

MESSAGE NO: 3042115 MESSAGE DATE: 02/11/1993
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-122-820, A-351-814, A-423-803,
A-427-806, A-428-813

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 11/06/1992 TO 02/04/1993

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: PRELIMINARY DETERMINATION OF THE ANTIDUMPING DUTY INVESTIGATION OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM BE, BR, CA, FR AND GERMANY

MESSAGE NO: 3042115

DATE: 02 11 1993

CATEGORY: ADA

TYPE: PRE

REFERENCE:

REFERENCE DATE:

CASES: A - 423 - 803

A - 351 - 814

A - 122 - 820

A - 427 - 806

A - 428 - 813

- -

PERIOD COVERED: 11 06 1992 TO 02 04 1993

LIQ SUSPENSION DATE:

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

FROM: DIRECTOR, IMPORT SPECIALIST DIVISION

RE: PRELIMINARY DETERMINATION OF THE ANTIDUMPING DUTY INVESTIGATION OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM BE, BR, CA, FR AND GERMANY

1. THE DEPARTMENT OF COMMERCE WILL PUBLISH ON FEBRUARY 4, 1993, THE NOTICE OF ITS PRELIMINARY DETERMINATIONS OF THE ANTIDUMPING DUTY INVESTIGATIONS OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS, CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS, CERTAIN CORROSION-RESISTANT CARBON STEEL FLAT PRODUCTS, AND CERTAIN CUT-TO-LENGTH CARBON STEEL PLATE FROM VARIOUS COUNTRIES.

2. ONE OF THE FOUR CLASSES OR KINDS OF PRODUCTS COVERED BY THESE

INVESTIGATIONS IS CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS. THESE PRODUCTS INCLUDE HOT-ROLLED CARBON STEEL FLAT PRODUCTS, OF RECTANGULAR SHAPE, OF A WIDTH OF 0.5 INCH OR GREATER, NEITHER CLAD, PLATED NOR COATED WITH METAL, WHETHER OR NOT PAINTED, VARNISHED OR COATED WITH PLASTICS OR OTHER NONMETALLIC SUBSTANCES, IN COILS, OR IN STRAIGHT LENGTHS WHICH ARE LESS THAN 4.75 MILLIMETERS IN THICKNESS AND MEASURING AT LEAST 10 TIMES THE THICKNESS, AS CURRENTLY CLASSIFIABLE IN THE HTSUS UNDER ITEM NUMBERS 7208.11.0000, 7208.12.0000, 7208.13.1000, 7208.13.5000, 7208.14.1000, 7208.14.5000, 7208.21.1000, 7208.21.5000, 7208.22.1000, 7208.22.5000, 7208.23.1000, 7208.23.5030, 7208.23.5090, 7208.24.1000, 7208.24.5030, 7208.24.5090, 7208.34.1000, 7208.34.5000, 7208.35.1000, 7208.35.5000, 7208.44.0000, 7208.45.0000, 7208.90.0000, 7210.70.3000, 7210.90.9000, 7211.12.0000, 7211.19.1000, 7211.19.5000, 7211.22.0090, 7211.29.1000, 7211.29.3000, 7211.29.5000, 7211.29.7030, 7211.29.7060, 7211.29.7090, 7211.90.0000, 7212.40.1000, 7212.40.5000, 7212.50.0000, 7214.30.0000, 7214.40.0010, 7214.50.0010, 7214.60.0010, AND 7215.90.5000.

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

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

BELGIUM	A-423-803	BRAZIL	A-351-814
CANADA	A-122-820	FRANCE	A-427-806
GERMANY	A-428-813		

4. THE DEPARTMENT HAS MADE A PRELIMINARY DETERMINATION THAT CRITICAL CIRCUMSTANCES EXIST WITH RESPECT TO EXPORTS OF HOT-ROLLED STEEL FROM BELGIUM. THEREFORE WE ARE DIRECTING THE CUSTOMS SERVICE TO SUSPEND LIQUIDATION OF SUCH PRODUCTS THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER

NOVEMBER 6, 1992, WHICH IS 90 DAYS PRIOR TO THE DATE OF PUBLICATION OF A PRELIMINARY DETERMINATION IN THE FEDERAL REGISTER AND SHALL REQUIRE A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE ESTIMATED PRELIMINARY MARGIN PERCENTAGERS LISTED BELOW.

BECAUSE OF THE COMPANION COUNTERVAILING DUTY INVESTIGATIONS, WE ARE REDUCING THE AMOUNT OF THE ANTIDUMPING DEPOSIT RATE BY THE AMOUNT OF ANY EXPORT SUBSIDIES FOUND. THIS OFFSET SHALL REMAIN IN EFFECT UNTIL APRIL 6, 1993. AFTER THAT DATE, THE FULL AMOUNT OF THE ANTIDUMPNG DEPOSIT SHALL BE REQUIRED.

