

subheading is provided for convenience and customs purposes, the written description of the scope of this order is dispositive.

Antidumping Duty Order

In accordance with section 736(a)(1) of the Act, the Department will direct U.S. Customs and Border Protection (CBP) to assess, upon further information from the Department, antidumping duties equal to the amount by which the normal value of the merchandise exceeds the export price (or the constructed export price) of the merchandise for all relevant entries of EMD from Australia. These antidumping duties will be assessed on all entries of EMD entered, or withdrawn from the warehouse, for consumption on or after March 26, 2008, the date on which the Department published its notice of preliminary determination in the **Federal Register**. See *Notice of Preliminary Determination of Sales at Less Than Fair Value and*

Affirmative Preliminary Determination of Critical Circumstances: Electrolytic Manganese Dioxide from Australia, 73 FR 15982 (March 26, 2008).

Section 733(d) of the Act states that instructions issued pursuant to an affirmative preliminary determination may not remain in effect for more than four months except where exporters representing a significant proportion of exports of the subject merchandise request the Department to extend that four-month period to no more than six months. At the request of the exporter that accounts for a significant proportion of EMD in Australia, we extended the four-month period to no more than six months. See Letter from Delta EMD Australia Ltd. (March 25, 2008). In the underlying investigation, the six-month period beginning on the date of the publication of the preliminary determinations ended on September 22, 2008. Furthermore, section 737(b) of the Act states that

definitive duties are to begin on the date of publication of the ITC's final injury determination. Therefore, in accordance with section 733(d) of the Act and our practice, we will instruct CBP to terminate the suspension of liquidation and to liquidate, without regard to antidumping duties, unliquidated entries of EMD from Australia entered, or withdrawn from warehouse, for consumption on or after September 22, 2008, through the day preceding the date of publication of the ITC's final injury determination in the **Federal Register**.

On and after the date of publication of the ITC's notice of final determination in the **Federal Register**, CBP will require, at the same time as importers would normally deposit estimated duties on this merchandise, cash deposits for the subject merchandise equal to the estimated weighted-average antidumping margins listed below.

Producer or exporter	Weighted-average margin (percent)
Delta EMD Australia Pty. Limited	83.66
All Others	83.66

This notice constitutes the antidumping duty order with respect to EMD from Australia, pursuant to section 736(a) of the Act. Interested parties may contact the Department's Central Records Unit, Room 1117 of the Main Commerce Building, for copies of an updated list of antidumping duty orders currently in effect.

This order is issued and published in accordance with section 736(a) of the Act and 19 CFR 351.211(b).

Dated: October 1, 2008.

David M. Spooner,

Assistant Secretary for Import Administration.

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DEPARTMENT OF COMMERCE

International Trade Administration

Harvard University, et al.; Notice of Consolidated Decision on Applications for Duty-Free Entry of Electron Microscopes

This is a decision consolidated pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, as amended by Public Law 106-36; 80 Stat. 897; 15 CFR part 301).

Related records can be viewed between 8:30 a.m. and 5 p.m. in Room 2104, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Washington, DC.

Docket Number: 08-043. *Applicant:* Harvard University, Cambridge, MA 02138. *Instrument:* Electron Microscope, Model Tecnai G2 F20 TWIN. *Manufacturer:* FEI Company, The Netherlands. *Intended Use:* See notice at 73 FR 52297, September 9, 2008.

Docket Number: 08-044. *Applicant:* Pennsylvania University, Hershey, PA 17033. *Instrument:* Electron Microscope, Model JEM 1400. *Manufacturer:* JEOL, Ltd., Japan. *Intended Use:* See notice at 73 FR 52297, September 9, 2008.

Docket Number: 08-045. *Applicant:* University of Texas at Austin, Austin, TX 78712. *Tecnai G2 Spirit BiOTWIN Republic.* *Intended Use:* 2008. *Instrument:* Electron Microscope, *Manufacturer:* FEI Company, Czech See notice at 73 FR 52297, September 9, 2008.

Comments: None received. *Decision:* Approved. No instrument of equivalent scientific value to the foreign instrument, for such purposes as these instruments are intended to be used, was being manufactured in the United States at the time the instruments were ordered. *Reasons:* Each foreign

instrument is an electron microscope and is intended for research or scientific educational uses requiring an electron microscope. We know of no electron microscope, or any other instrument suited to these purposes, which was being manufactured in the United States at the time of order of each instrument.

Dated: September 30, 2008.

Faye Robinson,

*Director, Statutory Import Programs Staff
Import Administration.*

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DEPARTMENT OF COMMERCE

International Trade Administration

New Mexico Institute of Mining and Technology, et al.; Notice of Consolidated Decision on Applications for Duty-Free Entry of Scientific Instruments

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. 106-36; 80 Stat. 897; 15 CFR part 301). Related records can be viewed between 8:30 a.m. and 5 p.m. in Room 2104, U.S. Department of Commerce,