

shipments of subject merchandise, any suspended entries of subject merchandise during the POR from Comfort Coil will be liquidated at the China-wide rate, 234.51 percent.<sup>19</sup>

### Cash Deposit Requirements

The following cash deposit requirements will be effective upon publication of the final results of this administrative review for all shipments of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the publication date of the final results of review, as provided for by section 751(a)(2)(C) of the Act: (1) For previously investigated or reviewed Chinese and non-Chinese exporters who are not under review in this segment of the proceeding but who have separate rates, the cash deposit rate will continue to be the exporter-specific rate published for the most recent period; (2) for all Chinese exporters of subject merchandise that have not been found to be entitled to a separate rate, the cash deposit rate will be China-wide rate of 234.51 percent; and (3) for all non-Chinese exporters of subject merchandise which have not received their own rate, the cash deposit rate will be the rate applicable to Chinese exporter(s) that supplied that non-Chinese exporter. These deposit requirements, when imposed, shall remain in effect until further notice.

### Notification to Importers

This notice also serves as a 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 POR. 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 to Interested Parties

These preliminary results of review 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: November 1, 2021.

### Ryan Majerus,

Deputy Assistant Secretary for Policy and Negotiations, performing the non-exclusive functions and duties of the Assistant Secretary for Enforcement and Compliance.  
[FR Doc. 2021-24227 Filed 11-4-21; 8:45 am]

**BILLING CODE 3510-DS-P**

<sup>19</sup>For a full discussion of this practice, see *Non-Market Economy Antidumping Proceedings: Assessment of Antidumping Duties*, 76 FR 65694 (October 24, 2011); and *Order*, 74 FR at 7662.

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-570-141]

### Certain Walk-Behind Snow Throwers and Parts Thereof From the People's Republic of China: Preliminary Affirmative Determination of Sales at Less Than Fair Value, Postponement of Final Determination, and Extension of Provisional Measures

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

**SUMMARY:** The Department of Commerce (Commerce) preliminarily determines that certain walk-behind snow throwers and parts thereof (snow throwers) from the People's Republic of China (China) are being, or are likely to be, sold in the United States at less than fair value (LTFV). The period of investigation (POI) is July 1, 2020, through December 31, 2020. Interested parties are invited to comment on this preliminary determination.

**DATES:** Applicable November 5, 2021.

**FOR FURTHER INFORMATION CONTACT:** Laurel LaCivita or Brendan Quinn, AD/CVD Operations, Office III, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482-4243 or (202) 482-5848, respectively.

### SUPPLEMENTARY INFORMATION:

#### Background

This preliminary determination is made in accordance with section 733(b) of the Tariff Act of 1930, as amended (the Act). Commerce published the notice of initiation of this investigation on April 26, 2021.<sup>1</sup> On August 20, 2021, Commerce postponed the preliminary determination of this investigation, and the revised deadline is now October 26, 2021.<sup>2</sup> For a complete description of the events that followed the initiation of this investigation, see the Preliminary Decision Memorandum.<sup>3</sup> A list of topics

<sup>1</sup> See *Certain Walk-Behind Snow Throwers and Parts Thereof from the People's Republic of China: Initiation of Less-Than-Fair-Value Investigation*, 86 FR 22026 (April 26, 2021) (*Initiation Notice*).

<sup>2</sup> See *Certain Walk-Behind Snow Throwers and Parts Thereof from the People's Republic of China: Postponement of Preliminary Determination in the Less-Than-Fair-Value Investigation*, 86 FR 46825 (August 20, 2021).

<sup>3</sup> See Memorandum, "Decision Memorandum for the Preliminary Determination in the Less-Than-Fair-Value Investigation of Certain Walk-Behind Snow Throwers and Parts Thereof from the People's Republic of China," dated concurrently with, and hereby adopted by this notice (Preliminary Decision Memorandum).

included in the Preliminary Decision Memorandum is included as Appendix II to this notice. The Preliminary 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 Preliminary Decision Memorandum can be accessed directly at <https://access.trade.gov/public/FRNoticesListLayout.aspx>.

