

For the companies for which this review is rescinded, Commerce will instruct CBP to assess countervailing duties on all appropriate entries at a rate equal to the cash deposit of estimated countervailing duties required at the time of entry, or withdrawal from warehouse, for consumption, during the period January 1, 2017 through December 31, 2017, in accordance with 19 CFR 351.212(c)(1)(i).

#### Cash Deposit Requirements

Pursuant to section 751(a)(2)(C) of the Act, upon issuance of the final results, Commerce also intends to instruct CBP to collect cash deposits of estimated countervailing duties for each of the companies listed above on shipments of subject merchandise entered, or withdrawn from warehouse, for consumption on or after the date of publication of the final results of this administrative review, except, where the rate calculated in the final results is zero or *de minimis*, no cash deposit will be required. For all non-reviewed firms, we will instruct CBP to continue to collect cash deposits of estimated countervailing duties at the most recent company-specific or all-others rate applicable to the company, as appropriate. These cash deposit requirements, when imposed, shall remain in effect until further notice.

#### Disclosure and Public Comment

We will disclose to parties to this proceeding the calculations performed in reaching the preliminary results within five days of the date of publication of these preliminary results.<sup>10</sup> Interested parties may submit written arguments (case briefs) within 30 days of publication of the preliminary results and rebuttal comments (rebuttal briefs) within five days after the time limit for filing the case briefs.<sup>11</sup> Pursuant to 19 CFR 351.309(d)(2), rebuttal briefs may respond only to issues raised in the case briefs. Parties who submit arguments are requested to submit with the argument: (1) A statement of the issue; (2) a brief summary of the argument; and (3) a table of authorities.<sup>12</sup>

Pursuant to 19 CFR 351.310(c), interested parties who wish to request a hearing must submit a written request to the Assistant Secretary for Enforcement and Compliance, U.S. Department of Commerce, within 30 days after the date of publication of this notice.<sup>13</sup> Requests should contain the party's name,

address, and telephone number, the number of participants, and a list of the issues to be discussed. Issues addressed during the hearing will be limited to those raised in the briefs.<sup>14</sup> If a request for a hearing is made, we will inform parties of the scheduled date for the hearing, which will be held at the U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230, at a time and location to be determined.<sup>15</sup> Parties should confirm by telephone the date, time, and location of the hearing two days before the scheduled date.

Parties are reminded that briefs and hearing requests are to be filed electronically using ACCESS and that electronically filed documents must be received successfully in their entirety by 5:00PM Eastern Time on the due date.

Unless the deadline is extended pursuant to section 751(a)(3)(A) of the Act, Commerce will issue the final results of this administrative review, including the results of our analysis of the issues raised by parties in their comments, within 120 days after issuance of these preliminary results.

These preliminary results are issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Act and 19 CFR 351.221(b)(4).

Dated: May 8, 2019.

**Christian Marsh,**

*Deputy Assistant Secretary for Enforcement and Compliance.*

#### Appendix

##### List of Topics Discussed in the Preliminary Decision Memorandum

- I. Summary
- II. Background
- III. Period of Review
- IV. Scope of the Order
- V. Subsidies Valuation Information
- VI. Intent to Rescind the Administrative Review, In Part
- VII. Non-Selected Rate
- VIII. Analysis of Programs
- IX. Conclusion

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## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-970]

#### Multilayered Wood Flooring From the People's Republic of China; Final Results of Antidumping Duty New Shipper Review; 2014-2015

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

**SUMMARY:** The Department of Commerce (Commerce) has conducted a new shipper review (NSR) of the antidumping duty order on multilayered wood flooring (MLWF) from the People's Republic of China (China). We have determined that Huzhou Muyun Wood Co., Ltd., (Muyun) has failed to demonstrate its qualification for a separate rate and is, therefore, subject to the China-wide entity rate, which is not under review in this period. The period of review (POR) is December 1, 2014, through May 31, 2015.

