FR 65694, 65694-95 (October 24, 2011).

[9] *See* Petitioner's Withdrawal Letter; *see also* Sunwarrior's Withdrawal Letter.

Separate Rates

We preliminarily determine that, in addition to Jianyuan and Yantai, three non-examined companies are eligible for separate rates in this administrative review: 1) Bioway Industrial Group Ltd. (Bioway); 2) Linyi Yuwang Vegetable Protein Co., Ltd.; and 3) Yosin Biotechnology (Yantai) Co., Ltd (Yosin Biotechnology).[10] The Act and does not address the establishment of a separate rate to be applied to companies not selected for individual examination when Commerce limits its examination in an administrative review pursuant to section 777A(c)(2) of the Act. However, Commerce's regulation at 19 CFR 351.109(g) states that Commerce will determine the separate rate by following the process set forth in 19 CFR 351.109(f)(1)–(2), which generally parallels the process for determining the all-others rate in an investigation under section 735(c)(5) of the Act. Generally, Commerce looks to section 735(c)(5) of the Act, which provides instructions for calculating the all-others rate in an investigation, for guidance when calculating the rate for separate-rate respondents which Commerce did not examine individually in an administrative review.

Commerce has determined the estimated dumping margin for Yantai to be 44.44 percent.[11] For the reasons explained in the Preliminary Decision Memorandum, we are assigning this rate to the non-examined respondents which qualify for a separate rate in this review.

The China-Wide Entity

Commerce's policy regarding conditional review of the China-wide entity applies to this administrative review.[12] Under this policy, the China-wide entity will not be under review unless a party specifically requests, or Commerce self-initiates, a review of the entity. Because no party

[10] *See* Preliminary Decision Memorandum at the "Separate Rates" section for more details.
[11] *See* Memorandum, "Preliminary Results Analysis Memorandum for Yantai T. Full Biotech Co., Ltd.," dated concurrently with this notice.
[12] *See Antidumping Proceedings: Announcement of Change in Department Practice for Respondent Selection in Antidumping Duty Proceedings and Conditional Review of the Nonmarket Economy Entity in NME Antidumping Duty Proceedings*, 78 FR 65963 (November 4, 2013).

requested a review of the China-wide entity, the entity is not under review, and the entity's rate (*i.e.*, 280.31 percent)[13] is not subject to change.

In the *Initiation Notice*, Commerce stated that submission of separate rate applications (SRAs) and separate rate certifications (SRCs) were due 14 days after publication of the notice, *i.e.*, October 9, 2025.[14] On September 30, 2025, Commerce issued a memorandum extending the deadline to submit SRAs and SRCs by one week, *i.e.*, October 16, 2025.[15] We did not receive an SRA or SRC from Nutracean Co., Ltd. or Yantai Shuangta. As such, consistent with our practice, we preliminarily find that Nutracean and Yantai Shuangta are ineligible for a separate rate, and, therefore, are part of the China-wide entity.[16]

Additionally, we received a timely-filed SRA from Zhaoyuan Junbang Trading Co., Ltd. (Junbang). It is Commerce's policy to assign all exporters of merchandise under review that are in an NME country a single weighted-average dumping margin unless an exporter can affirmatively demonstrate an absence of government control, both in law (*de jure*) and in fact (*de facto*), with respect to exports.[17] However, we find that Junbang did not rebut the presumption of *de facto* government control because the government has the ability to control and influence Junbang's export activities and general operations, including Junbang's export prices, contracts, selection of management, and decisions regarding dispositions of profits and financing of

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[13] *See Order*, 89 FR 68390.
[14] *See Initiation Notice* 90 FR at 46174.
[15] *See* Memorandum, "Partial Extension of the Deadline to Submit Separate Rate Application and Separate Rate Certification," dated September 30, 2025.
[16] *See e.g., Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled Into Modules, from the People's Republic of China: Final Results of Antidumping Duty Administrative Review and Final Determination of No Shipments; 2012-2013*, 80 FR 40998 (July 14, 2015) (treating a company as part of the China-wide entity for failure to submit an SRA, and explaining that "{t}he failure to provide a separate rate certification is not a ministerial error, but rather, a failure to comply with {Commerce}'s well established separate rate methodology."); *see also, e.g., Hydrofluorocarbon Blends from the People's Republic of China: Final Results of the Antidumping Duty Administrative Review; 2019-2020*, 86 FR 49516, 49517 (September 3, 2021) (finding that PureMann, Inc. (PureMann), the sole company subject to the review, did not file an SRA and did not demonstrate its eligibility for separate rate status and that, therefore, PureMann was part of the China-wide entity).
[17] *See, e.g., Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled into Modules, from the People's Republic of China: Final Determination of Sales at Less Than Fair Value, and Affirmative Final Determination of Critical Circumstances, in Part*, 77 FR 63791, 63793 (October 17, 2012), and accompanying Issues and Decision Memorandum.

losses.[18] Therefore, we preliminarily find that Junbang is not eligible for a separate rate, and, therefore, is part of the China-wide entity.

