

MESSAGE NO: 3243111 MESSAGE DATE: 08/31/1993
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: ORD-Order PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-201-209, C-351-209, C-423-209,
C-428-209, C-470-209

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 08/17/1993 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: NOTICE OF COUNTERVAILING DUTY ORDERS ON CERTAIN CUT-TO-LENGTH
CARBON STEEL PLATE FROM BELGIUM, BRAZIL, GERMANY, MEXICO, AND SPAIN

MESSAGE NO: 3243111

DATE: 08 31 1993

CATEGORY: CVD

TYPE: ORD

REFERENCE:

REFERENCE DATE:

CASES: C - 423 - 209

C - 351 - 209

C - 428 - 209

C - 201 - 209

C - 470 - 209

- -

PERIOD COVERED: 08 17 1993 TO

LIQ SUSPENSION DATE:

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

FROM: DIRECTOR, IMPORT SPECIALIST DIVISION

RE: NOTICE OF COUNTERVAILING DUTY ORDERS ON CERTAIN
CUT-TO-LENGTH CARBON STEEL PLATE FROM BELGIUM, BRAZIL,
GERMANY, MEXICO, AND SPAIN

1. THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ON JULY 9, 1993, THE NOTICE OF ITS FINAL AFFIRMATIVE COUNTERVAILING DUTY DETERMINATIONS REGARDING CERTAIN CUT-TO-LENGTH CARBON STEEL PLATE FROM BELGIUM, BRAZIL, GERMANY, MEXICO, AND SPAIN.

2. ON AUGUST 9, 1993, THE INTERNATIONAL TRADE COMMISSION (ITC) NOTIFIED THE DEPARTMENT OF COMMERCE OF ITS DETERMINATIONS THAT IMPORTS OF CERTAIN CUT-TO-LENGTH CARBON STEEL PLATE FROM BELGIUM,

BRAZIL, GERMANY, MEXICO, AND SPAIN ARE MATERIALLY INJURING A U.S. INDUSTRY. AS A RESULT, THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ON AUGUST 17, 1993, NOTICE OF ITS COUNTERVAILING DUTY ORDERS.

3. THE PRODUCT COVERED BY THESE ORDERS IS CERTAIN CUT-TO-LENGTH CARBON STEEL PLATE. THIS PRODUCT INCLUDES HOT-ROLLED CARBON STEEL UNIVERSAL MILL PLATES (I.E., FLAT-ROLLED PRODUCTS ROLLED ON FOUR FACES OR IN A CLOSED BOX PASS, OF A WIDTH EXCEEDING 150 MILLIMETERS BUT NOT EXCEEDING 1,250 MILLIMETERS AND OF A THICKNESS OF NOT LESS THAN 4 MILLIMETERS, NOT IN COILS AND WITHOUT PATTERNS IN RELIEF), OF RECTANGULAR SHAPE, NEITHER CLAD, PLATED NOR COATED WITH METAL, WHETHER OR NOT PAINTED, VARNISHED, OR COATED WITH PLASTICS OR OTHER NONMETALLIC SUBSTANCES; AND CERTAIN HOT-ROLLED CARBON STEEL FLAT-ROLLED PRODUCTS IN STRAIGHT LENGTHS, OF RECTANGULAR SHAPE, HOT-ROLLED, NEITHER CLAD, PLATED, NOR COATED WITH METAL, WHETHER OR NOT PAINTED, VARNISHED, OR COATED WITH PLASTICS OR OTHER NONMETALLIC SUBSTANCES, 4.75 MILLIMETERS OR MORE IN THICKNESS AND OF A WIDTH WHICH EXCEEDS 150 MILLIMETERS AND MEASURES AT LEAST TWICE THE THICKNESS, AS CURRENTLY CLASSIFIABLE IN THE HTS UNDER ITEM NUMBERS: 7208.31.0000, 7208.32.0000, 7208.33.1000, 7208.33.5000, 7208.41.0000, 7208.42.0000, 7208.43.0000, 7208.90.0000, 7210.70.3000, 7210.90.9000, 7211.11.0000, 7211.12.0000, 7211.21.0000, 7211.22.0045, 7211.90.0000, 7212.40.1000, 7212.40.5000, AND 7212.50.0000.

