



A-201-820
3rd Sunset Review
Public Document
IA/OP/BAU: JHS

DATE: December 4, 2012

MEMORANDUM TO: Interested Parties

FROM: Lynn Fischer Fox *LMFF*
Deputy Assistant Secretary
for Policy and Negotiations

SUBJECT: Extension of Deadline for Domestic Interested Party Notice of Intent to Participate in the Sunset Review

On December 3, 2012, the Department of Commerce (the Department) published notice of initiation of a sunset review of Antidumping Duty Suspended Investigation of Fresh Tomatoes from Mexico (suspended investigation), pursuant to section 751(c) of the Tariff Act of 1930, as amended.¹ According to section 351.218(d)(1)(i) of the Department's regulations domestic interested parties must file a notice of intent to participate in the sunset review not later than 15 days after the date of publication in the Federal Register of the notice of initiation. The current deadline for domestic interested parties to file a notice of intent to participate in the sunset review is December 18, 2012. According to section 351.218(d)(3)(i), substantive responses are due from all interested parties not later than 30 days after the date of publication in the Federal Register of the notice of initiation. The current deadline for the substantive responses is January 2, 2013.

In addition to the sunset review, the Department is currently conducting a changed circumstances review of the suspended investigation and is engaged in consultations with the Mexican tomato growers/exporters regarding the suspension agreement. In accordance with section 351.302(b) of the Department's regulations, because of the complexity of the issues being raised in the concurrent proceedings, we are extending by 30 days the deadline for domestic interested parties to file a notice of intent to participate in the sunset review, until January 17, 2013, and the deadline for substantive responses, until February 1, 2013.²

¹ See Initiation of Five-Year ("Sunset") Review 77 FR 71684 (December 3, 2012).

² The requisite deadlines in sections 351.218(d)(1)(iii)(B)(2) and 351.218(e)(1)(i)(C)(2) for notification to the International Trade Commission are also extended by 30 days.