

Slip Op. 06-124

UNITED STATES COURT OF INTERNATIONAL TRADE

EURODIF S.A., COMPAGNIE GÉNÉRALE  
DES MATIÈRES NUCLÉAIRES AND  
COGEMA,  
INC., ET.AL.,

Plaintiffs,

v.

UNITED STATES,

Defendant.

Before: Pogue, Wallach, and  
Eaton, Judges

Consol. Court No. 02-00219

**JUDGMENT**

On May 18, 2006, we remanded the captioned case to the Department of Commerce ("Commerce") to exclude low enriched uranium enriched under so-called separative work unit contracts from the scope of the antidumping duty order. See Eurodif S.A. v. United States, 30 CIT \_\_, \_\_, Slip. Op. 06-76 (May 18, 2006). Commerce has since filed a remand determination; the parties have commented thereon. Upon review of that determination, and the parties' comments and rebuttals thereto, we find that Commerce has complied with our remand order. We understand the parties' technical comments on the language of the order and the certification that

importers will have to complete upon the entry of low enriched uranium. These technical objections, however, would be better addressed in the context of a concrete dispute over a specific entry. Cf. Nat'l Park Hospitality Ass'n v. DOI, 538 U.S. 803, 812 (2003); 19 C.F.R. § 351.225 (outlining the procedure for "scope" determinations). Therefore, it is hereby:

**ORDERED** that the Department of Commerce's remand determination is sustained.

New York, New York  
Dated: August 3, 2006

/s/ Donald C. Pogue  
Donald C. Pogue  
Judge

/s/ Evan J. Wallach  
Evan J. Wallach  
Judge

/s/ Richard K. Eaton  
Richard K. Eaton  
Judge