**DATES:** Applicable May 14, 2019.

#### FOR FURTHER INFORMATION CONTACT:

Aleksandras Nakutis, AD/CVD Operations, Office IV, Enforcement & Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-3147.

#### SUPPLEMENTARY INFORMATION:

##### Background

On July 29, 2015, Commerce initiated this NSR for Muyun in order to determine whether imports into the United States of multilayered wood flooring from China are being sold below normal value.<sup>1</sup> On October 26, 2016, Commerce published the final rescission of Muyun's NSR, due to the determination that Muyun's sale was non-*bona fide*.<sup>2</sup> On December 11, 2017, the Court of International Trade (CIT) remanded Commerce's determination, holding that the conclusion that Muyun's sale was non-*bona fide* was not supported by substantial evidence.<sup>3</sup> On March 6, 2018, Commerce released its final results of redetermination pursuant to court order, continuing to find that

<sup>1</sup> See *Multilayered Wood Flooring from the People's Republic of China: Preliminary Rescission of 2014-2015 Antidumping Duty New Shipper Reviews; 2014-2015* 80 FR 45192 (July 29, 2015).

<sup>2</sup> See *Multilayered Wood Flooring from the People's Republic of China: Rescission of Antidumping Duty New Shipper Reviews; 2014-2015*, 81 FR 74393 (October 26, 2016).

<sup>3</sup> See *Huzhou Muyun Wood Co., Ltd. v. United States*, Court No. 16-00245, Slip Op. 17-162 (December 11, 2017).

<sup>10</sup> See 19 CFR 351.224(b).

<sup>11</sup> See 19 CFR 351.309(c)(1)(ii) and 351.309(d)(1).

<sup>12</sup> See 19 CFR 351.309(c)(2) and 351.309(d)(2).

<sup>13</sup> See 19 CFR 351.310(c).

<sup>14</sup> See 19 CFR 351.310(c).

<sup>15</sup> See 19 CFR 351.310.

Muyun's sale was non-*bona fide*.<sup>4</sup> On July 16, 2018, the CIT issued a final judgement that Commerce's ultimate conclusion was not supported by substantial evidence, that the rescission of the NSR could not be upheld, and instructed Commerce to proceed with Muyun's NSR.<sup>5</sup> On August 16, 2018 Commerce published its notification to the public that the final judgement in this case is not in harmony with the final rescission.<sup>6</sup>

On October 19, 2018, Commerce notified interested parties that a new segment of the proceeding regarding Muyun's NSR had been created.<sup>7</sup> On November 5, 2018, Commerce released its timeline for the instant proceeding, including the date of verification.<sup>8</sup> Commerce published its *Preliminary Results* on December 21, 2018.<sup>9</sup> On January 29, 2019, Commerce exercised its discretion to toll all deadlines affected by the partial federal government closure from December 22, 2018, through the resumption of operations on January 29, 2019.<sup>10</sup> On February 25, 2019, Muyun notified Commerce it would not be participating in the scheduled verification.<sup>11</sup>

### Scope of the Order

The merchandise covered by the order includes MLWF, subject to certain exceptions.<sup>12</sup> The subject merchandise

<sup>4</sup> See Final Results Redetermination Pursuant to Court Order in *Huzhou Muyun Wood Co., Ltd v. United States*, Court No. 16–00245, dated March 6, 2018.

<sup>5</sup> See *Huzhou Muyun Wood Co., Ltd. v. United States*, Court No. 16–00245, Slip Op. 18–89 (CIT July 16, 2018).

<sup>6</sup> See *Multilayered Wood Flooring from the People's Republic of China: Notice of Court Decision Not in Harmony with Final Rescission of the Antidumping Duty New Shipper Review*, 83 FR 40748 (August 16, 2018).

