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#### The Applicable Statute and Regulations

Unless otherwise indicated, all citations to the statute are references to the provisions effective January 1, 1995, the effective date of the amendments made to the Tariff Act of 1930 (the Act), by the Uruguay Round Agreements Act (URAA). In addition, unless otherwise indicated, all citations to the Department's regulations are to the current regulations, as amended by the interim regulations published in the Federal Register on May 11, 1995 (60 FR 25130).

#### Background

On September 15, 1995, the Department of Commerce (the Department) published the initiation of its administrative review of the antidumping duty order on industrial phosphoric acid from Israel (60 FR 47930). The Department is now conducting this administrative review in accordance with section 751 of the Act.

#### Scope of the Review

Imports covered by the review are shipments of industrial phosphoric acid, classifiable under item number 2809.20.00 of the Harmonized Tariff Schedule (HTS). HTS item numbers are provided for convenience and for Customs purposes. The written description remains dispositive.

#### Preliminary Results of Review

On September 21, 1995, a questionnaire was sent to Haifa. On October 18, 1995, Haifa responded that there were no shipments of covered merchandise by Haifa during the period August 1, 1994 through July 31, 1995. The Department verified this information with the U.S. Customs Service. Therefore, we have preliminarily assigned Haifa the rate applicable to it from its most recent administrative review. This rate is 6.82 percent. See *Industrial Phosphoric Acid From Israel; Final Results of Antidumping Duty Administrative Reviews*, 59 FR 32184, June 22, 1994.

Furthermore, the following deposit requirement will be effective for all shipments of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the publication date of the final results of this administrative review, as provided for by section 751(a)(1) of the Act: (1) the cash deposit rate for Haifa will be Haifa's rate established in the final results of this administrative review; (2) for previously reviewed or investigated

companies not listed above, the cash deposit rate will continue to be the company-specific rate published for the most recent period; (3) if the exporter is not a firm covered in any review or the original less-than-fair-value (LTFV) investigation, but the manufacturer is, the cash deposit rate will be the rate established for the most recent period for the manufacturer of the merchandise; (4) for all other producers and/or exporters of this merchandise, the cash deposit rate shall be 1.77 percent, the "all others" rate from the LTFV investigation. These deposit requirements, when imposed, shall remain in effect until publication of the final results of the next administrative review.

This notice also serves as a preliminary reminder to importers of their responsibility under 19 CFR 353.26(b) to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during these review periods. Failure to comply with this requirement could result in the Secretary's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of double antidumping duties.

This administrative review and notice are in accordance with section 751(a)(1) of the Act (19 U.S.C. 1675 (a)(1)) and 19 CFR 353.22.

Dated: January 31, 1996.

Susan G. Esserman,

*Assistant Secretary for Import Administration.*

[FR Doc. 96-2691 Filed 2-7-96; 8:45 am]

BILLING CODE 3510-DS-P

#### National Institute of Standards and Technology, Notice of Decision on Application for Duty-Free Entry of Scientific Instrument

This decision is made pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897; 15 CFR part 301). Related records can be viewed between 8:30 AM and 5:00 PM in Room 4211, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C.

*Docket Number:* 95-099. *Applicant:* National Institute of Standards and Technology, Gaithersburg, MD 20899. *Instrument:* Rotating Sample for Ion Microscope. *Manufacturer:* Kore Technology, United Kingdom. *Intended Use:* See notice at 60 FR 57222, November 14, 1995.

*Comments:* None received. *Decision:* Approved. No instrument of equivalent

scientific value to the foreign instrument, for such purposes as it is intended to be used, is being manufactured in the United States. *Reasons:* This is a compatible accessory for an existing instrument purchased for the use of the applicant. The National Institutes of Health advises in its memorandum dated December 4, 1995, that the accessory is pertinent to the intended uses and that it knows of no comparable domestic accessory.

We know of no domestic accessory which can be readily adapted to the existing instrument.

Frank W. Creel

*Director, Statutory Import Programs Staff*

[FR Doc. 96-2694 Filed 2-7-96; 8:45 am]

BILLING CODE 3510-DS-F

#### Applications 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; 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 filed within 20 days with the Statutory Import Programs Staff, U.S. Department of Commerce, Washington, D.C. 20230. Applications may be examined between 8:30 A.M. and 5:00 P.M. in Room 4211, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C.

*Docket Number:* 95-116. *Applicant:* Tulane University Hospital and Clinic, 1415 Tulane Avenue - SA 5, New Orleans, LA 70112. *Instrument:* Electron Microscope, Model H7100.

*Manufacturer:* Hitachi Scientific Instruments, Japan. *Intended Use:* The instrument will be used for analysis of tissues from each organ of the vertebrate body, monolayers of cultured cells, pellets of cultured cells, and filters with ingrown cells. These materials are examined for changes in cellular morphology, osmotic shocks, effects of drugs, and/or normal development changes. In addition, the instrument will be used for the training of pathology residents, graduate students of the Molecular and Cellular Biology Program, faculty, and post-sophomore fellows and other fellows. *Application Accepted by Commissioner of Customs:* November 30, 1995.