

MESSAGE NO: 3194114 MESSAGE DATE: 07/13/1993
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-421-804, A-423-804, A-470-802

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/09/1993 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: FINAL DETERMINATIONS OF ANTIDUMPING INVESTIGATIONS OF CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM BELGIUM, NETHERLANDS, AND SPAIN

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CASES: A - 423 - 804 A - 421 - 804

A - 470 - 802 - -

- - - -

PERIOD COVERED: 07 09 1993 TO

LIQ SUSPENSION DATE:

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

FROM: DIRECTOR, IMPORT SPECIALIST DIVISION

RE: FINAL DETERMINATIONS OF ANTIDUMPING INVESTIGATIONS OF
CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM
BELGIUM, NETHERLANDS, AND SPAIN

1. THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ON JULY 9, 1993, THE FINAL DETERMINATIONS THAT 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 ARE BEING OR ARE LIKELY TO BE, SOLD IN THE UNITED STATES AT LESS THAN FAIR VALUE.

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

INVESTIGATIONS ARE CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS. THESE PRODUCTS INCLUDE COLD-ROLLED (COLD-REDUCED) CARBON STEEL FLAT-ROLLED PRODUCTS, OF RECTANGULAR SHAPE, NEITHER CLAD, PLATED NOR COATED WITH METAL, WHETHER OR NOT PAINTED, VARNISHED OR COATED WITH PLASTICS OR OTHER NONMETALLIC SUBSTANCES, IN COILS, (WHETHER OR NOT IN SUCCESSIVELY SUPERIMPOSED LAYERS) AND OF A WIDTH OF 0.5 INCH OR GREATER, OR IN STRAIGHT LENGTHS WHICH, IF OF A THICKNESS LESS THAN 4.75 MILLIMETERS, ARE OF A WIDTH OF 0.5 INCH OR GREATER AND WHICH MEASURES AT LEAST 10 TIMES THE THICKNESS OR IF OF A THICKNESS OF 4.75 MILLIMETERS OR MORE ARE OF A WIDTH WHICH EXCEEDS 150 MILLIMETERS AND MEASURES AT LEAST TWICE THE THICKNESS, AS CURRENTLY CLASSIFIABLE IN THE HTS UNDER ITEM NUMBERS 7209.11.0000, 7209.12.0030, 7209.12.0090, 7209.13.0030, 7209.13.0090, 7209.14.0030, 7209.14.0090, 7209.21.0000, 7209.22.0000, 7209.23.0000, 7209.24.1000, 7209.24.5000, 7209.31.0000, 7209.32.0000, 7209.33.0000, 7209.34.0000, 7209.41.0000, 7209.42.0000, 7209.43.0000, 7209.44.0000, 7209.90.0000, 7210.70.3000, 7210.90.9000, 7211.30.1030, 7211.30.1090, 7211.30.3000, 7211.30.5000, 7211.41.1000, 7211.41.3030, 7211.41.3090, 7211.41.5000, 7211.41.7030, 7211.41.7060, 7211.41.7090, 7211.49.1030, 7211.49.1090, 7211.49.3000, 7211.49.5030, 7211.49.5060, 7211.49.5090, 7211.90.0000, 7212.40.1000, 7212.40.5000, 7212.50.0000, 7217.11.1000, 7217.11.2000, 7217.11.3000, 7217.19.1000, 7217.19.5000, 7217.21.1000, 7217.29.1000, 7217.29.5000, 7217.31.1000, 7217.39.1000, AND 7217.39.5000.

INCLUDED IN THESE INVESTIGATIONS ARE FLAT-ROLLED PRODUCTS OF NONRECTANGULAR CROSS-SECTION WHERE SUCH CROSS-SECTION IS ACHIEVED

SUBSEQUENT TO THE ROLLING PROCESS (I.E., PRODUCTS WHICH HAVE BEEN "WORKED AFTER ROLLING") -- FOR EXAMPLE, PRODUCTS WHICH HAVE BEEN BEVELLED OR ROUNDED AT THE EDGES. EXCLUDED FROM THESE INVESTIGATIONS IS CERTAIN SHADOW MASK STEEL, I.E., ALUMINUM-KILLED, COLD-ROLLED STEEL COIL THAT IS OPEN-COIL ANNEALED, HAS A CARBON CONTENT OF LESS THAN 0.002 PERCENT, IS OF 0.003 TO 0.012 INCH IN THICKNESS, 15 TO 30 INCHES IN WIDTH, AND

HAS AN ULTRA FLAT, ISOTROPIC SURFACE.

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

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

BELGIUM A-423-804 NETHERLANDS A-421-804
SPAIN A-469-802

THE CUSTOMS IDENTIFICATION NUMBER SHOULD BE USED FOR CUSTOMS IDENTIFICATION PURPOSES ONLY.

SPAIN A-470-802

4. BECAUSE CRITICAL CIRCUMSTANCES EXIST FOR ALL EXPORTS OF CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM SPAIN, THE CUSTOMS SERVICE SHALL CONTINUE 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 THE PRELIMINARY DETERMINATION IN THE FEDERAL REGISTER AND SHALL REQUIRE A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE ESTIMATED MARGIN PERCENTAGES LISTED BELOW:

BECAUSE THE DEPARTMENT NOW DETERMINES THAT CRITICAL CIRCUMSTANCES

DO NOT EXIST, THE RETROACTIVE SUSPENSIONS OF LIQUIDATIONS ORDERED AT THE TIME OF THE PRELIMINARY DETERMINATION ARE TERMINATED FOR ENTRIES OF CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM BELGIUM, ALL CASH DEPOSITS OR BONDS PLACED ON ENTRIES OF COLD-ROLLED STEEL FROM BELGIUM PRIOR TO FEBRUARY 4, 1993, SHALL BE REFUNDED.

FOR ALL EXPORTS OF CERTAIN COLD-ROLLED CARBON STEEL FLAT PRODUCTS FROM THE NETHERLANDS THE CUSTOMS SERVICE SHALL CONTINUE

TO SUSPEND LIQUIDATION OF SUCH PRODUCTS THAT ARE ENTER 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 MARGIN PERCENTAGES LISTED BELOW:

MANUFACTURER/PRODUCER EXPORTER	CUSTOMS IDENTIFICATION NUMBER	MARGIN PERCENTAGE
BELGIUM		
SIDMAR	A-423-804-004	14.73
ALL OTHERS	A-423-804-000	14.73
NETHERLANDS		
HOOGOVENS	A-421-804-001	20.09
ALL OTHERS	A-421-804-000	20.09
SPAIN		
ENSIDESA	A-470-802-001	43.12
ALL OTHERS	A-470-802-000	43.12

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 MANUFACTURER, 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 OTHER" 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 LOUIS APPLE, OFFICE OF ANTIDUMPING INVESTIGATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S.DEPARTMENT OF COMMERCE AT (202) 482-1769.

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

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Company Details

*Party Indicator Value:

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