<sup>7</sup> See Memorandum, "New Shipper Review of the Antidumping Duty Order on Multilayered Wood Flooring from the People's Republic of China—APO Access," dated October 19, 2018.

<sup>8</sup> See Memorandum, "New Shipper Review of the Antidumping Duty Order on Multilayered Wood Flooring from the People's Republic of China—Estimated Timeline," dated November 5, 2018.

<sup>9</sup> See *Multilayered Wood Flooring from the People's Republic of China: Preliminary Results of Antidumping Duty New Shipper Review; 2014–2015*, 83 FR 65628 (September 21, 2018) (*Preliminary Results*).

<sup>10</sup> See Memorandum to the Record from Gary Taverman, Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, performing the non-exclusive functions and duties of the Assistant Secretary for Enforcement and Compliance, "Deadlines Affected by the Partial Shutdown of the Federal Government," dated January 28, 2019. All deadlines in this segment of the proceeding have been extended by 40 days.

<sup>11</sup> See letter from Muyun, "Multilayered Wood Flooring from the People's Republic of China—Response to Department regarding Verification," dated February 25, 2019.

<sup>12</sup> See Memorandum from Commerce, "Issues and Decision Memorandum for the Final

is currently classifiable under Harmonized Tariff Schedule of the United States (HTSUS) subheadings:

4412.31.0520; 4412.31.0540;  
4412.31.0560; 4412.31.2510;  
4412.31.2520; 4412.31.4040;  
4412.31.4050; 4412.31.4060;  
4412.31.4070; 4412.31.4075;  
4412.31.4080; 4412.31.5125;  
4412.31.5135; 4412.31.5155;  
4412.31.5165; 4412.31.6000;  
4412.31.9100; 4412.32.0520;  
4412.32.0540; 4412.32.0560;  
4412.32.0565; 4412.32.0570;  
4412.32.2510; 4412.32.2520;  
4412.32.2525; 4412.32.2530;  
4412.32.3125; 4412.32.3135;  
4412.32.3155; 4412.32.3165;  
4412.32.3175; 4412.32.3185;  
4412.32.5600; 4412.39.1000;  
4412.39.3000; 4412.39.4011;  
4412.39.4012; 4412.39.4019;  
4412.39.4031; 4412.39.4032;  
4412.39.4039; 4412.39.4051;  
4412.39.4052; 4412.39.4059;  
4412.39.4061; 4412.39.4062;  
4412.39.4069; 4412.39.5010;  
4412.39.5030; 4412.39.5050;  
4412.94.1030; 4412.94.1050;  
4412.94.3105; 4412.94.3111;  
4412.94.3121; 4412.94.3131;  
4412.94.3141; 4412.94.3160;  
4412.94.3171; 4412.94.4100;  
4412.94.5100; 4412.94.6000;  
4412.94.7000; 4412.94.8000;  
4412.94.9000; 4412.94.9500;  
4412.99.0600; 4412.99.1020;  
4412.99.1030; 4412.99.1040;  
4412.99.3110; 4412.99.3120;  
4412.99.3130; 4412.99.3140;  
4412.99.3150; 4412.99.3160;  
4412.99.3170; 4412.99.4100;  
4412.99.5100; 4412.99.5105;  
4412.99.5115; 4412.99.5710;  
4412.99.6000; 4412.99.7000;  
4412.99.8000; 4412.99.9000;  
4412.99.9500; 4418.71.2000;  
4418.71.9000; 4418.72.2000;  
4418.72.9500; and 9801.00.2500.

The HTSUS subheadings are provided for convenience and customs purposes only; the written description of the scope of the order is dispositive.

### Analysis of Comments Received

No parties submitted comments.

### Changes Since the *Preliminary Results*

We find that Muyun has failed to demonstrate its qualification for a separate rate.

Determination of Huzhou Muyun Wood Co., Ltd. Antidumping Duty New Shipper Review, 2014–2015; *Multilayered Wood Flooring from the People's Republic of China*, dated concurrently (IDM) for a full description of the scope of the order.