FOR ALL EXPORTS OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM BRAZIL, CANADA, FRANCE, AND GERMANY, THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATION OF SUCH PRODUCTS THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE ON OR AFTER FEBRUARY 4, 1993, AND SHALL REQUIRE A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE ESTIMATED PRELIMINARY MARGIN PERCENTAGES LISTED BELOW.

MFR/PROD EXPORTER	CUSTOMS ID NO	DEPOSIT UNTIL	DEPOSIT EFFECTIVE
		4/6/93	4/7/93

BELGIUM

COCKERILL SAMBRE	A-423-803-001	4.87%	4.87%
SIDMAR	A-423-803-004	4.87%	4.87%
ALL OTHERS	A-423-803-000	4.87%	4.87%

BRAZIL

CSN	A-351-814-003	25.47%	25.47%
COSIPA	A-351-814-001	87.00%	87.00%
USIMINAS	A-351-814-002	24.16%	24.16%
ALL OTHERS	A-351-814-000	45.54%	45.54%

CANADA

DOFASCO INC	A-122-820-001	2.85%	2.85%
IPSCO	A-122-820-002	1.05%	1.05%

STELCO INC	A-122-820-003	10.80%	10.80%
ALL OTHERS	A-122-820-000	3.99%	3.99%

FRANCE

USINOR	A-427-806-001	12.39%	12.39%
ALL OTHERS	A-427-806-000	12.39%	12.39%

GERMANY

KLOCKNER STAHL AG	A-428-813-005	29.02%	29.02%
PREUSSAG STAHL AG	A-428-813-002	29.02%	29.02%
ALL OTHERS	A-428-813-000	29.02%	29.02%

5. IN GENERAL, THE DEPOSIT RATE REQUIRED ON EACH ENTRY WILL BE THAT ASSIGNED TO THE MANUFACTURER OF THE FLAT-ROLLED STEEL PRODUCT. FOR THE ENTRY TO BE ACCEPTED, THE NAME OF THE MANUFACTURER MUST BE CLEARLY IDENTIFIED.

IN THE EVENT THAT THE EXPORTER IS A RESELLER, TRADING COMPANY, OR STEEL SERVICE CENTER, THE FOLLOWING INSTRUCTIONS SHOULD BE FOLLOWED:

(1) IF THE RESELLER, ETC., SIMPLY RE-SELLS THE FLAT-ROLLED STEEL PRODUCT, A DEPOSIT OR BOND EQUAL TO THE RATE ASSIGNED TO THE MANUFACTURER WILL BE REQUIRED.

(2) IF THE RESELLER, ETC., DOES SOME FURTHER PROCESSING BUT DOES NOT TRANSFORM THE FLAT-ROLLED STEEL PRODUCT INTO A CLASS OR KIND OF MERCHANDISE DIFFERENT THAN THAT PURCHASED FROM THE MANUFACTURE, A DEPOSIT OR BOND EQUAL TO THE RATE ASSIGNED TO THE MANUFACTURER WILL BE REQUIRED. (E.G., IF A RESELLER PURCHASES A FOUR-FOOT WIDE COIL OF HOT-ROLLED STEEL AND SLITS IT INTO FOUR ONE-FOOT WIDE COILS OF HOT-ROLLED STEEL.)

(3) IF THE RESELLER, ETC., DOES FURTHER PROCESSING AND CHANGES THE PRODUCT INTO A DIFFERENT CLASS OR KIND OF MERCHANDISE, A DEPOSIT OR BOND EQUAL TO THE "ALL OTHER" RATE FOR THE NEW CLASS OR KIND OF MERCHANDISE WILL BE REQUIRED. (E.G., IF A RESELLER GALVANIZED HOT-ROLLED COIL, THE "ALL OTHERS" RATE FOR CORROSION-RESISTANT STEEL WOULD APPLY.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT THE IMPORT SPECIALIST DIVISION, OTHER AGENCY BRANCH BY E-MAIL TO ATTRIBUTE "HQ OAB". OTHER INTERESTED PARTIES SHOULD CONTACT DAVID GOLDBERGER, OR STEVE ALLEY, OFFICE OF ANTIDUMPING INVESTIGATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE AT (202) 482-4136 OR (202) 482-5288 RESPECTIVELY FOR EUROPEAN INVESTIGATIONS. FOR ALL OTHER CASES CONTACT EITHER RICHARD WEIBLE OR ED YANG, OFFICE OF AGREEMENTS COMPLIANCE AT (202) 482-3793.

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

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

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