### Scope of the Investigation

The products covered by this investigation are snow throwers from China. For a complete description of the scope of this investigation, see Appendix I.

### Scope Comments

In accordance with the preamble to Commerce's regulations,<sup>4</sup> the *Initiation Notice* set aside a period of time for parties to raise issues regarding product coverage (*i.e.*, scope).<sup>5</sup> MTD Products Inc. (the petitioner) commented on the scope of the investigation, requesting the addition of exclusion language to the scope as it appeared in the *Initiation Notice*.<sup>6</sup> Thus, Commerce preliminarily modified the scope language as it appeared in the *Initiation Notice* to include the requested language in the companion countervailing duty (CVD) preliminary determination.<sup>7</sup> See the revised scope in Appendix I to this notice and accompanying Preliminary Decision Memorandum for further discussion.

### Methodology

Commerce is conducting this investigation in accordance with section 731 of the Act. Commerce has calculated export prices in accordance with section 772(a) of the Act. Because China is a non-market economy, within the meaning of section 771(18) of the Act, Commerce has calculated normal value in accordance with section 773(c) of the Act. In addition, pursuant to sections 776(a) and (b) of the Act,

<sup>4</sup> See *Antidumping Duties; Countervailing Duties, Final Rule*, 62 FR 27296, 27323 (May 19, 1997).

<sup>5</sup> See *Initiation Notice*, 86 FR at 22027.

<sup>6</sup> See Petitioner's Letter, "Antidumping and Countervailing Duty Investigations of Certain Walk-Behind Snow Throwers from the People's Republic of China: Scope Comments," dated May 10, 2021.

<sup>7</sup> See *Certain Walk-Behind Snow Throwers and Parts Thereof from the People's Republic of China: Preliminary Affirmative Countervailing Duty Determination and Alignment of Final Determination With Final Antidumping Duty Determination*, 86 FR 50696, 50698 (September 10, 2021).

Commerce preliminarily has relied upon facts otherwise available, with adverse inferences, for the China-wide entity. For a full description of the methodology underlying Commerce's preliminary determination, see the Preliminary Decision Memorandum.

**Combination Rates**

In the *Initiation Notice*, Commerce stated that it would calculate producer/exporter combination rates for the respondents that are eligible for a separate rate in this investigation.<sup>8</sup> Policy Bulletin 05.1 describes this practice.<sup>9</sup> In this investigation, we

calculated producer/exporter combination rates for respondents eligible for separate rates.

**Preliminary Determination**

Commerce preliminarily determines that the following estimated weighted-average dumping margins exist:

Exporter	Producer	Estimated weighted-average dumping margin (percent)	Cash deposit rate (adjusted for subsidy offsets) (percent)
Zhejiang Zhouli Industrial Co., Ltd .....	Zhejiang Zhouli Industrial Co., Ltd .....	233.41	222.87
Ningbo Scojet Import & Export Trade Co., Ltd .....	Ninghai Yiyi Garden Tools Co., Ltd .....	233.41	222.87
Sumec Hardware and Tools Co., Ltd .....	Zhejiang KC Mechanical & Electrical Co., Ltd .....	233.41	222.87
Zhejiang Amerisun Technology Co., Ltd .....	Zhejiang Dobest Power Tools Co., Ltd .....	233.41	222.87
Zhejiang KC Mechanical & Electrical Co., Ltd .....	Zhejiang KC Mechanical & Electrical Co., Ltd .....	233.41	222.87
China-Wide Entity .....	.....	325.03	314.49

**Suspension of Liquidation**

In accordance with section 733(d)(2) of the Act, Commerce will direct U.S. Customs and Border Protection (CBP) to suspend liquidation of entries of subject merchandise, as described in Appendix I, entered, or withdrawn from warehouse, for consumption on or after the date of publication of this notice in the **Federal Register**, as discussed below.

