

MESSAGE NO: 2188112 MESSAGE DATE: 07/06/1992
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-588-058

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 02/01/1978 TO 08/31/1982

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQ INSTRUCTIONS - METAL WALLED ABOVE GROUND SWIMMING POOLS FM
JAPAN (A 588-058)

MESSAGE NO: 2188112 DATE: 07 06 1992

CATEGORY: ADA TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: A - 588 - 058 - -

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PERIOD COVERED: 02 01 1978 TO 08 31 1982

LIQ SUSPENSION DATE:

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, IMPORT SPECIALIST DIVISION

RE: LIQ INSTRUCTIONS - METAL WALLED ABOVE GROUND
SWIMMING POOLS FM JAPAN (A 588-058)

1. THESE INSTRUCTIONS SUPERSEDE ANY PREVIOUS INSTRUCTIONS ON
THIS CASE ISSUED BY THE DEPARTMENT OF COMMERCE.

2. MERCHANDISE SUBJECT TO THIS ANTIDUMPING FINDING/ ORDER
MANUFACTURED OR EXPORTED BY THE FOLLOWING FIRM(S), ENTERED, OR
WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE LISTED
PERIODS, SHOULD BE ASSESSED ANTIDUMPING DUTIES AT THE PERCENT OF
THE ENTERED VALUE LISTED BELOW:

METAL WALLED ABOVE GROUND SWIMMING POOLS FROM JAPAN

A-588-058

	PERIOD	PERCENT
KENNY	2/ 78 - 8/ 80	3.50
ASAHI	9/ 80 - 8/ 82	20.40
SEIWA SANGYO	9/ 80 - 8/ 82	72.00
HAKUYO SANGYO	9/ 80 - 8/ 82	72.00
IRWIN TOY	9/ 80 - 8/ 82	20.40

3. IN ACCORDANCE WITH C.I.E. N-15/ 88 DATED APRIL 21, 1988, REPORT TO CUSTOMS SERVICE HEADQUARTERS ANY DUMPING DUTIES DUE.

4. IMMEDIATELY FORWARD TO CUSTOMS SERVICE HEADQUARTERS ANY INFORMATION ON FILE WHICH MIGHT AFFECT THE APPRAISED VALUES UNDER THE ANTIDUMPING PROVISIONS, WITH AN EXPLANATION OF THE CIRCUMSTANCES UNDER WHICH IT WAS RECEIVED. IN SUCH A CASE,

SUSPEND LIQUIDATION OF THE AFFECTED ENTRIES UNTIL A DECISION IS MADE CONCERNING THE APPLICABILITY OF THE ADDITIONAL INFORMATION.

5. WHENEVER THE USE OF THE ABOVE VALUES RESULTS IN THE ASSESSMENT OF ANTIDUMPING DUTIES, REQUIRE OF THE IMPORTER, PRIOR TO LIQUIDATION, THE REIMBURSEMENT STATEMENT DESCRIBED IN SECTION 353.26 OF THE COMMERCE DEPARTMENT REGULATIONS. COMMERCE HAS AUTHORIZED CUSTOMS TO DOUBLE THE ANTIDUMPING DUTIES IF THE IMPORTER HAS BEEN REIMBURSED OR FAILS TO RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT.

6. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT, WHICH REQUIRES INTEREST ON OVERPAYMENTS OR UNDERPAYMENTS OF THE

AMOUNT DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES, FOR MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER THE DATE OF PUBLICATION OF THE ANTIDUMPING FINDING. 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. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED DUTIES THROUGH THE DATE OF LIQUIDATION.

7. YOU MAY RELEASE APPRAISED VALUES TO THE INDIVIDUAL IMPORTER CONCERNED OR HIS AUTHORIZED REPRESENTATIVE. YOU MAY NOT RELEASE ANY DETAILS OF THE CALCULATIONS OF APPRAISED VALUES WITHOUT AUTHORIZATION OF CUSTOMS SERVICE HEADQUARTERS.

8. EFFECTIVE AS OF THE DATE OF ISSUANCE OF THIS MASTER LIST BY THE C.I.E., YOU SHOULD NO LONGER SUSPEND LIQUIDATION OF ENTRIES COVERED BY THIS MASTER LIST AND YOU SHOULD PROCEED WITH LIQUIDATION ACCORDINGLY.

9. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT THE IMPORT SPECIALIST DIVISION, OTHER AGENCY BRANCH, VIA E-MAIL BY USING ATTRIBUTE HQ OAB. THE IMPORTING PUBLIC AND INTERESTING PARTIES SHOULD CONTACT ARTHUR DUBOIS ON (202) 377-8312, OFFICE OF ANTIDUMPING COMPLIANCE, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.

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

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Company Details

*Party Indicator Value:

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