### Results of New Shipper Review

In the *Preliminary Results*, Commerce determined that Muyun was eligible for a separate rate, through evidence of absence of both *de jure* and *de facto* government control over export activities, and calculated a 0.00 percent weighted-average dumping margin.<sup>13</sup> However, Muyun subsequently notified Commerce that it would not be participating in Commerce's scheduled verification, rendering Muyun's responses unreliable and unverifiable.<sup>14</sup> Accordingly, for these final results of review, we have determined that Muyun has failed to demonstrate its qualification for a separate rate and, thus, is part of the China-wide entity.

For further discussion of the issues addressed in this proceeding, see the IDM.<sup>15</sup> The IDM is a public document and is on file electronically via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS). ACCESS is available to registered users at <http://access.trade.gov> and in the Central Records Unit, room B8024 of the main Department of Commerce building. In addition, a complete version of the IDM can be accessed directly on the internet at <http://enforcement.trade.gov/frn/index.html>. The signed and the electronic versions of the IDM are identical in content. A list of the topics addressed in the IDM is contained in the Appendix to this notice.

### Assessment Rates

Pursuant to section 751(a)(2)(C) of the Act, and 19 CFR 351.212(b), Commerce has determined, and U.S. Customs and Border Protection (CBP) shall assess, antidumping duties on all appropriate entries of subject merchandise in accordance with the final results of this review. Commerce intends to issue assessment instructions to CBP 15 days after the publication date of the final results of this review. We intend to instruct CBP to liquidate POR entries of subject merchandise exported by Muyun at the China-wide entity rate, which is 25.62 percent.

### Cash Deposit Requirements

The following cash deposit requirement will be effective upon publication of the final results of this new shipper review for shipments of the subject merchandise from China

<sup>13</sup> See *Preliminary Results*, 83 FR 65628.

<sup>14</sup> See letter from Muyun, "Multilayered Wood Flooring from the People's Republic of China—Response to Department regarding Verification," dated February 25, 2019.

<sup>15</sup> See IDM.

entered, or withdrawn from warehouse, for consumption on or after the publication date, as provided by section 751(a)(2)(C) of the Act: As Muyun has not been found to be entitled to a separate rate, the cash deposit rate will be that for the China-wide entity, or 25.62 percent. These deposit requirements, when imposed, shall remain in effect until further notice.

#### Notification to Importers

This notice also serves as a final reminder to importers of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during this review period. Failure to comply with this requirement could result in Commerce's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of double antidumping duties.

#### Notification Regarding APO

This notice also serves as a reminder to the parties subject to administrative protective order (APO) of their responsibility concerning the disposition of business proprietary information (BPI) disclosed under APO in accordance with 19 CFR 351.305(a)(3), which continues to govern BPI in this segment of the proceeding. Timely notification of return or destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and terms of an APO is a sanctionable violation.

We are issuing and publishing these results in accordance with sections 751(a)(2)(B) and 777(i)(1) of the Act and 19 CFR 351.214.

Dated: May 7, 2019.

**Christian Marsh,**

*Deputy Assistant Secretary for Enforcement and Compliance.*

#### Appendix

##### List of Topics Discussed in the Issues and Decision Memorandum

- I. Summary
- II. Background
- III. Scope of the Order
- IV. Discussion of the Methodology
- V. Recommendation

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### Meeting of the Advisory Committee on Commercial Remote Sensing

**ACTION:** Notice of meeting.

**SUMMARY:** The Advisory Committee on Commercial Remote Sensing ("ACCRES" or "the Committee") will meet June 4, 2019.

**DATES:** The meeting is scheduled as follows: June 4, 2019, 8:00 a.m.–4:00 p.m. There will be a one hour lunch break from 12:00 p.m.–1:00 p.m.