INCLUDED IN THE SCOPE 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 THE SCOPE IS GRADE X-70 PLATE.

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

4. FOR FURTHER REPORTING PURPOSES, THESE CASES HAVE BEEN ASSIGNED THE FOLLOWING INVESTIGATION NUMBERS: BELGIUM (C-423-806), BRAZIL (C-351-818), GERMANY (C-428-817), MEXICO (C-201-810), AND SPAIN (C-469-804).

FOR CUSTOMS PURPOSES ONLY THESE CASES HAVE BEEN ASSIGNED THE FOLLOWING CASE NUMBERS: BELGIUM (C-423-209), BRAZIL (C-351-209), GERMANY (C-428-209), MEXICO (C-201-209), AND SPAIN (C-470-209).

5. PURSUANT TO THE COUNTERVAILING DUTY ORDERS, FIELD OFFICES SHALL REINSTATE THE SUSPENSION OF LIQUIDATION ON ENTRIES, OR WITHDRAWALS FROM WAREHOUSE, FOR CONSUMPTION OF CERTAIN CUT-TO-LENGTH CARBON STEEL PLATE FROM BELGIUM, BRAZIL, GERMANY, MEXICO, AND SPAIN ON OR AFTER AUGUST 17, 1993, AND COLLECT A CASH DEPOSIT FOR SUCH ENTRIES IN THE FOLLOWING AMOUNTS:

MANUFACTURER/ CUSTOMS ID # AD VALOREM
PRODUCER/EXPORTER

BELGIUM

COCKERILL SAMBRE S.A. C-423-209-001 25.97%
COUNTRY-WIDE RATE C-423-209-000 5.85%

BRAZIL

USIMINAS C-351-209-002 5.44%
COSIPA C-351-209-001 48.64%
COUNTRY-WIDE RATE C-351-209-000 23.10%

GERMANY

ILSENBURG C-428-209-001 0.80%

PREUSSAG C-428-209-002 1.72%
THYSSEN C-428-209-003 0.51%
COUNTRY-WIDE RATE C-428-209-000 14.84%

MEXICO

COUNTRY-WIDE RATE C-201-209-000 20.25%

SPAIN

COUNTRY-WIDE RATE C-470-209-000 36.86%

FIELD OFFICES SHALL CONTINUE TO SUSPEND LIQUIDATION ON ALL ENTRIES OF CUT-TO-LENGTH CARBON STEEL PLATE FROM BELGIUM, BRAZIL, GERMANY, MEXICO, AND SPAIN ENTERED OR WITHDRAWN FROM WAREHOUSE

FOR CONSUMPTION DURING THE PERIOD DECEMBER 7, 1992 THROUGH APRIL 5, 1993. ENTRIES MADE ON OR AFTER APRIL 6, 1993 AND PRIOR TO AUGUST 17, 1993 ARE NOT LIABLE FOR THE ASSESSMENT OF COUNTERVAILING DUTIES.

THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL FURTHER NOTICE.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, THEY SHOULD BE REFERRED TO THE IMPORT SPECIALIST DIVISION, OTHER AGENCY BRANCH, VIA EMAIL ATTRIBUTE "HQ OAB". THE FOLLOWING IMPORT COMPLIANCE SPECIALISTS AT THE INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE, OFFICE OF COUNTERVAILING INVESTIGATIONS:

BELGIUM VINCE KANE (202) 482-2815
BRAZIL PHIL PIA (202) 482-3691
GERMANY BETH GRAHAM (202) 482-4105
MEXICO NORBERT GANNON (202) 482-2786
SPAIN STEPHANIE HAGER (202) 482-5055

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