

MESSAGE NO: 2296205 MESSAGE DATE: 10/23/2002
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: FIN-Final Determination PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-427-822

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 10/03/2002 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: NOTICE OF THE FINAL DETERMINATION IN AN ANTIDUMPING DUT DUTY INVESTIGATION OF CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM FRANCE (A-427-822)

MESSAGE NO: 2296205

DATE: 10 23 2002

CATEGORY: ADA

TYPE: FIN

REFERENCE:

REFERENCE DATE:

CASES: A - 427 - 822

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PERIOD COVERED: 10 03 2002 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NOTICE OF THE FINAL DETERMINATION IN AN ANTIDUMPING DUT DUTY INVESTIGATION OF CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM FRANCE (A-427-822)

1. ON OCTOBER 3, 2002, THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS FINAL DETERMINATION OF SALES AT LESS THAN FAIR VALUE OF CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM FRANCE.

2. FOR PURPOSES OF THIS INVESTIGATION, THE PRODUCTS COVERED ARE CERTAIN 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.

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 HTSUS, ARE PRODUCTS IN WHICH:

- (1) IRON PREDOMINATES, BY WEIGHT, OVER EACH OF THE OTHER CONTAINED ELEMENTS;
- (2) THE CARBON CONTENT IS 2% OR LESS, BY WEIGHT, AND;
- (3) NONE OF THE ELEMENTS LISTED BELOW EXCEEDS THE QUANTITY, BY WEIGHT, RESPECTIVELY INDICATED: 1.80% OF MANGANESE, OR
2.25% OF SILICON, OR
1.00% OF COPPER, OR
0.50% OF ALUMINUM, OR
1.25% OF CHROMIUM, OR
0.30% OF COBALT, OR

0.40% OF LEAD, OR
1.25% OF NICKEL, OR
0.30% OF TUNGSTEN, OR
0.10% OF MOLYBDENUM, OR
0.10% OF NIOBIUM (ALSO
CALLED COLUMBIUM), OR
0.15% OF VANADIUM, OR
0.15% 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:

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 " APPENDIX I" ATTACHED TO THE NOTICE OF CORRECTION TO FINAL DETERMINATION OF SALES AT LESS THAN FAIR VALUE: CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM AUSTRALIA, 67 FR 52934 (AUGUST 14, 2002).

FOR A COMPLETE DISCUSSION OF THE COMMENTS RECEIVED ON THE PRELIMINARY SCOPE RULINGS, SEE THE MEMORANDUM REGARDING "ISSUES AND DECISION MEMORANDUM FOR THE FINAL SCOPE RULINGS IN THE ANTIDUMPING DUTY INVESTIGATIONS ON CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM ARGENTINA, AUSTRALIA, BELGIUM, BRAZIL, FRANCE, GERMANY, INDIA, JAPAN, KOREA, THE NETHERLANDS, NEW ZEALAND, THE PEOPLE'S REPUBLIC OF CHINA, THE RUSSIAN FEDERATION, SOUTH AFRICA, SPAIN, SWEDEN, TAIWAN, THAILAND, TURKEY, AND VENEZUELA, AND IN THE COUNTERVAILING DUTY INVESTIGATIONS OF CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM ARGENTINA, BRAZIL, FRANCE, AND KOREA," DATED JULY 10, 2002,

WHICH IS ON FILE IN THE CENTRAL RECORDS UNIT, ROOM B-099 OF THE

MAIN COMMERCE BUILDING.

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.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED
INVESTIGATION NUMBER A-427-822.

4. FOR IMPORTS OF COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM
FRANCE, THE CUSTOMS SERVICE SHALL CONTINUE TO SUSPEND
LIQUIDATIONS OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM
WAREHOUSE, FOR CONSUMPTION ON OR AFTER MAY 29, 2002. EFFECTIVE
OCTOBER 3, 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/AD VALOREM PERCENTAGE |
|--------------------------|----------------------|---------------------------------|
| USINOR GROUP | A-427-822-001 | 11.59 |
| ALL OTHERS | A-427-822-000 | 11.59 |

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 ANGELICA MENDOZA OR JOHN DRURY, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-3019 OR (202) 482-0195, 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