

MESSAGE NO: 3283203 MESSAGE DATE: 10/10/2003
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-588-058

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 04/01/1977 TO 10/31/1977

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION INSTRUCTIONS FOR METAL-WALLED ABOVE GROUND SWIMMING POOLS FROM JAPAN EXPORTED BY ASAHI CHEMICAL INDUSTRY CO., LTD. (A-588-058-001)

MESSAGE NO: 3283203

DATE: 10 10 2003

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REFERENCE:

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CASES: A - 588 - 058

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PERIOD COVERED: 04 01 1977 TO 10 31 1977

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR METAL-WALLED ABOVE GROUND SWIMMING POOLS FROM JAPAN EXPORTED BY ASAHI CHEMICAL INDUSTRY CO., LTD. (A-588-058-001)

THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

1. FOR ALL SHIPMENTS OF METAL-WALLED ABOVE GROUND SWIMMING POOLS FROM JAPAN (A-588-058) EXPORTED BY ASAHI CHEMICAL INDUSTRY CO., LTD. (A-588-058-001) ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION DURING THE PERIOD 04/01/1977 THROUGH

10/31/1977, ASSESS ANTIDUMPING DUTIES AT THE CASH DEPOSIT OR BONDING RATE IN EFFECT (3.5%) AT THE TIME OF ENTRY, SINCE NO REVIEW WAS CONDUCTED FOR THIS MANUFACTURER DURING THIS PERIOD.

2. THESE INSTRUCTIONS CONSTITUTE THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE MERCHANDISE AND PERIOD LISTED ABOVE.

3. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE U.S. BUREAU OF CUSTOMS AND BORDER PROTECTION ("BCBP") ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. THE ASSESSMENT OF INTEREST ON ANTIDUMPING DUTIES APPLIES ONLY TO ENTRY SUMMARIES FOR WHICH A CASH DEPOSIT WAS REQUIRED FOR ESTIMATED ANTIDUMPING DUTIES. THE DEPARTMENT OF COMMERCE DID NOT REQUIRE A CASH DEPOSIT OF ESTIMATED ANTIDUMPING DUTIES ON METAL-WALLED ABOVE GROUND SWIMMING POOLS FROM JAPAN UNTIL 04/13/1982. THEREFORE, INTEREST DOES NOT APPLY TO ANY ENTRIES THAT WERE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION PRIOR TO 04/13/1982.

4. UPON ASSESSMENT OF ANTIDUMPING DUTIES, BCBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF THE COMMERCE DEPARTMENT REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, BCBP SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, BCBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY BCBP OFFICERS, THE IMPORTING PUBLIC AND INTERESTED PARTIES PLEASE CONTACT DAVINA HASHMI AT THE OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE AT (202)482-0984 (GENERATED BY

G204:SEF).

6. 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