

MESSAGE NO: 3056201 MESSAGE DATE: 02/25/2003  
MESSAGE STATUS: Active CATEGORY: Countervailing  
TYPE: LIQ-Liquidation PUBLIC  NON-PUBLIC   
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): C-507-501

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 10/01/2000 TO 09/30/2001

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION OF PISTACHIOS FROM IRAN EXPORTED BY TEHRAN NEGAH NIMA TRADING CO. (C-507-501-002)

MESSAGE NO: 3056201 DATE: 02 25 2003

CATEGORY: CVD TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: C - 507 - 501 - -

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PERIOD COVERED: 10 01 2000 TO 09 30 2001

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION OF PISTACHIOS FROM IRAN EXPORTED BY TEHRAN NEGAH NIMA TRADING CO. (C-507-501-002)

1. THE DEPARTMENT OF COMMERCE HAS PUBLISHED IN THE FEDERAL REGISTER ON 01/31/2003 (68 FR 4997) THE FINAL RESULTS OF ITS NEW SHIPPER REVIEW OF A CERTAIN MANUFACTURER/EXPORTER SUBJECT TO THE COUNTERVAILING DUTY ORDER (C-507-501) ON CERTAIN IN-SHELL (RAW) PISTACHIOS FROM IRAN FOR THE PERIOD OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001.

2. IMPORTS COVERED BY THIS REVIEW ARE RAW, IN-SHELL PISTACHIO

NUTS FROM WHICH THE HULLS HAVE BEEN REMOVED, LEAVING THE INNER HARD SHELLS AND EDIBLE MEATS, FROM IRAN. THE MERCHANDISE UNDER REVIEW IS CURRENTLY CLASSIFIABLE UNDER ITEM 0802.50.20.00 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, OUR WRITTEN DESCRIPTION OF THE SCOPE OF THIS PROCEEDING IS DISPOSITIVE.

3. THE NET SUBSIDY WAS FOUND TO BE 23.18 PERCENT AD VALOREM FOR THE PERIOD OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001.

4. ACCORDINGLY, YOU ARE NOW INSTRUCTED TO LIQUIDATE ALL SHIPMENTS OF CERTAIN IN SHELL (RAW) PISTACHIOS FROM IRAN, EXPORTED BY THE EXPORTER LISTED BELOW, AND ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION DURING THE PERIOD OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001.

ID NUMBER            COMPANY NAME

C-507-501-002      EXPORTER:  
                          TEHRAN NEGAH TRADING COMPANY, INC. (NIMA)

5. FOR ALL SHIPMENTS OF CERTAIN IN SHELL (RAW) PISTACHIOS FROM IRAN EXPORTED BY TEHRAN NEGAH TRADING COMPANY, INC. (NIMA) ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION DURING THE PERIOD 10/01/00 THROUGH 09/30/01, ASSESS A COUNTERVAILING LIABILITY EQUAL TO 23.18 PERCENT OF THE ENTERED VALUE.

6. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAYS INTEREST ON OVERPAYMENTS AND ASSESS INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAIL DUTY

ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED COUNTERVAILING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. 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.

7. THE SUSPENSION OF LIQUIDATION ORDERED FOR THIS MERCHANDISE EXPORTED ON OR BEFORE SEPTEMBER 30, 2001, IS LIFTED. SUSPENSION OF LIQUIDATION FOR ALL ENTRIES OF THIS MERCHANDISE EXPORTED AFTER SEPTEMBER 30, 2001 WILL CONTINUE.

8. 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 INTERESTED PARTIES SHOULD CONTACT DARLA BROWN, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, DEPARTMENT OF COMMERCE AT (202) 482-2849.

9. 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