

MESSAGE NO: 2219204 MESSAGE DATE: 08/07/2002
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: PRE-Preliminary PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-428-834

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/29/2002 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: AMENDED PRELIMINARY DETERMINATION IN THE DUMPING INVESTIGATION OF
STEEL PRODUCTS FROM GERMANY A-428-834

MESSAGE NO: 2219204 DATE: 08 07 2002

CATEGORY: ADA TYPE: PRE

REFERENCE: REFERENCE DATE:

CASES: A - 428 - 834 - -

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PERIOD COVERED: 05 29 2002 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: AMENDED PRELIMINARY DETERMINATION IN THE DUMPING
INVESTIGATION OF STEEL PRODUCTS FROM GERMANY A-428-834

1. THIS IS A CORRECTION OF MESSAGE 2168202 ON 06/17/2002.
THE CUSTOMS ID NUMBER FOR THYSSEN KRUPP STAHL AG AND ALL OTHERS
OF THE ABOVE-REFERENCED MESSAGE IS INCORRECT. THE CORRECT
CUSTOMS ID NUMBER IS IN PARAGRAPH 4.

2. ON MAY 29, 2002, THE DEPARTMENT OF COMMERCE PUBLISHED IN
THE FEDERAL REGISTER ITS PRELIMINARY DETERMINATION OF SALES AT
LESS

THAN FAIR VALUE IN THE ANTIDUMPING DUTY INVESTIGATION OF CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM GERMANY (67 FR 37385). FOR PURPOSES OF THIS INVESTIGATION, THE TERM "COLD-ROLLED CARBON STEEL FLAT PRODUCTS" INCLUDES COLD-ROLLED (COLD-REDUCED) FLAT-ROLLED CARBON-QUALITY STEEL PRODUCTS, NEITHER CLAD, PLATED, NOR COATED WITH METAL, BUT WHETHER OR NOT ANNEALED, PAINTED, VARNISHED, OR COATED WITH PLASTICS OR OTHER NON-METALLIC SUBSTANCES, BOTH IN COILS, 0.5 INCH WIDE OR WIDER, (WHETHER OR NOT IN SUCCESSIVELY SUPERIMPOSED LAYERS AND/OR OTHERWISE COILED, SUCH AS SPIRALLY OSCILLATED COILS), AND ALSO IN STRAIGHT LENGTHS, WHICH, IF LESS THAN 4.75 MM IN THICKNESS HAVING A WIDTH THAT IS 0.5 INCH OR GREATER AND THAT MEASURES AT LEAST 10 TIMES THE THICKNESS; OR, IF OF A THICKNESS OF 4.75 MM OR MORE, HAVING A WIDTH EXCEEDING 150 MM AND MEASURING AT LEAST TWICE THE THICKNESS. THE PRODUCTS DESCRIBED ABOVE MAY BE RECTANGULAR, SQUARE, CIRCULAR OR OTHER SHAPE AND INCLUDE PRODUCTS OF EITHER RECTANGULAR OR NON-RECTANGULAR CROSS-SECTION.

SPECIFICALLY INCLUDED IN THIS SCOPE ARE VACUUM DEGASSED, FULLY STABILIZED (COMMONLY REFERRED TO AS INTERSTITIAL-FREE ("IF")) STEELS, HIGH STRENGTH LOW ALLOY ("HSLA") STEELS, AND MOTOR LAMINATION STEELS. "IF" STEELS ARE RECOGNIZED AS LOW CARBON STEELS WITH MICRO-ALLOYING LEVELS OF ELEMENTS SUCH AS TITANIUM AND/OR NIOBIUM ADDED TO STABILIZE CARBON AND NITROGEN ELEMENTS.

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HSLA" STEELS ARE RECOGNIZED AS STEELS WITH MICRO-ALLOYING LEVELS OF ELEMENTS SUCH AS CHROMIUM, COPPER, NIOBIUM, TITANIUM, VANADIUM, AND MOLYBDENUM. MOTOR LAMINATION STEELS CONTAIN MICRO-ALLOYING LEVELS OF ELEMENTS SUCH AS SILICON AND ALUMINUM.

STEEL PRODUCTS INCLUDED IN THE SCOPE OF THIS INVESTIGATION, REGARDLESS OF DEFINITIONS IN THE HARMONIZED TARIFF SCHEDULES OF THE UNITED STATES ("HTSUS"), ARE PRODUCTS IN WHICH: (1) IRON PREDOMINATES, BY WEIGHT, OVER EACH OF THE OTHER CONTAINED ELEMENTS; (2) THE CARBON CONTENT IS 2 PERCENT OR LESS, BY WEIGHT, AND; (3) NONE OF THE ELEMENTS LISTED BELOW EXCEEDS THE QUANTITY, BY WEIGHT, RESPECTIVELY INDICATED: 1.80 PERCENT OF MANGANESE, OR 2.25 PERCENT OF SILICON, OR 1.00 PERCENT OF COPPER, OR 0.50

PERCENT OF ALUMINUM, OR 1.25 PERCENT OF CHROMIUM, OR 0.30 PERCENT OF COBALT, OR 0.40 PERCENT OF LEAD, OR 1.25 PERCENT OF NICKEL, OR 0.30 PERCENT OF TUNGSTEN, OR 0.10 PERCENT OF MOLYBDENUM, OR 0.10 PERCENT OF NIOBIUM (ALSO CALLED COLUMBIUM), OR 0.15 PERCENT OF VANADIUM, OR 0.15 PERCENT OF ZIRCONIUM.

