

Instructions for Requesting a Scope Inquiry on Petroleum Wax Candles from the People's Republic of China

The following information concerns the procedures that must be followed, in accordance with the Commerce Department's regulations, in order to request a scope inquiry on Petroleum Wax Candles from the People's Republic of China, Case Number A-570-504. The regulations governing the Department's antidumping scope determinations can be found at 19 C.F.R. 351.225 (refer to <http://ia.ita.doc.gov/regs/index.html>). The list of interested parties you need to serve with a copy of your scope request in accordance with 351.225(n) can also be found on our website at <http://ia.ita.doc.gov/apo/apo-svc-lists.html>. Start at "Active APOs and Service Lists." Begin your search with the product. Search alphabetically for "petroleum wax candles." Once you click on "petroleum wax candles," you will see the People's Republic of China (A-570-504). You should then click on People's Republic of China (A-570-504). There will be several options. Select "Scope Inquiry (Comprehensive Service List for Scope Inquiries)" to find the most up-to-date service list.

Section 351.225(c) requires that an application must contain the following "to the extent reasonably available to the interested party:"

- (1) A detailed description of the product, including its technical characteristics and uses, the color, the designs, and its current U.S. Tariff Classification number;
- (2) Provide a sample of the product;
- (3) A statement of the interested party's position as to whether the product is within the scope of an order or a suspended investigation, including -
 - (A) A summary of the reasons for this conclusion;
 - (B) Citations to any applicable statutory authority, and
 - (C) Attachment of any factual support for this position, including excerpts from portions of the Secretary's or [International Trade] Commission's investigation, and relevant prior scope rulings.

Section 351.225(k) of our regulations defines our primary bases for determining whether a product falls within the scope of an order. To make this determination, we evaluate the descriptions of the merchandise contained in the petition, the initial investigation, and the determinations of the Secretary, including prior scope determinations, and the International Trade Commission. When these criteria are not dispositive, we use five additional criteria: (1) the physical characteristics of the product; (2) the expectations of the ultimate purchasers; (3) the ultimate use of the product; (4) the channels of trade in which the product is sold; and (5) the manner in which the product is advertised and displayed. Please address any comments you may have to these regulatory provisions.

Section 351.303(b), (c), (d), (e), (f), and (g) set forth the filing requirements which apply to the submission of information in any inquiry. The Department will maintain any scope exclusion request and all comments thereto in a public file located in the Central Records Unit, Room B-099, 14th Street & Constitution Avenue, N.W., Washington, D.C. 20230.

All submissions must be made directly to:

U.S. Department of Commerce
International Trade Administration
Antidumping and Countervailing Duties
Operations, Office 9
IA Central Records Unit, Room 1870
Washington, D.C. 20230

Attention: Alex Villanueva (room 4003)

The Department considers the information officially received when stamped by the Central Records Unit with the date and time of receipt. See 19 C.F.R. 351.103(b). The top right-hand corner of the cover letter or front page of

your submission should follow the format provided in section 351.303(d)(2) of our regulations (and used on the first page of this letter), and should clearly indicate that it is in connection with a scope inquiry on petroleum wax candles from the People's Republic of China, **Case No. A-570-504**.

In a scope inquiry, you are required to submit **six** copies of any document. If you request that the Secretary treat portions of the document as proprietary information, submit an additional three copies of a public version of the document, and one copy of any administrative protective order versions. *See* 19 C.F.R. 351.303(c).

The Department's regulations require that the providers of information and the person submitting it, if different (*e.g.*, your legal representative), certify that they have read the submission and that the information contained in it is accurate and complete to the best of their knowledge. Any submission that does not contain such a certification statement will not be accepted at the time of filing. *See* 19 C.F.R. 351.303(g).

Any party submitting business proprietary information should clearly label the business proprietary portion of the submission. *See* 19 C.F.R. 351.303(c). In addition, please state in your cover letter whether you consent or object to release of the proprietary material under administrative protective order. If you object to disclosure, you must also submit a statement with your reasons for the objection. *See* 19 U.S.C. 1677f(c).

In accordance with 19 C.F.R. 351.303(f), you are also required to send a copy of your document (or its public version) to all parties listed on the enclosed interested party list. The request sent to the Department must include a certification that your request has been sent to all interested parties, should specify method of delivery and date and must include the **names and addresses** of parties on the interested party list. **Scope requests will not be considered without the certifications stated in Sections 351.303(f) and 351.303(g).**

Additionally, the Department has developed an internet website that allows interested parties to access prior scope determinations regarding the antidumping duty order on Petroleum Wax Candles from the People's Republic of China. This website will be updated periodically, and lists all scope determinations from 1991 to the present. It can be accessed at the following address:

<http://ia.ita.doc.gov/download/candles-prc-scope/>

Please note that Department's scope rulings made prior to 1991 are currently unavailable in full-text format. Where possible, each scope ruling on this site is linked to the relevant Federal Register notice. However, these documents are only available on-line from the Government Printing Office (GPO) for the years 1994 and later (and are not indexed to allow direct hyperlinks until 1995). Consequently, full-text rulings from the years 1991-1993 link to the 1999 sunset review notice, and decisions published in 1994 link to the GPO database search page. Instructions for querying the 1994 GPO database appear next to the appropriate hyperlinks.