

MESSAGE NO: 2301203 MESSAGE DATE: 10/28/2002  
MESSAGE STATUS: Active CATEGORY: Countervailing  
TYPE: ORD-Order PUBLIC  NON-PUBLIC   
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): C-122-841, C-351-833

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 10/22/2002 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: COUNTERVAILING DUTY ORDERS ON WIRE ROD FROM BRAZIL (C-351-833) AND CANADA (C-122-841)

MESSAGE NO: 2301203 DATE: 10 28 2002

CATEGORY: CVD TYPE: ORD

REFERENCE: REFERENCE DATE:

CASES: C - 351 - 833 C - 122 - 841

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PERIOD COVERED: 10 22 2002 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: COUNTERVAILING DUTY ORDERS ON WIRE ROD FROM BRAZIL  
(C-351-833) AND CANADA (C-122-841)

1. ON OCTOBER 22, 2002, THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS COUNTERVAILING DUTY ORDERS IN THE INVESTIGATIONS OF CARBON AND CERTAIN ALLOY STEEL WIRE ROD FROM BRAZIL AND CANADA (67 FR 64871).

2. THE MERCHANDISE COVERED BY THESE ORDERS IS CERTAIN HOT-ROLLED PRODUCTS OF CARBON STEEL AND ALLOY STEEL, IN COILS, OF APPROXIMATELY ROUND CROSS SECTION, 5.00 MM OR

MORE, BUT LESS THAN 19.00 MM, IN SOLID CROSS-SECTIONAL DIAMETER ("SUBJECT MERCHANDISE" OR "WIRE ROD").

SPECIFICALLY EXCLUDED ARE STEEL PRODUCTS POSSESSING THE ABOVE-NOTED PHYSICAL CHARACTERISTICS AND MEETING THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS") DEFINITIONS FOR (A) STAINLESS STEEL; (B) TOOL STEEL; (C) HIGH NICKEL STEEL; (D) BALL BEARING STEEL; AND (E) CONCRETE REINFORCING BARS AND RODS. ALSO EXCLUDED ARE (F) FREE MACHINING STEEL PRODUCTS (I.E., PRODUCTS THAT CONTAIN BY WEIGHT ONE OR MORE OF THE FOLLOWING ELEMENTS: 0.03 PERCENT OR MORE OF LEAD, 0.05 PERCENT OR MORE OF BISMUTH, 0.08 PERCENT OR MORE OF SULFUR, MORE THAN 0.04 PERCENT OF PHOSPHORUS, MORE THAN 0.05 PERCENT OF SELENIUM, OR MORE THAN 0.01 PERCENT OF TELLURIUM).

ALSO EXCLUDED FROM THE SCOPE ARE 1080 GRADE TIRE CORD QUALITY WIRE ROD AND 1080 GRADE TIRE BEAD QUALITY WIRE ROD. GRADE 1080 TIRE CORD QUALITY ROD IS DEFINED AS: (I) GRADE 1080 TIRE CORD QUALITY WIRE ROD MEASURING 5.0 MM OR MORE BUT NOT MORE THAN 6.0 MM IN CROSS-SECTIONAL DIAMETER; (II) WITH AN AVERAGE PARTIAL DECARBURIZATION OF NO MORE THAN 70 MICRONS IN DEPTH (MAXIMUM INDIVIDUAL 200 MICRONS); (III) HAVING NO INCLUSIONS GREATER THAN 20 MICRONS; (IV) HAVING A CARBON SEGREGATION PER HEAT AVERAGE OF 3.0 OR BETTER USING EUROPEAN METHOD NFA 04-114; (V) HAVING A SURFACE QUALITY WITH NO SURFACE DEFECTS OF A LENGTH GREATER THAN 0.15 MM; (VI) CAPABLE OF BEING DRAWN TO A DIAMETER OF 0.30 MM OR LESS WITH 3 OR FEWER BREAKS PER TON; AND (VII) CONTAINING BY WEIGHT THE FOLLOWING ELEMENTS IN THE PROPORTIONS SHOWN: (1) 0.78 PERCENT OR MORE OF CARBON, (2) LESS THAN 0.01 PERCENT OF ALUMINUM, (3) 0.040 PERCENT OR LESS, IN THE AGGREGATE, OF PHOSPHORUS AND SULFUR, (4) 0.006 PERCENT OR LESS OF NITROGEN, AND (5) NOT MORE THAN 0.15 PERCENT, IN THE AGGREGATE, OF COPPER, NICKEL AND CHROMIUM.

GRADE 1080 TIRE BEAD QUALITY ROD IS DEFINED AS: (I) GRADE 1080 TIRE BEAD QUALITY WIRE ROD MEASURING 5.5 MM OR MORE BUT

NOT MORE THAN 7.0 MM IN CROSS-SECTIONAL DIAMETER; (II) WITH AN AVERAGE PARTIAL DECARBURIZATION OF NO MORE THAN 70 MICRONS IN DEPTH (MAXIMUM INDIVIDUAL 200 MICRONS); (III) HAVING NO INCLUSIONS GREATER THAN 20 MICRONS; (IV) HAVING A CARBON SEGREGATION PER HEAT AVERAGE OF 3.0 OR BETTER USING EUROPEAN METHOD NFA 04-114; (V) HAVING A SURFACE QUALITY WITH NO SURFACE DEFECTS OF A LENGTH GREATER THAN 0.2 MM; (VI) CAPABLE OF BEING DRAWN TO A DIAMETER OF 0.78 MM OR LARGER WITH 0.5 OR FEWER BREAKS PER TON; AND (VII) CONTAINING BY WEIGHT THE FOLLOWING ELEMENTS IN THE PROPORTIONS SHOWN: (1) 0.78 PERCENT OR MORE OF CARBON, (2) LESS THAN 0.01 PERCENT OF SOLUBLE ALUMINUM, (3) 0.040 PERCENT OR LESS, IN THE AGGREGATE, OF PHOSPHORUS AND SULFUR, (4) 0.008 PERCENT OR LESS OF NITROGEN, AND (5) EITHER NOT MORE THAN 0.15 PERCENT, IN THE AGGREGATE, OF COPPER, NICKEL AND CHROMIUM (IF CHROMIUM IS NOT SPECIFIED), OR NOT MORE THAN 0.10 PERCENT IN THE AGGREGATE OF COPPER AND NICKEL AND A CHROMIUM CONTENT OF 0.24 TO 0.30 PERCENT (IF CHROMIUM IS SPECIFIED).

