

MESSAGE NO: 3196204 MESSAGE DATE: 07/15/2003
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-401-004

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 03/01/1993 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION OF STAPLE MACHINES AND STAPLES FROM SWEDEN (A-401-004)

MESSAGE NO: 3196204

DATE: 07 15 2003

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: A - 401 - 004

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PERIOD COVERED: 03 01 1993 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION OF STAPLE MACHINES AND STAPLES FROM SWEDEN
(A-401-004)

1. SINCE THE DEPARTMENT RECEIVED NO OBJECTIONS TO THE REVOCATION OF THIS FINDING BY AN INTERESTED PARTY, AND NO REVIEW WAS REQUESTED FOR FIVE CONSECUTIVE REVIEW PERIODS, THE DEPARTMENT CONCLUDED THAT THE ANTIDUMPING DUTY ORDER ON STAPLE MACHINES AND

STAPLES FROM SWEDEN WAS NO LONGER OF INTEREST TO INTERESTED PARTIES AND REVOKED THIS ANTIDUMPING DUTY ORDER AND PUBLISHED THE REVOCATION IN THE FEDERAL REGISTER (59 FR 29416) ON

06/07/1994. THE EFFECTIVE DATE OF REVOCATION WAS 12/01/1993.

2. THE DEPARTMENT ASSUMES THAT THE U.S. BUREAU OF CUSTOMS AND BORDER PROTECTION (CUSTOMS) TERMINATED THE SUSPENSION OF LIQUIDATION FOR ALL SHIPMENTS OF STAPLE MACHINES AND STAPLES FROM SWEDEN (A-401-004) ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 12/01/1993 AND LIQUIDATED ALL ENTRIES OF THE SUBJECT PRODUCT THAT WERE SUSPENDED ON OR AFTER 12/01/1993 WITHOUT REGARD TO ANTIDUMPING DUTIES (I.E., RELEASE ALL BONDS AND REFUND ALL CASH DEPOSITS). IF, HOWEVER, ENTRIES REMAIN OF FRESH CUT FLOWERS FROM CANADA SUSPENDED ON OR AFTER 03/01/1993, BCBP IS DIRECTED TO LIQUIDATE THOSE ENTRIES WITHOUT REGARD TO ANTIDUMPING DUTIES.

3. THE ASSESSMENT OF ANTIDUMPING DUTIES BY BCBP ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT 1930. SECTION 778 REQUIRES THAT BCBP PAYS INTEREST ON OVERPAYMENTS AND ASSESS INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES 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.

4. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY BCBP OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT RON TRENTAM AT "RON__TRENTAM AT ITA.DOC.GOV" OR AT AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, DEPARTMENT OF COMMERCE AT (202) 482-6320.

5. 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