

DEPARTMENT OF COMMERCE**International Trade Administration**

[C-570-009]

Calcium Hypochlorite From the People's Republic of China: Initiation of Countervailing Duty New Shipper Review; 2014-2015

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

DATE: Effective Date: March 4, 2016.

SUMMARY: The Department of Commerce ("the Department") is initiating a new shipper review ("NSR") of the countervailing duty ("CVD") order on calcium hypochlorite from the People's Republic of China ("PRC") with respect to Jingmei Chemical Products Sales Co., Ltd. ("Jingmei Chemical"). The period of review ("POR") for this NSR is May 27, 2014, through December 31, 2015.

FOR FURTHER INFORMATION CONTACT: Frances Veith, AD/CVD Operations, Office V, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: 202-482-4295.

SUPPLEMENTARY INFORMATION:**Background**

The CVD order on calcium hypochlorite from the PRC published in the *Federal Register* on January 30, 2015.¹ Pursuant to section 751(a)(2)(B)(i) of the Tariff Act of 1930, as amended ("the Act"), and 19 CFR 351.214(b), we received a request for a NSR of the order from Haixing Jingmei Chemical.² Jingmei Chemical certified that it is the exporter of the subject merchandise upon which the request is based and that Haixing Eno Chemical Co., Ltd. ("Eno Chemical") is the producer of the subject merchandise.³

Pursuant to section 751(a)(2)(B)(i) of the Act and 19 CFR 351.214(b)(2)(ii)(A) and (B), Jingmei Chemical and Eno Chemical each certified that they did not export subject merchandise to the United States during the period of investigation ("POI").⁴ In addition, pursuant to section 751(a)(2)(B)(i)(II) of the Act and 19 CFR 351.214(b)(2)(iii)(A),

Jingmei Chemical and Eno Chemical each certified that, since the initiation of the investigation, it has never been affiliated with any PRC exporter or producer who exported subject merchandise to the United States during the POI, including those respondents not individually examined during the investigation.⁵

In addition to the certifications described above, pursuant to 19 CFR 351.214(b)(2)(iv), Jingmei Chemical submitted documentation establishing the following: (1) The date on which the subject merchandise was first entered or withdrawn from warehouse, for consumption; (2) the volume of its first shipment and subsequent shipments, if any; and (3) the date of its first sale to an unaffiliated customer in the United States.⁶ Pursuant to 19 CFR 351.214(b)(2)(v), Jingmei Chemical certified that it informed the government of the PRC that it will be required to provide a full response to the Department's questionnaire.⁷ On February 2, 2016, the Department issued a pre-initiation supplemental questionnaire to Jingmei Chemical,⁸ to which Jingmei provided a timely response.⁹

Finally, the Department conducted a U.S. Customs and Border Protection ("CBP") database query and confirmed the price and quantity reported of the sale by Jingmei Chemical that formed the basis for this new shipper request.¹⁰

Period of Review

The Department's regulations state, in 19 CFR 351.214(g)(2), that the POR for a CVD NSR will be the same period as that specified in 19 CFR 351.213(e)(2), which states that the Department normally will cover entries of subject merchandise during the most recently completed calendar year. However, 19 CFR 351.213(e)(2)(ii) provides that for requests received during the first anniversary month after publication of an order, the review will cover entries or exports during the period from the date of suspension of liquidation to the

end of the most recently completed calendar or fiscal year. Accordingly, the POR is May 27, 2014, through December 31, 2015.

Initiation of New Shipper Review

Pursuant to section 751(a)(2)(B) of the Act, 19 CFR 351.214(b), and 19 CFR 351.214(d)(1), and based on the evidence provided by Jingmei Chemical, we find that its request meets the threshold requirements for initiation of the NSR for shipments of calcium hypochlorite from the PRC produced by Eno Chemical and exported by Jingmei Chemical.¹¹ If the information supplied by Jingmei Chemical is found to be incorrect or insufficient during the course of this proceeding, the Department may rescind the review for Jingmei Chemical or apply facts available pursuant to section 776 of the Act, depending on the facts on the record.

