

MESSAGE NO: 3309111 MESSAGE DATE: 11/04/1992
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: ADL PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-588-028

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 04/01/1983 TO 03/31/1985

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: ADMINISTRATIVE REVIEW AND LIQUIDATION INSTRUCTIONS ON ROLLER CHAIN,
OTHER THAN BICYCLE, FROM JAPAN

MESSAGE NO: 3309111

DATE: 11 04 1992

CATEGORY: ADA

TYPE: ADL

REFERENCE:

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CASES: A - 588 - 028

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PERIOD COVERED: 04 01 1983 TO 03 31 1985

LIQ SUSPENSION DATE:

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

FROM: DIRECTOR, IMPORT SPECIALIST DIVISION

RE: ADMINISTRATIVE REVIEW AND LIQUIDATION INSTRUCTIONS ON
ROLLER CHAIN, OTHER THAN BICYCLE, FROM JAPAN

1. ON OCTOBER 9, 1992, THE DEPARTMENT OF COMMERCE PUBLISHED
NOTICE OF ITS FINAL RESULTS OF ANTIDUMPING ADMINISTRATIVE
REVIEW ON ROLLER CHAIN, OTHER THAN BICYCLE, FROM JAPAN
(A-588-028) FOR THE PERIOD APRIL 1, 1983 THROUGH MARCH 31,
1985.

2. IMPORTS COVERED BY THESE REVIEWS ARE SHIPMENTS OF ROLLER
CHAIN, OTHER THAN BICYCLE, FROM JAPAN. THE TERM "ROLLER
CHAIN, OTHER THAN BICYCLE" AS USED IN THESE REVIEWS INCLUDES

CHAIN, WITH OR WITHOUT ATTACHMENTS, WHETHER OR NOT PLATED OR COATED, AND WHETHER OR NOT MANUFACTURED TO AMERICAN OR BRITISH STANDARDS, WHICH IS USED FOR POWER TRANSMISSION AND/OR CONVEYANCE. SUCH CHAIN CONSISTS OF A SERIES OF ALTERNATIVELY ASSEMBLED ROLLER LINKS AND PIN LINKS IN WHICH THE PINS ARTICULATE INSIDE THE BUSHINGS AND THE ROLLERS ARE FREE TO TURN ON THE BUSHINGS. PINS AND BUSHINGS ARE PRESS FIT IN THEIR RESPECTIVE LINK PLATES. CHAIN MAY BE SINGLE STRAND, HAVING ONE ROW OF ROLLER LINKS. SUCH CHAIN MAY BE EITHER SINGLE OR DOUBLE PITCH AND MAY BE USED AS POWER TRANSMISSION OR CONVEYOR CHAIN.

3. THE REVIEWS ALSO COVER LEAF CHAIN, WHICH CONSISTS OF A SERIES OF LINK PLATES ALTERNATIVELY ASSEMBLED WITH PINS IN SUCH A WAY THAT THE JOINT IS FREE TO ARTICULATE BETWEEN ADJOINING FITCHERS. THE REVIEWS FURTHER COVER CHAIN MODEL NUMBERS 25 AND 35. FROM 1983 THROUGH 1985, ROLLER CHAIN, OTHER THAN BICYCLE, WAS CLASSIFIED UNDER ITEM NUMBERS RANGING FROM 652.1300 THROUGH 652.3800 OF THE TARIFF SCHEDULES OF THE UNITED STATES ANNOTATED (TSUSA). THIS PRODUCT IS CURRENTLY CLASSIFIED UNDER ITEM NUMBERS 7315.11.00 THROUGH 7315.12.00 OF THE HARMONIZED TARIFF SCHEDULE (HTS). THE TSUSA AND HTS CATEGORIES ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES ONLY. THE WRITTEN DESCRIPTION REMAINS DISPOSITIVE.

4. CADDY CORPORATION OF AMERICA (A-588-028-00) REQUESTED A REVIEW OF ITS ONE-TIME SALE (COVERING SEVERAL SHIPMENTS) DURING THE 1984/1985 REVIEW PERIOD. THE DEPARTMENT FOUND THE MARGIN FOR CADDY CORPORATION OF AMERICA TO BE ZERO PERCENT DURING THIS PERIOD. ALL CASH DEPOSITS PLACED BY CADDY CORPORATION DURING THE 1984/1985 REVIEW PERIOD SHOULD BE REFUNDED.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE U.S. CUSTOMS SERVICE IS SUBJECT TO THE PROVISION OF SECTION 778 OF THE TARIFF ACT, WHICH REQUIRES INTEREST ON OVERPAYMENTS OR UNDERPAYMENTS OF THE AMOUNTS DEPOSITED AS ESTIMATED DUMPING

DUTIES. 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. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED DUTIES THROUGH THE DATE OF LIQUIDATION.

6. REQUESTS FOR ADMINISTRATIVE REVIEW WERE WITHDRAWN FOR THE FOLLOWING COMPANIES:

ASIA MACHINERY	A-588-028-003
CENTRAL INDUSTRIES	A-588-028-081
DEER ISLAND	A-588-028-012
HIC TRADING	A-588-028-025
(DOES NOT APPLY TO FULTON CHAIN/HIC: A-588-028-131)	
HONDA	A-588-028-030
KATAYAMA	A-588-028-040
MEISEI	A-588-028-050
MITSUBISHI MOTORS	A-588-028-128
NANIWA KOGYO	A-588-028-110
NISSAN MOTORS	A-588-028-057
ORIENTAL CHAIN	A-588-028-063
ROCKY ASIA	A-588-028-135
SHIMA TRADING COMPANY	A-588-028-070
SUZUKI	A-588-028-076
YAMAKYU CHAIN	A-588-028-102

WITH THE NOTED EXCEPTION REGARDING PULTON CHAIN/HIC ABOVE, ANY REMAINING ENTRIES FOR THESE COMPANIES DURING THE TWO REVIEW PERIODS SHOULD BE LIQUIDATED AT THE CASH DEPOSIT RATE.

7. BECAUSE THE DEPARTMENT HAS ALREADY COMPLETED AND PUBLISHED THE FINAL RESULTS OF REVIEWS FOR SUBSEQUENT, INTERVENING REVIEW PERIODS, THESE INSTRUCTIONS WILL HAVE NO IMPACT ON CASH DEPOSIT RATES.

8. INSTRUCTIONS FOR THE REMAINING REVIEWED FIRMS WILL BE ISSUED FOLLOWING THE TIME PERIOD FOR DISCLOSURE, CLERICAL ERROR ALLEGATIONS AND THE OPPORTUNITY TO SEEK JUDICIAL CHALLENGE.

9. EFFTECTIVE AS OF THE DATE OF ISSUANCE OF THESE INSTRCUTIONS, YOU SHOULD NO LONGER SUSPEND LIQUIDATION OF ENTRIES COVERED BY THESE INSTRUCTIONS AND SHOULD PROCEED WITH LIQUIDATION ACCORDINGLY.

10. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT THE IMPORT SPECIALIST DIVISION, OTHER AGENCY BRANCH VIA EMAIL TO ATTRIBUTE "HQ OAB". THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT KELLY PARKHILL, IMPORT AMDINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE, (202) 482-2786.

11. 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