Preliminary Results of Review

Commerce preliminarily determines that the following estimated weighted-average dumping margins exist for the period November 15, 2023, through July 31, 2025:

Exporter	Weighted-Average Dumping Margin (percent)
Jianyuan International Co., Ltd./Hengyuan Biotechnology Co., Ltd./Shandong Jianyuan Bioengineering Co., Ltd.	0.00
Yantai T.Full Biotech Co., Ltd.	44.44
Non-Individually Examined Companies Receiving a Separate Rate	
Bioway Industrial Group Ltd.	44.44
Linyi Yuwang Vegetable Protein Co., Ltd.	44.44
Yosin Biotechnology (Yantai) Co., Ltd.	44.44

Disclosure

Commerce intends to disclose its calculations and analysis performed to interested parties for these preliminary results within five days of any public announcement or, if there is no public announcement, within five days of the date of publication of this notice in accordance with 19 CFR 351.224(b).

Public Comment

Case briefs or other written comments may be submitted to the Assistant Secretary for Enforcement and Compliance. Pursuant to 19 CFR 351.309(c)(1)(ii), we have modified the deadline for interested parties to submit case briefs to Commerce to no later than 21 days after the date of the publication of this notice.[19] Rebuttal briefs, limited to issues raised in the case briefs, may be filed not later than five days after the date for filing case briefs.[20] Interested parties who submit case briefs or rebuttal briefs in this proceeding must submit: (1) a table of contents listing each issue; and (2) a table of authorities.[21] All briefs must be filed electronically

[18] *See* Junbang's Letter, "Separate Rate Application," dated October 22, 2025.
[19] *See* 19 CFR 351.309.
[20] *See* 19 CFR 351.309(d); *see also Administrative Protective Order, Service, and Other Procedures in Antidumping and Countervailing Duty Proceedings*, 88 FR 67069, 67077 (September 29, 2023) (*APO and Service Procedures*).
[21] *See* 19 CFR 351.309(c)(2) and (d)(2).

using ACCESS. An electronically filed document must be received successfully in its entirety in ACCESS by 5:00 p.m. Eastern Time on the established deadline.

As provided under 19 CFR 351.309(c)(2)(iii) and (d)(2)(iii), we request that interested parties provide at the beginning of their briefs a public executive summary for each issue raised in their briefs.[22] Further, we request that interested parties limit their public, executive summary of each issue to no more than 450 words, not including citations. We intend to use the public, executive summaries as the basis of the comment summaries included in the issues and decision memorandum that will accompany the final results in this administrative review. We request that interested parties include footnotes for relevant citations in the public, executive summary of each issue. Note that Commerce has amended certain of its requirements pertaining to the service of documents in 19 CFR 351.303(f).[23]

Pursuant to 19 CFR 351.310(c), interested parties who wish to request a hearing must submit a written request to the Assistant Secretary for Enforcement and Compliance, filed electronically via ACCESS by 5:00 p.m. Eastern Time within 30 days after the date of publication of this notice. Requests should contain: (1) the party's name, address, and telephone number; (2) the number of participants and whether any participant is a foreign national; and (3) a list of issues to be discussed. Oral presentations at the hearing will be limited to issues raised in the briefs. If a request for a hearing is made, Commerce will inform parties of the scheduled date for the hearing.[24]

Assessment Rates

Pursuant to section 751(a)(2)(A) of the Act and 19 CFR 351.212(b)(1), Commerce will determine, and CBP shall assess, antidumping duties on all appropriate entries of subject merchandise in accordance with the final results of this review.

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[22] We use the term "issue" here to describe an argument that Commerce would normally address in a comment of the Issues and Decision Memorandum.
[23] *See APO and Service Procedures.*
[24] *See* 19 CFR 351.310(d).

If Jianyuan's and/or Yantai's weighted-average dumping margin is not zero or *de minimis* (*i.e.*, less than 0.50 percent) in the final results of this review, Commerce intends to calculate importer-specific assessment rates on the basis of the ratio of the total amount of dumping calculated for each importer's examined sales to the total entered value of those sales. Where we do not have entered values for all U.S. sales to a particular importer, we will calculate an importer-specific, per-unit assessment rate on the basis of the ratio of the total amount of dumping calculated for the importer's examined sales to the total quantity of those sales.[25] To determine whether an importer-specific, per-unit assessment rate is *de minimis*, in accordance with 19 CFR 351.106(c)(2), we also will calculate an importer-specific *ad valorem* ratio based on estimated entered values. If Jianyuan's and/or Yantai's weighted-average dumping margin is zero or *de minimis* or where an importer-specific *ad valorem* assessment rate is zero or *de minimis*, we will instruct CBP to liquidate appropriate entries without regard to antidumping duties.[26]

For the respondents that were not selected for individual examination in this administrative review but qualified for a separate rate, the assessment rate will be equal to the weighted-average dumping margins calculated for the mandatory respondents consistent with section 735(c)(5)(B) of the Act. Consequently, the rate established for the non-individually examined companies is an *ad valorem* rate of 56.05 percent.

