subheadings 7607.11.3000, 7607.11.6090, 7607.11.9030, 7607.11.9060, 7607.11.9090, and 7607.19.6000.

Further, merchandise that falls within the scope of this proceeding may also be entered into the United States under HTSUS subheadings 7606.11.3060, 7606.11.6000, 7606.12.3045, 7606.12.3055, 7606.12.3091, 7606.12.3096, 7606.12.6000, 7606.91.3095, 7606.91.6095, 7606.92.3035, and 7606.92.6095. Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the scope of this investigation is dispositive.

**Appendix II**

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

I. Summary

II. Background

III. Changes from the Preliminary Determination

IV. Discussion of the Issues

Comment 1: Constructed Export Price Offset

Comment 2: Management Fees as U.S. Indirect Selling Expenses

Comment 3: Management Fees for Non-Subject Products

Comment 4: Bank Charges as Direct Selling Expenses

Comment 5: Section 232 Duties

Comment 6: Home-Market Rebates

Comment 7: Duty Drawback

Comment 8: Raw Material Metal Premium Costs

Comment 9: Hedging Gains and Losses as Cost of Manufacture

Comment 10: Adjustment to the Cost of Manufacture for Goods in Transit

Comment 11: Manual Adjustment Ratio

Comment 12: Packing Cost Offset in Reported Costs

Comment 13: General and Administrative (G&A) Expenses

Comment 14: Financial Expenses

V. Recommendation

[FR Doc. 2021–20534 Filed 9–22–21; 8:45 am]

**BILLING CODE 3510–DS–P**

**DEPARTMENT OF COMMERCE**

**International Trade Administration**

[A–831–804]

**Certain Aluminum Foil From the Republic of Armenia: Final Affirmative Determination of Sales at Less Than Fair Value**

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

**SUMMARY:** The Department of Commerce (Commerce) determines that imports of certain aluminum foil (aluminum foil) from the Republic of Armenia (Armenia) are being, or are likely to be, sold in the United States at less than fair value (LTFV) for the period of investigation, January 1, 2020, through June 30, 2020.

**DATES:** Applicable September 23, 2021.

**FOR FURTHER INFORMATION CONTACT:** Margaret Collins or George McMahon, AD/CVD Operations, Office VI, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482–6250 or (202) 482–1167, respectively.

**SUPPLEMENTARY INFORMATION:**

**Background**

On May 4, 2021, Commerce published in the Federal Register the preliminary affirmative determination in the LTFV investigation of aluminum foil from Armenia, and the postponement of the final determination until September 16, 2021.1 We invited interested parties to comment on the Preliminary Determination. A summary of the events that occurred since Commerce published the Preliminary Determination may be found in the Issues and Decision Memorandum.2

**Scope of the Investigation**

The product covered by this investigation is aluminum foil from Armenia. For a complete description of the scope of this investigation, see Appendix I.

**Scope Comments**

In accordance with the Preamble to Commerce’s regulations,3 the Initiation Notice4 set aside a period of time for parties to raise issues regarding product coverage (i.e., scope).5 Certain interested parties commented on the scope of the investigation as it appeared in the Initiation Notice, and we addressed these comments in the Preliminary Scope Decision Memorandum.6

Interested parties were provided an opportunity to comment on the Preliminary Scope Decision Memorandum.7 We received no scope case briefs requesting changes to the scope of the investigation from interested parties in any of the antidumping or countervailing duty investigations of aluminum foil from Armenia, Brazil, the Sultanate of Oman, the Russian Federation, and the Republic of Turkey. Additionally, we received a letter from the petitioners8 urging Commerce to maintain the same scope language which was set forth in both the Initiation Notice or Preliminary Determination.9 Accordingly, Commerce is not modifying the scope language as it appeared in the Initiation Notice or Preliminary Determination, which was unchangeable from the Initiation Notice. See Appendix I for the final scope of the investigation.

**Analysis of Comments Received**

All issues raised in the case and rebuttal briefs that were submitted by parties in this investigation are addressed in the Issues and Decision Memorandum. A list of the issues addressed in the Issues and Decision Memorandum is attached to this notice as Appendix II. The Issues and Decision Memorandum 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 https://access.trade.gov. In addition, a complete version of the Issues and Decision Memorandum can be accessed directly at http://enforcement.trade.gov/frn/index.html.

**Verification**

Commerce was unable to conduct on-site verification of the information relied upon in making its final determination in this investigation. However, we took additional steps in lieu of an on-site verification to verify the information relied upon in making this final determination with respect to Rusal Armenal CJSC (Armenal), in accordance with section 782(i) of the
Tariff Act of 1930, as amended (the Act).[^10]

### Changes Since the Preliminary Determination

Based on our analysis of information provided at Commerce’s request by Armenal after the Preliminary Determination,[^11] the comments received, our findings related to our request for information in lieu of verification, and our correction of ministerial errors timely alleged following the Preliminary Determination,[^12] we have made certain changes to the margin calculations for Armenal. For a discussion of these changes, see the Issues and Decision Memorandum.

#### Separate Rate Companies

No party commented on our preliminary separate rate determination with respect to the mandatory respondent.[^13] Thus, there is no basis to reconsider our preliminary determination with respect to separate rate status, and we have continued to grant Armenal a separate rate in this final determination. In light of these changes to the margin calculations and the resulting revised estimated weighted average dumping margin for Armenal, we have also revised the Armenia-wide rate. For a discussion of these changes, see the Issues and Decision Memorandum.

### Combination Rates

Consistent with the Preliminary Determination and Policy Bulletin 05.1,[^14] Commerce calculated combination (producer/exporter) rates for the respondent that is eligible for a separate rate in this investigation.