**ADDRESSES:** The meeting will be held at the Commerce Research Library, Herbert C. Hoover Building, 1401 Constitution Avenue NW, Washington, DC 20230.

The Commerce Research Library has its own dedicated entrance that will only be accessible from the entrance at 15th Street and Pennsylvania Avenue.

**FOR FURTHER INFORMATION CONTACT:** Tashaun Pierre, NOAA/NESDIS/CRSRA, 1335 East West Highway, G-101, Silver Spring, Maryland 20910; (301) 713-7077 or *Tashaun.pierre@noaa.gov*.

**SUPPLEMENTARY INFORMATION:** As required by Section 10(a)(2) of the Federal Advisory Committee Act, 5 U.S.C. App. 2 (FACA) and its implementing regulations, *see* 41 CFR 102-3.150, notice is hereby given of the meeting of ACCRES. ACCRES was established by the Secretary of Commerce (Secretary) on May 21, 2002, to advise the Secretary of Commerce through the Under Secretary of Commerce for Oceans and Atmosphere on matters relating to the U.S. commercial remote sensing space industry and on the National Oceanic and Atmospheric Administration's activities to carry out the responsibilities of the Department of Commerce set forth in the National and Commercial Space Programs Act of 2010 (51 U.S.C. 60101 *et seq.*).

#### Purpose of the Meeting and Matters To Be Considered

The meeting will be open to the public pursuant to Section 10(a)(1) of the FACA. During the meeting, the Committee will receive updates on NOAA's Commercial Remote Sensing Regulatory Affairs activities and discuss updates to the commercial remote sensing regulatory regime. The Committee will also discuss updates in the regulations and trends in international regulatory regimes. The Committee will be available to receive public comments on its activities.

## Special Accommodations

The meeting is physically accessible to people with disabilities. Requests for special accommodations may be directed to Tashaun Pierre, NOAA/NESDIS/CRSRA, 1335 East West Highway, G-101, Silver Spring, Maryland 20910; (301) 713-7077 or *Tashaun.pierre@noaa.gov*.

## Additional Information and Public Comments

In accordance with 41 CFR 102-3.140(b), the meeting room is sufficient to accommodate advisory committee members, agency staff, and a reasonable number of interested members of the public. However, to avoid overcrowding should an unexpected number of members of the public attend the meeting, ACCRES invites interested members of the public to RSVP through the following link: [https://docs.google.com/forms/d/e/1FAIpQLSfE5bsXClfhSFzymb6fU0gPasZOCw7PSfD-9pm6NX9WzjSWHuW/viewform?usp=pp\\_url](https://docs.google.com/forms/d/e/1FAIpQLSfE5bsXClfhSFzymb6fU0gPasZOCw7PSfD-9pm6NX9WzjSWHuW/viewform?usp=pp_url), directly to Tashaun Pierre at (301) 713-7077, or by email at *Tashaun.pierre@noaa.gov*, by May 29, 2019. Any member of the public wishing further information concerning the meeting or who wishes to submit oral or written comments should contact Tahara Dawkins, Designated Federal Officer for ACCRES, NOAA/NESDIS/CRSRA, 1335 East West Highway, G-101, Silver Spring, Maryland 20910; (301) 713-3385 or *tahara.dawkins@noaa.gov*. Copies of the draft meeting agenda will be posted on the Commercial Remote Sensing Regulatory Affairs Office at <https://www.nesdis.noaa.gov/CRSRA/accresMeetings.html>.

ACCRES expects that public statements presented at its meetings will not be repetitive of previously-submitted oral or written statements. In general, each individual or group making an oral presentation may be limited to a total time of five minutes. Written comments sent to NOAA/NESDIS/CRSRA on or before October 10, 2018 will be provided to Committee members in advance of the meeting. Comments received too close to the meeting date will normally be provided to Committee members at the meeting.

**Stephen M. Volz,**

*Assistant Administrator for Satellite and Information Services.*

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