U.S. brokerage, marine insurance, and U.S. import duty.

We also made an adjustment to USP for the value-added tax (VAT) paid on the comparison sales in Italy in accordance with our practice, pursuant to the Court of International Trade's (CIT) decision in *Federal-Mogul Corp. and the Torrington Co.* v. *United States,* Slip Op. 93–194 (CIT) October 7, 1993). (See Final Determination of Sales at less Than Fair Value: Calcium Aluminate Cement, Cement Clinker and Flux from France, 59 FR 14136, March 25, 1994).

## Foreign Market Value

In order to determine whether there were sufficient sales of subject merchandise in the home market to serve as a viable basis for calculating FMV, we compared the volume of home market sales of seamless pipe to the volume of third country sales of seamless pipe in accordance with section  $7\overline{73}(a)(1)(B)$  of the Act. Based on this comparison, we found that the volume of home market sales was greater than five percent of the aggregate volume of third country sales. Therefore, we determined that Dalmine had a viable home market with respect to sales of seamless pipe during the POI.

In accordance with 19 C.F.R. 353.46, we calculated FMV based on ex-factory or delivered prices charged to unrelated and, where appropriate, to related customers in Italy. We compared related party prices using the test set forth in Appendix II to the Final Determination of Sales at Less than Fair Value; Certain Cold-rolled Carbon Steel Flat Products from Argentina, 58 FR 37062 (July 9, 1994), and used in our FMV calculation those sales made to related parties that were at arm's-length. We made deductions, where appropriate, for discounts.

In light of the Court of Appeals for the Federal Circuit's (CAFC) decision in Ad Hoc Committee of AZ-NM-TX-FL Producers of Gray Portland Cement v. United States, 13 F.3d 398 (Fed. Cir. 1994), the Department no longer can deduct home market movement charges from FMV pursuant to its inherent power to fill in gaps in the antidumping statute. Instead, we will adjust for those expenses under the circumstance-of-sale provision of 19 C.F.R. 353.56(a) and the exporter's sales price offset provision of 19 C.F.R. 353.56(b)(2), as appropriate. Accordingly, in the present case, we deducted post-sale home market movement charges from FMV under the circumstance-of-sale provision of 19 C.F.R. 353.56(a). This adjustment included home market foreign inland freight.

Pursuant to 19 C.F.R. 353.56(a)(2), we made further circumstance-of-sale adjustments, where appropriate, for differences in credit expenses, warranties and product liability expenses between the U.S. and home market. For home market sales with missing shipment and payment dates, we recalculated credit expenses using an average number of credit days. For those sales missing only payment dates, we recalculated credit expenses using the date of our preliminary determination. We deducted home market commissions and added U.S. indirect selling expenses capped by the amount of home market commissions. We added interest revenue, where appropriate.

We also deducted home market packing and added U.S. packing costs, in accordance with section 773(a)(1) of the Act.

We adjusted for VAT in accordance with our practice. (See, the "United States Price" section of this notice, above.)

For sales for which Dalmine had with no comparable merchandise sold in the home market for comparison to its U.S. product, we based FMV on CV. We calculated CV based on the sum of the cost of materials, fabrication, general expenses, U.S. packing costs and profit. In accordance with section 773(e)(1)(B)(i) of the Act, we included the greater of respondent's reported general expenses or the statutory minimum of ten percent of the cost of manufacturing (COM), as appropriate. For profit, we used the statutory minimum of eight percent of the sum of COM and general expenses. We made circumstance-of-sale adjustments, where appropriate, for differences in credit expenses and product liability and warranty, pursuant to 19 C.F.R. 353.56(a)(2).

#### **Currency Conversion**

We made currency conversions based on the official exchange rates in effect on the dates of the U.S. sales as certified by the Federal Reserve Bank of New York. *See* 19 C.F.R. 353.60(a).

### Verification

As provided in section 776(b) of the Act, we will verify the information used in making our final determination.

# PRELIMINARY MARGINS

Manufacturer/producer exporter	Margin percent
Dalmine S.p.A	0.28 de minimis.
All others	0.28 de minimis.

## **ITC Notification**

In accordance with section 733(f) of the Act, we have notified the ITC of our determination. If our final determination is affirmative, the ITC will determine whether imports of the subject merchandise are materially injuring, or threaten material injury to, the U.S. industry before the later of 120 days after the date of the preliminary determination or 45 days after our final determination.

## **Public Comment**

In accordance with 19 C.F.R. 353.38, case briefs or other written comments in at least ten copies must be submitted to the Assistant Secretary for Import Administration no later than March 10, 1995, and rebuttal briefs no later than March 15. 1995. In accordance with 19 C.F.R. 353.38(b), we will hold a public hearing, if requested, to give interested parties an opportunity to comment on arguments raised in case or rebuttal briefs. Tentatively, the hearing will be held on March 20, 1995, at 2:00 p.m., at the U.S. Department of Commerce, Room 1414, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230. Parties should confirm by telephone the time, date, and place of the hearing 48 hours before the scheduled time.

Interested parties who wish to request a hearing must submit a written request to the Assistant Secretary for Import Administration, U.S. Department of Commerce, Room B–099, within ten days of the publication of this notice in the **Federal Register**. Request should contain: (1) The party's name, address, and telephone number; (2) the number of participants; and (3) a list of the issues to be discussed. In accordance with 19 C.F.R. 353.38(b), oral presentation will be limited to issues raised in the briefs.

This determination is published pursuant to section 733(f) of the Act (19 U.S.C. 1673b(f)) and 19 C.F.R. 353.15(a)(4).

Dated: January 19, 1995.

#### Susan G. Esserman,

Assistant Secretary for Import Administration. [FR Doc. 95–2108 Filed 1–26–95; 8:45 am] BILLING CODE 3510–DS–P

### U.S. Automotive Parts Advisory Committee; Closed Meeting

AGENCY: International Trade Administration, Commerce. ACTION: Closed meeting of U.S. Automotive Parts Advisory Committee.