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 normal value exceeds U.S. price, as indicated in the chart above as follows: (1) For the producer/exporter combinations listed in the table above, the cash deposit rate is equal to the estimated weighted-average dumping margin listed for that combination in the table; (2) for all combinations of Chinese producers/exporters of subject merchandise that have not established eligibility for their own separate rates, the cash deposit rate will be equal to the estimated weighted-average dumping margin established for the China-wide entity; and (3) for all third-country exporters of subject merchandise not listed in the table above, the cash deposit rate is the cash deposit rate applicable to the Chinese producer/exporter combination (or the China-wide entity) that supplied that third-country exporter.

To determine the cash deposit rate, Commerce normally adjusts the

estimated weighted-average dumping margin by the amount of domestic subsidy pass-through and export subsidies determined in a companion CVD proceeding when CVD provisional measures are in effect. Accordingly, where Commerce has made a preliminary affirmative determination for domestic subsidy pass-through or export subsidies, Commerce has offset the calculated estimated weighted-average dumping margin by the appropriate rate(s). Any such adjusted rates may be found in the chart of estimated weighted-average dumping margins in the "Preliminary Determination" section.

Should provisional measures in the companion CVD investigation expire prior to the expiration of provisional measures in this LTFV investigation, Commerce will direct CBP to begin collecting cash deposits at a rate equal to the estimated weighted-average dumping margins calculated in this preliminary determination unadjusted for the passed-through domestic subsidies or for export subsidies at the time the CVD provisional measures expire. These suspension of liquidation instructions will remain in effect until further notice.

**Disclosure**

Commerce intends to disclose its calculations and analysis performed to interested parties in this preliminary determination within five days of any public announcement or, if there is no public announcement, within five days

of the date of publication of this notice in accordance with 19 CFR 351.224(b).

**Verification**

As provided in section 782(i)(1) of the Act, Commerce intends to verify the information relied upon in making its final determination. Normally, Commerce verifies information using standard procedures, including an on-site examination of original accounting, financial, and sales documentation. However, due to current travel restrictions in response to the global COVID-19 pandemic, Commerce is unable to conduct on-site verification in this investigation. Accordingly, we intend to verify the information relied upon in making the final determination through alternative means in lieu of an on-site verification.

**Public Comment**

Case briefs or other written comments on non-scope issues may be submitted to the Assistant Secretary for Enforcement and Compliance. A timeline for the submission of case briefs and written comments will be provided to interested parties at a later date. Rebuttal briefs, limited to issues raised in these case briefs, may be submitted no later than seven days after the deadline date for case briefs.<sup>10</sup> Note that Commerce has modified certain of its requirements for serving documents containing business proprietary information until further notice.<sup>11</sup> Pursuant to 19 CFR 351.309(c)(2) and (d)(2), parties who submit case briefs or rebuttal briefs in this investigation are

<sup>8</sup> See *Initiation Notice*, 86 FR at 22030.

<sup>9</sup> See Policy Bulletin No. 05.1, regarding, "Separate-Rates Practice and Application of Combination Rates in Antidumping Investigations Involving Non-Market Economy Countries," (April 5, 2005) (Policy Bulletin 05.1), available on

Commerce's website at <http://enforcement.trade.gov/policy/bull05-1.pdf>.

<sup>10</sup> See 19 CFR 351.309; see also 19 CFR 351.303 (for general filing requirements).

<sup>11</sup> See *Temporary Rule Modifying AD/CVD Service Requirements Due to COVID-19*, 85 FR 17006 (March 26, 2020) (*Temporary Rule*); and *Temporary Rule Modifying AD/CVD Service Requirements Due to COVID-19; Extension of Effective Period*, 85 FR 41363 (July 10, 2020).

encouraged to submit with each argument: (1) A statement of the issue; (2) a brief summary of the argument; and (3) a table of authorities.