Absent a determination that the new shipper review is extraordinarily complicated, the Department intends to issue the preliminary results of this NSR within 180 days from the date of initiation and the final results within 90 days after the date on which the preliminary results are issued.¹²

We will instruct CBP to allow, at the option of the importer, the posting, until the completion of this review, of a bond or security in lieu of a cash deposit for each entry of the subject merchandise from the requesting company in accordance with section 751(a)(2)(B)(iii) of the Act and 19 CFR 351.214(e). Because Jingmei Chemical certified that Eno Chemical produced the subject merchandise that Jingmei Chemical exported, the sales of which are the basis for the NSR request, we will instruct CBP to permit the use of a bond only for subject merchandise that Eno Chemical produced and Jingmei Chemical exported.

Interested parties requiring access to proprietary information in this NSR should submit applications for disclosure under administrative protective order, in accordance with 19 CFR 351.305 and 19 CFR 351.306.

This initiation and notice are in accordance with section 751(a)(2)(B) of the Act, 19 CFR 351.214, and 19 CFR 351.221(c)(1)(i).

¹ See *Calcium Hypochlorite From the People's Republic of China: Countervailing Duty Order*, 80 FR 5082 (January 30, 2015) ("Order").

² See Jingmei Chemical's letter to the Department regarding, "Calcium Hypochlorite from the People's Republic of China Entry of Appearance and Request for New Shipper Review," dated November 20, 2015 ("NSR Request").

³ *Id.*, at 3 and Exhibit 1.

⁴ *Id.*, at Exhibit 1.

⁵ *Id.*

⁶ See NSR Request at 3-4 and Exhibit 2.

⁷ *Id.*, at Exhibit 1.

⁸ See Letter to Jingmei from the Department titled "Calcium Hypochlorite from the People's Republic of China: Request for New Shipper Review," dated February 2, 2016.

⁹ See Jingmei's pre-initiation supplemental questionnaire response regarding, "Calcium Hypochlorite from the People's Republic of China Response to Department's Question About First Sale," February 8, 2016.

¹⁰ See Memorandum to the File from Frances Veith, Senior International Trade Analyst, Office V, Enforcement and Compliance, regarding "Calcium Hypochlorite from the People's Republic of China; U.S. Imports of Calcium Hypochlorite," dated concurrently with this notice.

¹¹ See Memorandum to the File, through Catherine Bertrand, Program Manager, Office V, Enforcement and Compliance, from Frances Veith, Senior International Trade Analyst, Office V, Enforcement and Compliance, titled "Initiation of CVD New Shipper Review: Calcium Hypochlorite from the People's Republic of China," dated concurrently with this notice.

¹² See section 751(a)(2)(B)(iv) of the Act and 19 CFR 351.214(i).

Dated: February 29, 2016.

Christian Marsh,

Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.

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DEPARTMENT OF COMMERCE

International Trade Administration

Application(s) for Duty-Free Entry of Scientific Instruments

Pursuant to Section 6(c) of the Educational, Scientific and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, as amended by Pub. L. 106-36; 80 Stat. 897; 15 CFR part 301), we invite comments on the question of whether instruments of equivalent scientific value, for the purposes for which the instruments shown below are intended to be used, are being manufactured in the United States.

Comments must comply with 15 CFR 301.5(a)(3) and (4) of the regulations and be postmarked on or before March 24, 2016. Address written comments to Statutory Import Programs Staff, Room 3720, U.S. Department of Commerce, Washington, DC 20230. Applications may be examined between 8:30 a.m. and 5:00 p.m. at the U.S. Department of Commerce in Room 3720.

Docket Number: 15-044. Applicant: University of Pittsburgh, 116 Atwood Street, Suite 201, Pittsburgh, PA 15260. Instrument: Scios Dual Beam Field Emission Scanning Electron Microscope. Manufacturer: Scios, Czech Republic. Intended Use: The instrument will be used to reveal the surface and sub-surface microstructure metrics of structural materials such as steels, Ni-based superalloys, Al-, Ti-, Mn-base and other specialty alloys, functional materials based on ceramic, metal and semiconducting thin films, particulates and composites. Justification for Duty-Free Entry: There are no instruments of the same general category manufactured in the United States. Application accepted by Commissioner of Customs: December 15, 2015.