### Final Determination

The final estimated weighted-average dumping margins are as follows:

<table>
<thead>
<tr>
<th>Producer</th>
<th>Exporter</th>
<th>Estimated weighted-average dumping margin (percent)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rusal Armenal CJSC</td>
<td>Rusal Products GmbH</td>
<td>29.11</td>
</tr>
<tr>
<td>Rusal Armenal CJSC</td>
<td>Rusal Marketing GmbH</td>
<td>29.11</td>
</tr>
<tr>
<td>Armenia-Wide Entity</td>
<td></td>
<td>29.11</td>
</tr>
</tbody>
</table>

#### Disclosure

We intend to disclose the calculations performed in this final determination within five days of the date of publication of this notice to parties in this proceeding in accordance with 19 CFR 351.224(b).

### Continuation of Suspension of Liquidation

In accordance with section 735(c)(1)(B) of the Act, Commerce will instruct U.S. Customs and Border Protection (CBP) to continue to suspend the liquidation of all appropriate entries of subject merchandise, as described in Appendix I of this notice, entered, or withdrawn from warehouse, for consumption on or after May 4, 2021, the date of publication in the Federal Register of the affirmative Preliminary Determination.

Further, pursuant to section 733(d)(1)(B) of the Act and 19 CFR 351.205(d), Commerce will instruct CBP to require a cash deposit equal to the weighted average amount by which NV exceeds U.S. price, as indicated in the chart above, for the combination in the table; (2) for all average dumping margin listed for that producer/exporter combination (the Armenia-wide entity) that supplied that merchandise under consideration not listed in the table above, the cash deposit rate applicable to the Armenia-wide entity; and (3) for all third-county exporters of merchandise under consideration not listed in the table above, the cash deposit rate is the cash deposit rate applicable to the Armenia producer/exporter combination (or the Armenia-wide entity) that supplied that third-country exporter. These suspension of liquidation instructions will remain in effect until further notice.

### International Trade Commission (ITC) Notification

In accordance with section 735(d) of the Act, we will notify the International Trade Commission (ITC) of the final affirmative determination of sales at LTFV. Because Commerce’s final determination is affirmative, in accordance with section 735(b)(2) of the Act, the ITC will make its final determination as to whether the domestic industry in the United States is materially injured, or threatened with material injury, by reason of imports or sales (or the likelihood of sales) for importation of aluminum foil no later than 45 days after this final determination. If the ITC determines that such injury does not exist, this proceeding will be terminated, and all cash deposits posted will be refunded and suspension of liquidation will be lifted. If the ITC determines that such injury does exist, Commerce will issue an antidumping duty order directing CBP to assess, upon further instruction by Commerce, antidumping duties on all imports of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the effective date of the suspension of liquidation, as discussed above in the “Continuation of Suspension of Liquidation” section.

### Notification Regarding Administrative Protective Orders

This notice will serve as a final reminder to the parties subject to administrative protective order (APO) of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3). Timely written notification of return or destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and the terms of an APO is a sanctionable violation.

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[^13]: See Preliminary Determination PDM at 10–15.

VI. Discussion of the Issues

Comment 1: Surrogate Country Selection

Comment 2: Surrogate Value for Electricity

Comment 3: Conversion Factor for Polyethylene Packing Tape

Comment 4: Conversion Factor for Sawn Timber

Comment 5: Global Trade Atlas (GTA) Data from South Africa

VII. Recommendation

IN THE MATTER OF AN ANTIDUMPING DUTY INVESTIGATION OF CERTAIN ALUMINUM FOIL FROM THE REPUBLIC OF TURKEY (PETITIONER: NOVELIS CORPORATION AND SOUTHWESTERN METAL FOILS, LLC)\n
Preliminary Scope Decision Memorandum

Preliminary Determination

Preliminary Scope Decision Memorandum.

SUMMARY: The Department of Commerce (Commerce) determines that

The product covered by this investigation is aluminum foil from Turkey. For a complete description of the scope of this investigation, see Appendix I.

Scope Comments

In accordance with the Preamble to Commerce’s regulations, the Initiation Notice set aside a period of time for parties to raise issues regarding product coverage (i.e., scope). Certain interested parties commented on the scope of this investigation as it appeared in the Initiation Notice, and we addressed these comments in the Preliminary Scope Decision Memorandum.

Interested parties were provided an opportunity to comment on the Preliminary Scope Decision Memorandum. We received no scope case briefs requesting changes to the scope of the investigation from interested parties in any of the AD or CVD investigations of aluminum foil from the Republic of Armenia, Brazil, the Sultanate of Oman, the Russian Federation, and Turkey. Additionally, we received a letter from the petitioners urging Commerce to maintain the same scope language which was set forth in both the Initiation Notice or Preliminary Determination. Accordingly, we maintain the same scope language from both the Initiation Notice or Preliminary Determination.

\n
For further information contact: Whitley Herndon or Eliza Siordia, AD/CVD Operations, Office V, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482–6274 or (202) 482–3878, respectively.

SUPPLEMENTARY INFORMATION:

Background

On March 5, 2021, Commerce published the Preliminary Determination in the Federal Register. In the Preliminary Determination, and in accordance with section 705(a)(1) of the Tariff Act of 1930, as amended (the Act), and 19 CFR 351.210(b)(4), Commerce aligned the final determination of this countervailing duty (CVD) investigation with the final determination in the companion antidumping duty (AD) investigation of aluminum foil from Turkey.

A summary of the events that occurred since Commerce published the Preliminary Determination may be found in the Issues and Decision Memorandum. The Issues and Decision Memorandum 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 https://access.trade.gov. In addition, a complete version of the Issues and Decision Memorandum can be accessed directly at http://enforcement.trade.gov/frn/.