Additionally, interested parties may address the preliminary modification to the scope in scope case briefs, which may be submitted no later than 30 days after the publication of this preliminary determination in the **Federal Register**. Scope rebuttal briefs, limited to issues raised in the scope case briefs, may be submitted no later than seven days after the deadline for the scope case briefs. These deadlines apply for both the AD and CVD investigations of snow throwers from China.

Pursuant to 19 CFR 351.310(c), interested parties who wish to request a hearing, limited to issues raised in the case and rebuttal briefs, 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. Requests should contain the party's name, address, and telephone number, the number of participants, whether any participant is a foreign national, and a list of the issues to be discussed. If a request for a hearing is made, Commerce intends to hold the hearing at a time and date to be determined. Parties should confirm by telephone the date, time, and location of the hearing two days before the scheduled date.

#### **Postponement of Final Determination and Extension of Provisional Measures**

Section 735(a)(2) of the Act provides that a final determination may be postponed until not later than 135 days after the date of the publication of the preliminary determination if, in the event of an affirmative preliminary determination, a request for such postponement is made by exporters who account for a significant proportion of exports of the subject merchandise, or in the event of a negative preliminary determination, a request for such postponement is made by the petitioner. Section 351.210(e)(2) of Commerce's regulations requires that a request by exporters for postponement of the final determination be accompanied by a request for extension of provisional measures from a four-month period to a period not more than six months in duration.

On October 7, 2021, pursuant to 19 CFR 351.210(e), Zhejiang Zhouli Industrial Co., Ltd. requested that Commerce postpone the final determination and that provisional measures be extended to a period not to

exceed six months.<sup>12</sup> In accordance with section 735(a)(2)(A) of the Act and 19 CFR 351.210(b)(2)(ii), because: (1) The preliminary determination is affirmative; (2) the requesting exporter accounts for a significant proportion of exports of the subject merchandise; and (3) no compelling reasons for denial exist, Commerce is postponing the final determination and extending the provisional measures from a four-month period to a period not greater than six months. Accordingly, Commerce will make its final determination no later than 135 days after the date of publication of this preliminary determination, pursuant to section 735(a)(2) of the Act.

#### **International Trade Commission Notification**

In accordance with section 733(f) of the Act, Commerce will notify the International Trade Commission (ITC) of its preliminary determination of sales at LTFV. If the final determination is affirmative, the ITC will determine before the later of 120 days after the date of this preliminary determination or 45 days after the final determination whether imports of snow throwers from China are materially injuring, or threaten material injury to, the U.S. industry.

#### **Notification to Interested Parties**

This determination is issued and published in accordance with sections 733(f) and 777(i)(1) of the Act and 19 CFR 351.205(c).

Dated: October 26, 2021.

#### **Ryan Majerus,**

*Deputy Assistant Secretary for Policy and Negotiations, Performing the Non-Exclusive Functions and Duties of The Assistant Secretary for Enforcement and Compliance.*

#### **Appendix I**

##### **Scope of the Investigation**

The merchandise covered by this investigation consists of gas-powered, walk-behind snow throwers (also known as snow blowers), which are snow moving machines that are powered by internal combustion engines and primarily pedestrian-controlled. The scope of the investigation covers certain snow throwers (also known as snow blowers), whether self-propelled or non-self-propelled, whether finished or unfinished, and whether containing any additional features that provide for functions in addition to snow throwing. Subject merchandise also includes finished and unfinished snow throwers that are further processed in a third country or in the United States, including,

but not limited to, assembly or any other processing that would not otherwise remove the merchandise from the scope of this investigation if performed in the country of manufacture of the in-scope snow throwers.

Walk-behind snow throwers subject to the scope of this investigation are powered by internal combustion engines which are typically spark ignition, single or multiple cylinder, and air-cooled with power take off shafts.