For entries that were not reported in the U.S. sales database submitted by the mandatory respondents during this review, Commerce will instruct CBP to liquidate such entries at the China-wide rate.

For the companies listed in Appendix III for which the review is being rescinded, Commerce will instruct CBP to assess antidumping duties on all appropriate entries.

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[25] *See* 19 CFR 351.212(b)(1).

[26] *See* 19 CFR 351.106(c)(2); *see also Antidumping Proceeding: Calculation of the Weighted-Average Dumping Margin and Assessment Rate in Certain Antidumping Proceedings; Final Modification*, 77 FR 8101, 8103 (February 14, 2012).

Antidumping duties shall be assessed at rates equal to the cash deposit rate for estimated antidumping duties required at the time of entry, or withdrawal from warehouse, for consumption, in accordance with 19 CFR 351.212(c)(1)(i). Commerce intends to issue rescission instructions to CBP no earlier than 35 days after the date of publication of this notice in the *Federal Register*.

For the final results, if we continue to treat the companies identified in Appendix II as part of the China-wide entity, we will instruct CBP to apply an *ad valorem* assessment rate of 280.31 percent to all entries of subject merchandise during the POR which were produced and/or exported by those companies.

The final results of this 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.

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

The following cash deposit requirements will be effective upon publication of the final results of this administrative review for shipments of the subject merchandise from China entered, or withdrawn from warehouse, for consumption on or after the publication date, as provided by sections 751(a)(2)(C) of the Act: (1) for the companies listed above, which have a separate rate, the cash deposit rate will be that established in the final results of this review (except, if the rate is zero or *de minimis*, then zero cash deposit will be required); (2) for previously investigated or reviewed China and non-China exporters not listed above that received a separate rate in a prior segment of this proceeding, the cash deposit rate will continue to be the existing exporter-specific rate; (3) for all China exporters of subject merchandise that have not been found to be entitled to a separate rate, the cash deposit rate will be the existing rate

for the China-wide entity of 280.31 percent; and (4) for all non-China exporters of subject merchandise which have not received their own rate, the cash deposit rate will be the rate applicable to the China exporter that supplied that non-China exporter. These deposit requirements, when imposed, shall remain in effect until further notice.

Notification to Importers

This notice also 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 and/or countervailing duties prior to liquidation of the relevant entries during this review period. 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, and/or an increase in the amount of antidumping duties by the amount of the countervailing duties.

Notification to Interested Parties

We are issuing and publishing these preliminary results of review in accordance with sections 751(a)(1) and 777(i)(1) of the Act, and 19 CFR 351.221(b)(4).

Dated: November 9, 2026.

Kasey O'Connor,
Deputy General Counsel,
performing the non-exclusive functions and duties
of the Assistant Secretary for Enforcement and Compliance.

Appendix I

List of Topics Discussed in the Preliminary Decision Memorandum

I. Summary
II. Background
III. Scope of the *Order*
IV. Discussion of the Methodology
V. Currency Conversion
VI. Recommendation

Appendix II

Companies Determined to Be Part of the China-wide Entity

1. Nutracean Co., Ltd.
2. Yantai Shuangta Food Co., Ltd.
3. Zhaoyuan Junbang Trading Co., Ltd.

Appendix III

Companies Rescinded from Review

1. Bioway (Xi'an) Organic Ingredients Co., Ltd
2. Dongguan Fenggang Yuxing Food Factory
3. Fenchem Biotek Ltd.
4. Flyloong Biotechnology (Qingdao) Co., Ltd.
5. Focusherb LLC
6. Hainan Zhongxin Chemical Co., Ltd.
7. Hangzhou Natur Foods Co., Ltd.
8. Jinyuan Import & Export Co., Ltd.
9. Jiujiang Tiantai Food Co. Ltd.
10. KTL Pharmaceutical Co., Ltd.
11. Nanjing NHC Nutraceuticals Co., Ltd.
12. Naturz Organics (Dalian) Co., Ltd.
13. Nutritech Asia Group Qingdao, Ltd.
14. Richtek Ltd.
15. Shanghai Elim Organic Food Co., Ltd.
16. Shanghai Freeman Lifescience Co., Ltd.
17. Shanxi Coolflying Bio-Tech Co., Ltd.
18. Sugarbush Shenzhen Biotechnology Co., Ltd.
19. Wellgreen Technology Co., Ltd.
20. Yantai Hongben Import Export Co., Ltd.
21. Yantai Oriental Protein Tech
22. Yantai Wanpy International Trade Co.

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