

MESSAGE NO: 2063207 MESSAGE DATE: 03/04/2002
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-588-215, A-588-216, A-588-835

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 08/01/1998 TO 07/31/1999

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION INSTRUCTIONS FOR OCTG FROM JAPAN PRODUCED BY VARIOUS
(COMMERCE CASE: A-588-835 / CUSTOMS CASES: A-588-215/216)

MESSAGE NO: 2063207 DATE: 03 04 2002

CATEGORY: ADA TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: A - 588 - 215 A - 588 - 216

A - 588 - 835 - -

- - - -

PERIOD COVERED: 08 01 1998 TO 07 31 1999

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: LIQUIDATION INSTRUCTIONS FOR OCTG FROM JAPAN PRODUCED BY
VARIOUS

(COMMERCE CASE: A-588-835 / CUSTOMS CASES: A-588-215/216)

1. THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER
ON 03/05/2001 (66 FR 13285), THE FINAL RESULTS OF ITS
ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER (A-588-835)
ON OIL COUNTRY TUBULAR GOODS FROM JAPAN FOR THE 08/01/1998
THROUGH 07/31/1999 PERIOD.

AS A RESULT OF THIS REVIEW, FOR ALL SHIPMENTS OF OIL COUNTRY
TUBULAR GOODS FROM JAPAN PRODUCED BY HALLMARK TUBULARS LTD.,
ITOCHU CORP., ITOCHU PROJECT MANAGEMENT CORP., OR NIPPON STEEL

CORP., AND ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION DURING THE PERIOD 08/01/1998 THROUGH 07/31/1999, ASSESS AN ANTIDUMPING LIABILITY AT THE FOLLOWING PERCENTAGES OF THE ENTERED VALUE:

HALLMARK TUBULARS LTD.	A-588-215/216-004	44.20%
ITOCHU CORP.	A-588-215/216-005	44.20%
ITOCHU PROJECT MANAGEMENT CORP.	A-588-215/216-006	44.20%
NIPPON STEEL CORP.	A-588-215/216-001	44.20%

2. THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ON 09/11/2000 (65 FR 54838), THE FINAL PARTIAL RESCISSION OF ITS ADMINISTRATIVE REVIEW OF THE COUNTERVAILING DUTY ORDER (A-588-835) ON OIL COUNTRY TUBULAR GOODS FROM JAPAN FOR THE 08/01/1998 THROUGH 07/31/1999 PERIOD.

AS A RESULT OF THIS FINAL RESCISSION, FOR ALL SHIPMENTS OF OIL COUNTRY TUBULAR GOODS FROM JAPAN PRODUCED BY SUMITOMO METAL INDUSTRIES OR EXPORTED BY SUMITOMO CORPORATION (COLLECTIVELY A-588-215/216-002) AND ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION DURING THE PERIOD 08/01/1998 THROUGH 07/31/1999, ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION AT THE CASH DEPOSIT OR BONDING RATE IN EFFECT ON THE DATE OF ENTRY.

3. THESE INSTRUCTIONS CONSTITUTE THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE MERCHANDISE AND PERIOD LISTED ABOVE. FOR ALL OTHER SHIPMENTS OF OIL COUNTRY TUBULAR GOODS FROM JAPAN YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

4. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS AND ASSESS INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS

DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

5. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CUSTOMS SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF THE COMMERCE DEPARTMENT REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CUSTOMS SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CUSTOMS SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

6. 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." IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT MARK HOADLEY AT 202-482-0666, AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.

7. THERE ARE NO RESTRICTIONS ON RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

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