For the purposes of this investigation, an unfinished and/or unassembled snow thrower means at a minimum, a sub-assembly comprised of an engine, auger housing (*i.e.*, intake frame), and an auger (or "auger paddle") packaged or imported together. An intake frame is the portion of the snow thrower—typically of aluminum or steel—that houses and protects an operator from a rotating auger and is the intake point for the snow. Importation of the subassembly whether or not accompanied by, or attached to, additional components including, but not limited to, handle(s), impeller(s), chute(s), track tread(s), or wheel(s) constitutes an unfinished snow thrower for purposes of this investigation. The inclusion in a third country of any components other than the snow thrower sub-assembly does not remove the snow thrower from the scope. A snow thrower is within the scope of this investigation regardless of the origin of its engine.

Specifically excluded is merchandise covered by the scope of the antidumping and countervailing duty orders on certain vertical shaft engines between 225cc and 999cc, and parts thereof from the People's Republic of China. *See Certain Vertical Shaft Engines Between 225cc and 999cc, and Parts Thereof, from the People's Republic of China: Amended Final Antidumping Duty Determination and Antidumping Duty Order*, 86 FR 12623 (March 4, 2021) and *Certain Vertical Shaft Engines Between 225cc and 999cc, and Parts Thereof from the People's Republic of China: Countervailing Duty Order and Amended Final Affirmative Countervailing Duty Determination*, 86 FR 12619 (March 4, 2021).

Also specifically excluded is merchandise covered by the scope of the antidumping and countervailing duty orders on certain vertical shaft engines between 99cc and Up to 225cc, and parts thereof from the People's Republic of China. *See Certain Vertical Shaft Engines Between 99cc and Up to 225cc, and Parts Thereof from the People's Republic of China: Antidumping and Countervailing Duty Orders*, 86 FR 023675 (May 4, 2021).

The snow throwers subject to this investigation are typically entered under Harmonized Tariff Schedule of the United States (HTSUS) subheading 8430.20.0060. Certain parts of snow throwers subject to this investigation may also enter under HTSUS 8431.49.9095. The HTSUS subheadings are provided for convenience and customs purposes only, and the written description of the merchandise under investigation is dispositive.

<sup>12</sup> See Zhejiang Zhouli's Letter, "Certain Walk-Behind Snow Throwers and Parts Thereof from the People's Republic of China: Request to Postpone the Final Determination," dated October 7, 2021.

## Appendix II

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

- I. Summary
- II. Background
- III. Period of Investigation
- IV. Scope Comments
- V. Discussion of the Methodology
- VI. Currency Conversion
- VII. Adjustment to Cash Deposit Rate for Export Subsidies
- VIII. Recommendation

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## DEPARTMENT OF COMMERCE

### International Trade Administration

#### Notice of Decision on Application for Duty-Free Entry of Scientific Instruments; Rice University, et al.

This is a decision 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). On September 28, 2021, the Department of Commerce published a notice in the **Federal Register** requesting public comment on whether instruments of equivalent scientific value, for the purposes for which the instruments identified in the docket(s) below are intended to be used, are being manufactured in the United States. See *Application(s) for Duty-Free Entry of Scientific Instruments*, 86 FR 53634-35, September 28, 2021 (Notice). We received no public comments.

*Docket Number: 21-001. Applicant:* Rice University, 6100 Main Street, Houston, TX 77005. *Instrument:* LightCrafter 4500 EVM. *Manufacturer:* Digi-Key Electronics, China. *Intended Use:* The LightCrafter 4500 will be used in an ongoing research study to develop a compact optical mapping scope that uses Digital Light Processing (DLP) technology to capture white light and auto-fluorescence images and actively project onto the oral mucosa a map highlighting areas at high risk for oral dysplasia and cancer, based on: Loss of collagen fluorescence (a signal of invasion & metastasis) and alterations in epithelial NAD(P)H and FAD fluorescence (a signal of de-regulated cellular energetics). With this device, we will design and assemble an optical system that allows for wide field imaging of the oral cavity, where the LightCrafter 4500 is aligned with the camera such that any area that can be imaged can also be projected upon. We will develop tracking algorithms to adjust the projected map as needed to

ensure accurate positioning despite patient movement. The objective is to develop an optical imaging system that will detect high-risk areas of the oral mucosa and project high-risk maps onto the oral mucosa to guide clinicians on where to take a biopsy.