THE DESIGNATION OF THE PRODUCTS AS "TIRE CORD QUALITY" OR "TIRE BEAD QUALITY" INDICATES THE ACCEPTABILITY OF THE PRODUCT FOR USE IN THE PRODUCTION OF TIRE CORD, TIRE BEAD, OR WIRE FOR USE IN OTHER RUBBER REINFORCEMENT APPLICATIONS SUCH AS HOSE WIRE. THESE QUALITY DESIGNATIONS ARE PRESUMED TO INDICATE THAT THESE PRODUCTS ARE BEING USED IN TIRE CORD, TIRE BEAD, AND OTHER RUBBER REINFORCEMENT APPLICATIONS, AND SUCH MERCHANDISE INTENDED FOR THE TIRE CORD, TIRE BEAD, OR OTHER RUBBER REINFORCEMENT APPLICATIONS IS NOT INCLUDED IN THE SCOPE. HOWEVER, SHOULD PETITIONERS OR OTHER INTERESTED PARTIES PROVIDE A REASONABLE BASIS TO BELIEVE OR SUSPECT THAT THERE EXISTS A PATTERN OF IMPORTATION OF SUCH PRODUCTS FOR OTHER THAN THOSE APPLICATIONS, END-USE CERTIFICATION FOR THE IMPORTATION OF SUCH PRODUCTS MAY BE REQUIRED. UNDER SUCH CIRCUMSTANCES, ONLY THE IMPORTERS OF RECORD WOULD NORMALLY BE REQUIRED TO CERTIFY THE END USE OF THE IMPORTED MERCHANDISE. ALL PRODUCTS MEETING THE PHYSICAL DESCRIPTION OF SUBJECT MERCHANDISE THAT ARE NOT SPECIFICALLY EXCLUDED ARE

INCLUDED IN THIS SCOPE.

THE PRODUCTS COVERED BY THESE ORDERS ARE CURRENTLY CLASSIFIABLE UNDER SUBHEADINGS 7213.91.3010, 7213.91.3090, 7213.91.4510, 7213.91.4590, 7213.91.6010, 7213.91.6090, 7213.99.0031, 7213.99.0038, 7213.99.0090, 7227.20.0010, 7227.20.0020, 7227.20.0090, 7227.20.0095, 7227.90.6051, 7227.90.6053, 7227.90.6058, AND 7227.90.6059 OF THE HTSUS.

ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE SCOPE OF THESE ORDERS IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES, THESE CASES HAVE BEEN ASSIGNED THE FOLLOWING INVESTIGATION NUMBERS:

BRAZIL	C-351-833
CANADA	C-122-841

4. FOR IMPORTS OF CARBON AND CERTAIN ALLOY STEEL WIRE ROD FROM BRAZIL, THE CUSTOMS SERVICE SHALL CONTINUE TO SUSPEND LIQUIDATION OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER AUGUST 30, 2002. EFFECTIVE OCTOBER 22, 2002 CUSTOMS SHALL REQUIRE A CASH DEPOSIT EQUAL TO THE SUBSIDY RATES SHOWN BELOW:

BRAZIL		
MFR/PRODUCER/	CUSTOMS ID NUMBER: AD VALOREM	
EXPORTER:	SUBSIDY RATE:	
COMPHANIA SIDERURGICA		
BELGO-MINEIRA	C-351-833-001	6.74
GERDAU, S.A.	C-351-833-002	2.76
ALL OTHERS	C-351-833-000	5.64

5. FOR IMPORTS OF CARBON AND CERTAIN ALLOY STEEL WIRE ROD FROM CANADA (EXCEPT FOR SUBJECT MERCHANDISE BOTH PRODUCED AND EXPORTED BY IVACO, INC. AND STELCO, INC., WHICH BOTH RECEIVED A ZERO FINAL RATE AND ARE EXCLUDED FROM THE ORDER), THE CUSTOMS SERVICE SHALL CONTINUE TO SUSPEND LIQUIDATION ON

ALL SHIPMENTS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION MADE DURING THE PERIOD, FEBRUARY 8, 2002 THROUGH JUNE 7, 2002. THE CUSTOMS SERVICE SHALL ALSO SUSPEND LIQUIDATION OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER OCTOBER 22, 2002. EFFECTIVE OCTOBER 22, 2002 CUSTOMS SHALL REQUIRE A CASH DEPOSIT EQUAL TO THE SUBSIDY RATES SHOWN BELOW:

CANADA

MFR/PRODUCER/ EXPORTER:	CUSTOMS ID NUMBER:	AD VALOREM SUBSIDY RATE:
ISPAT SIDBEC, INC.	C-122-841-003	6.61
IVACO, INC.	C-122-841-002	EXCLUDED
STELCO, INC.	C-122-841-001	EXCLUDED
ALL OTHERS	C-122-841-000	6.61

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 MELANI MILLER AT 202-482-0116 (BRAZIL) AND CRAIG MATNEY AT 482-1778 (CANADA), OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE.

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