ALL PRODUCTS THAT MEET THE WRITTEN PHYSICAL DESCRIPTION, AND IN WHICH THE CHEMISTRY QUANTITIES DO NOT EXCEED ANY ONE OF THE NOTED ELEMENT LEVELS LISTED ABOVE, ARE WITHIN THE SCOPE OF THIS INVESTIGATION UNLESS SPECIFICALLY EXCLUDED.

THE MERCHANDISE SUBJECT TO THIS INVESTIGATION IS TYPICALLY CLASSIFIED IN THE HTSUS AT SUBHEADINGS:

7209.15.0000, 7209.16.0030, 7209.16.0060, 7209.16.0090, 7209.17.0030, 7209.17.0060, 7209.17.0090, 7209.18.1530, 7209.18.1560, 7209.18.2550, 7209.18.6000, 7209.25.0000, 7209.26.0000, 7209.27.0000, 7209.28.0000, 7209.90.0000, 7210.70.3000, 7210.90.9000, 7211.23.1500, 7211.23.2000, 7211.23.3000, 7211.23.4500, 7211.23.6030, 7211.23.6060, 7211.23.6085, 7211.29.2030, 7211.29.2090, 7211.29.4500, 7211.29.6030, 7211.29.6080, 7211.90.0000, 7212.40.1000, 7212.40.5000, 7212.50.0000, 7225.19.0000, 7225.50.6000, 7225.50.7000, 7225.50.8010, 7225.50.8085, 7225.99.0090, 7226.19.1000, 7226.19.9000, 7226.92.5000, 7226.92.7050, 7226.92.8050, AND 7226.99.0000.

ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND

U.S. CUSTOMS SERVICE (U.S. CUSTOMS) PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER INVESTIGATION IS DISPOSITIVE.

PLEASE NOTE: THERE ARE A NUMBER OF EXCLUSIONS INCLUDED IN THE SCOPE LANGUAGE OF THIS INVESTIGATION, BUT DUE TO FORMATTING COMPLICATIONS WE ARE UNABLE TO INCLUDE THEM IN THIS EMAIL.

FOR A FULL DESCRIPTION OF THE SCOPE OF THIS INVESTIGATION, PLEASE SEE THE "SCOPE APPENDIX" ATTACHED TO THE NOTICE OF PRELIMINARY

DETERMINATION OF SALES AT LESS THAN FAIR VALUE: CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM ARGENTINA, 67 FR 31181 (MAY 9, 2002), PUBLISHED CONCURRENTLY WITH THE PRELIMINARY DETERMINATION OF SALES AT LESS THAN FAIR VALUE IN THE ANTIDUMPING DUTY INVESTIGATION OF CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM GERMANY.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER A-428-834.

4. FOR IMPORTS OF CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM GERMANY, THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATIONS OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER MAY 29, 2002. EFFECTIVE MAY 29, 2002 CUSTOMS SHALL REQUIRE, FOR SUCH ENTRIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE MARGIN SHOWN BELOW:

MFR/PRODUCER EXPORTER	CUSTOMS ID NUMBER	MARGIN PERCENTAGE
THYSSEN KRUPP STAHL AG	A-428-834-001	8.47%
ALL OTHERS	A-428-834-000	8.47%

5. IN ACCORDANCE WITH THE LONGSTANDING POLICY OF THE 1985 TREASURY DECISION AND MEMORANDUM OF AGREEMENT (MOA) BETWEEN COMMERCE AND

CUSTOMS, T.D. 85-145, AT THE DISCRETION OF THE CUSTOMS SERVICE, CUSTOMS OFFICERS MAY ACCEPT EITHER A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND OR A CONTINUOUS BASIC IMPORTATION AND ENTRY BOND ONLY

IF THE AMOUNT OF THE ESTIMATED ANTIDUMPING DUTY IS LESS THAN FIVE PERCENT AD VALOREM (OR THE EQUIVALENT). OTHERWISE, WHERE THE IMPORTER HAS THE OPTION TO POST A BOND FOR ESTIMATED ANTIDUMPING

DUTIES, CUSTOMS OFFICERS MUST REQUIRE A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND PURSUANT TO T.D. 85-145. AS HAS BEEN THE CASE SINCE THE MOA AND TREASURY DECISION, YOU ARE INSTRUCTED TO ADHERE TO THE REQUIREMENTS OF T.D. 85-145 WITH RESPECT TO THESE BONDING REQUIREMENTS.

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." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT CHARLES RAST OR ANYA NASCHAK, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-1324 OR (202) 482-6375, RESPECTIVELY.

7. 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