Docket Number: 15-047. Applicant: Dana-Farber Cancer Institute, 450 Brookline Ave., Boston, MA 02210. Instrument: Electron Microscope. Manufacturer: JEOL, LTD., Japan. Intended Use: The instrument will be used to study a wide range of biomolecules with the overall objective of better understanding the biological processes underlying normal and abnormal (cancer) biological activity. Justification for Duty-Free Entry: There are no instruments of the same general

category manufactured in the United States. Application accepted by Commissioner of Customs: December 15, 2015.

Docket Number: 15-049. Applicant: University of Maryland College Park, 2125 J. M. Patterson, College Park, MD 20742. Instrument: Laser lithography system Photonic Professional GT and accessories. Manufacturer: Nanoscribe GmbH, Hermon Von Hermholtz Platz 1, Germany. Intended Use: The fundamental capabilities of the instrument target the nanoscale fabrication of complex 3-dimensional polymer components and systems. The instrument will be used for the characterization and optimization of fabrication resolution and precision for specific applications and device and system level characterization of components manufactured using the nanoscribe tool. It will be used to perform research into the nanoscale patterning of photoactive polymer materials, including epoxy-based photoresists. Unique features of this instrument include two photon polymerization of various UV-curable photoresists, two photon exposure of common positive tone photoresists, and the highest resolution available for a 3D printer. Justification for Duty-Free Entry: There are no instruments of the same general category manufactured in the United States. Application accepted by Commissioner of Customs: December 7, 2015.

Docket Number: 15-054. Applicant: University of Connecticut Health Center, 263 Farmington Ave., Farmington, CT 06030. Instrument: Electron Microscope. Manufacturer: FEI Company, Czech Republic. Intended Use: The instrument will be used to investigate the organization of various organs and tissues obtained from mice. Justification for Duty-Free Entry: There are no instruments of the same general category manufactured in the United States. Application accepted by Commissioner of Customs: November 24, 2015.

Docket Number: 15-056. Applicant: St. Jude Children's Research Hospital, 262 Danny Thomas Place, Memphis, TN 38105. Instrument: Electron Microscope. Manufacturer: FEI Company, Czech Republic. Intended Use: The instrument will be used to study cell and tissue cultures, model systems and human tissue biopsies. Justification for Duty-Free Entry: There are no instruments of the same general category manufactured in the United States. Application accepted by Commissioner of Customs: December 15, 2015.

Docket Number: 15-059. Applicant: Rutgers University, 136 Frelinghuysen

Road, Piscataway, NJ 08854.

Instrument: Low Temperature Scanning Tunneling Microscope. Manufacturer: Unisoku, Japan. Intended Use: The instrument will be used to prepare atomically flat and clean surfaces of samples with proper heat treatment, measure crystal surface's electronic structure with ultimate spatial and energy resolution, observe quantum phenomena accompanied with temperature or magnetic field change at the atomic scale, find the atomic origin of quantum phenomena in strongly correlated materials and control the quantum phenomena by material deposition or atom manipulation. Techniques will include making and maintaining ultra-high vacuum, lowering the temperature by using cryogenic liquids, heating of samples in the vacuum chamber by electron beam heating, cleaving of samples at low temperature, vacuum material evaporation, and scanning probe techniques to get electronic structures of the specimen (scanning tunneling microscopy, scanning tunneling spectroscopy, tip treatment or atom manipulation). Unique features of this instrument include operation temperature of lower than 5K with liquid helium, ultra high vacuum at 1.3×10^{-8} Pa (9.8×10^{-11} Torr), high magnetic field supplied superconducting magnet with a maximum 8 Tesla field perpendicular to the sample plane, preparation chamber with direct current heating up to 1300C and e-beam heating up to 1500C, IS 40C1 Sputter Cleaning Ion Source with gas inlet package, MAN-SLT cooling and cleaving manipulator, and UHV multi-element miniature evaporator ME series. Justification for Duty-Free Entry: There are no instruments of the same general category manufactured in the United States. Application accepted by Commissioner of Customs: December 15, 2015.

Docket Number: 15-060. Applicant: Kent State University, 1425 University Esplanade, Kent, OH 44242. Instrument: Electron Microscope. Manufacturer: FEI company, the Netherlands. Intended Use: The instrument will be used to characterize various kinds of solid state materials and fabricate nanostructures and devices. Justification for Duty-Free Entry: There are no instruments of the same general category manufactured in the United States. Application accepted by Commissioner of Customs: December 8, 2015.