

MESSAGE NO: 2171204 MESSAGE DATE: 06/20/2002

MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: COR PUBLIC  NON-PUBLIC   
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 2115205  
MESSAGE #  
(s):

CASE #(s): A-570-867

EFFECTIVE DATE: COURT CASE #:  
PERIOD OF REVIEW: TO  
PERIOD COVERED: 06/20/2002 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: CLARIFICATION OF MSGS 1305201, 2058206, AND 2115205 SENT ON 11/1/2001, 2/27/2002, AND 4/25/2002 RESPECTIVELY OF AUTO REPLACEMENT GLASS WINDSHIELDS (A-570-867)

MESSAGE NO: 2171204

DATE: 06 20 2002

CATEGORY: ADA

TYPE: COR

REFERENCE: 2115205

REFERENCE DATE: 04 25 2002

CASES: A - 570 - 867

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- - - -

PERIOD COVERED: 06 20 2002 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: CLARIFICATION OF MSGS 1305201, 2058206, AND 2115205 SENT ON 11/1/2001, 2/27/2002, AND 4/25/2002 RESPECTIVELY OF AUTO REPLACEMENT GLASS WINDSHIELDS (A-570-867)

1. ON 09/19/2001 (66 FR 48233) THE DEPARTMENT OF COMMERCE ("THE DEPARTMENT") PUBLISHED IN THE FEDERAL REGISTER ITS PRELIMINARY DETERMINATION OF SALES AT LESS THAN FAIR VALUE ("LTFV") IN THE ANTIDUMPING DUTY INVESTIGATION OF ARG WINDSHIELDS FROM THE PEOPLE'S REPUBLIC OF CHINA. THIS IS A CLARIFICATION OF

MESSAGE #1305201 ACCEPTED ON 11/01/2001. IN MESSAGE #1305201, CUSTOMS ID NUMBER A-570-867-000, THE DEPARTMENT SHOULD HAVE INSTRUCTED CUSTOMS THAT WITH RESPECT TO PRODUCERS SUBJECT TO THE

CHINA-WIDE RATE OF 124.50 PERCENT AND PURSUANT TO A FINDING OF CRITICAL CIRCUMSTANCES, THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATIONS OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 06/21/2001, WHICH IS 90 DAYS PRIOR TO 09/19/2001, THE DATE OF PUBLICATION OF THE PRELIMINARY DETERMINATION. ADDITIONALLY, EFFECTIVE 06/21/2001 THE DEPARTMENT SHOULD HAVE INSTRUCTED CUSTOMS TO REQUIRE, FOR SUCH ENTRIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO 124.50 PERCENT.

2. ON 02/12/2002 (67 FR 6482), THE DEPARTMENT PUBLISHED IN THE FEDERAL REGISTER ITS FINAL DETERMINATION OF SALES AT LTFV IN THE ANTIDUMPING DUTY INVESTIGATION OF ARG WINDSHIELDS FROM THE PEOPLE'S

REPUBLIC OF CHINA. THIS IS A CLARIFICATION OF MESSAGE #2058206 ACCEPTED ON 02/27/2002. IN MESSAGE #2058206, CUSTOMS ID NUMBER A-

570-867-000, THE DEPARTMENT SHOULD HAVE INSTRUCTED CUSTOMS THAT WITH RESPECT TO PRODUCERS SUBJECT TO THE CHINA-WIDE RATE OF 124.50% AND PURSUANT TO A FINDING OF CRITICAL CIRCUMSTANCES, THE CUSTOMS SERVICE SHALL CONTINUE TO SUSPEND LIQUIDATIONS OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION

ON

OR AFTER 06/21/2001, WHICH IS 90 DAYS PRIOR TO 09/19/2001, THE DATE OF PUBLICATION OF THE PRELIMINARY DETERMINATION.

ADDITIONALLY, EFFECTIVE 06/21/2001 THE DEPARTMENT SHOULD HAVE INSTRUCTED CUSTOMS TO REQUIRE, FOR SUCH ENTRIES, A CASH DEPOSIT EQUAL TO 124.50 PERCENT.

3. ON 04/04/2002 (67 FR 16087), THE DEPARTMENT PUBLISHED IN THE FEDERAL REGISTER ITS ANTIDUMPING DUTY ORDER IN THE INVESTIGATION OF ARG WINDSHIELDS FROM THE PEOPLE'S REPUBLIC OF CHINA. THIS IS A CLARIFICATION OF MESSAGE #2115205 (I.E., THE ANTIDUMPING ORDER) ACCEPTED ON 04/23/2002. THE UNITED STATES INTERNATIONAL TRADE

COMMISSION DETERMINED THAT CRITICAL CIRCUMSTANCES DO NOT EXIST WITH RESPECT TO SUBJECT IMPORTS FROM CHINA. THEREFORE, IN MESSAGE #2115205 THE DEPARTMENT SHOULD HAVE INSTRUCTED CUSTOMS THAT FOR SHIPMENTS OF ARG WINDSHIELDS FROM THE PEOPLE'S REPUBLIC OF CHINA ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION

BETWEEN 06/21/2001 AND 09/18/2001, LIQUIDATE ALL ENTRIES SUBJECT TO THE CHINA-WIDE RATE AT 0.0 PERCENT.

4. ADDITIONALLY, AS A RESULT OF THE COMMISSION'S NEGATIVE CRITICAL CIRCUMSTANCES DETERMINATION AND AS A CLARIFICATION OF MESSAGE #2115205 (I.E., THE ANTIDUMPING ORDER) ACCEPTED ON 04/23/2002, THE DEPARTMENT SHOULD HAVE INSTRUCTED THE CUSTOMS SERVICE TO REFUND ALL CASH DEPOSITS AND RELEASE ALL BONDS COLLECTED ON ARG WINDSHIELDS FROM CHINA ENTERED OR WITHDRAWN FROM

WAREHOUSE, FOR CONSUMPTION, ON OR AFTER 6/21/2001 AND BEFORE 9/18/2001 AND THAT INTEREST PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930 DO NOT APPLY.

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT STEPHEN BAILEY, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-1102.

6. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party