*Docket Number: 21-002. Applicant:* Drexel University, 3401 Market Street, Philadelphia, PA 19104. *Instrument:* Light Microscope with motorized stage, attached camera and image—capturing hardware and software. *Manufacturer:* Info in Images Ltd., United Kingdom. *Intended Use:* To develop a novel research tool for scientists studying microscopic algae and to facilitate access to the holdings of the Diatom Herbarium at the Academy of Natural Sciences of Drexel University, a non-profit public museum with a mission of research in environmental conservation and public education. This customized automated microscope side-scanning system will be used to create high-resolution images of microscopic organisms on permanent slides that could be viewed and studied online using a virtual microscopy application. Digital images of the slides, containing millions of individual specimens of microorganisms and representing snapshots of their assemblages, will be served online to support research programs focused on environmental change and its effects on aquatic biota. The applications based on images acquired with this slide-scanning system will be used to increase the efficiency of water quality and ecosystem health monitoring in rivers, lakes, and coastal areas of the ocean.

*Docket Number: 21-003. Applicant:* UChicago Argonne LLC, Operator of Argonne National Laboratory, 9700 South Cass Avenue, Lemont, IL 60439-4873. *Instrument:* A:VC 19 Photon Extraction Vacuum Chambers. *Manufacturer:* Strumenti Scientific CINEL S.R.L., Italy. *Intended Use:* These components are required to complete the assembly of the Advanced Photon Source upgrade storage ring vacuum system. The APS-U storage ring vacuum system is approximately 1.1-km in circumference and will store the electron and photon beams in an ultra-high vacuum (UHV) environment. The materials/phenomena that are studied vary widely from material properties analysis, protein mapping for pharmaceutical companies, X-ray imaging and chemical composition determination, to name a few. These components will be used exclusively for scientific research for a minimum of 5 years at Argonne National Laboratory. The properties of the materials studied

include but are not limited to grain structure, grain boundary and interstitial defects, and morphology. These properties are not only studied at ambient environments but also under high pressure, temperature, stress and strain. The objective is to further the understanding of different materials and material properties.

*Docket Number: 21-004. Applicant:* William Marsh Rice University, 6100 Main Street, Houston, TX 77005. *Instrument:* Angle-Resolved Photoemission Spectroscopy System. *Manufacturer:* Fermion Instruments, China. *Intended Use:* The technique of angle-resolved photoemission spectroscopy is a very specialized technique used to directly image the electronic structure of synthesized single crystalline materials or thin film materials. This technique is mainly used to study fundamental physical and electrical properties of materials, how electrons interact with each other leading to the insulating, metallic, or superconducting properties of materials for fundamental research. The measurement of electronic structure will provide important information on the fundamental physical origin of why a material is a good conductor or insulator or a superconductor. This will be beneficial towards new physics theories about solid state materials for academic purposes.

*Docket Number: 21-005. Applicant:* UChicago Argonne LLC, Operator of Argonne National Laboratory, 9700 South Cass Avenue, Lemont, IL 60439-4873. *Instrument:* POLAR Vertical Double Crystal Monochromator. *Manufacturer:* Strumenti Scientific CINEL, S.R.L., Italy. *Intended Use:* The instrument will be used as a monochromator for the Polar beamline at the Advanced Photon Source upgrade. The Polar beamline makes use of polarized synchrotron radiation to investigate magnetic properties of materials using a variety of spectroscopic and scattering methods. Materials investigated are scientific samples especially grown to answer specific scientific questions and to study basic magnetic and electric material properties. The device will be used exclusively for scientific research for a minimum of 5 years at Argonne National Laboratory. The objective is to further the understanding of material properties and to be able to tailor material properties to achieve specific magnetic and electron behavior.

*Docket Number: 21-006. Applicant:* Rutgers, The State University, 65 Davidson Road, Piscataway, NJ 00854. *Instrument:* SIPAT Crystal Grower JGD-