

MESSAGE NO: 3349204 MESSAGE DATE: 12/15/2003
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-475-819

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/2002 TO 12/31/2002

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQ. INSTR.-CERTAIN PASTA-ITALY EXCEPT C-475-819-031, C-475-819-041, C-475-819-043, C-475-819-045, C-475-819-046, C-475-819-047, AND C-475-819-048.

MESSAGE NO: 3349204 DATE: 12 15 2003

CATEGORY: CVD TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: C - 475 - 819 - -

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PERIOD COVERED: 01 01 2002 TO 12 31 2002

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQ. INSTR.-CERTAIN PASTA-ITALY EXCEPT C-475-819-031,
C-475-819-041, C-475-819-043, C-475-819-045,
C-475-819-046, C-475-819-047, AND C-475-819-048.

1. THE DEPARTMENT OF COMMERCE DOES NOT AUTOMATICALLY CONDUCT ADMINISTRATIVE REVIEWS OF COUNTERVAILING DUTY ORDERS. INSTEAD, REVIEWS MUST BE REQUESTED IN ACCORDANCE WITH SECTION 351.213(B) OF THE COMMERCE DEPARTMENT REGULATIONS.

2. THE DEPARTMENT OF COMMERCE DID NOT RECEIVE A REQUEST FOR AN ADMINISTRATIVE REVIEW OF THE COUNTERVAILING DUTY ORDER ON CERTAIN PASTA FROM ITALY (C-475-819) FOR THE REVIEW PERIOD 01/01/2002 - 12/31/2002, EXCEPT FOR THE COMPANIES LISTED BELOW. THEREFORE, IN

ACCORDANCE WITH SECTION 351.212(C) OF THE COMMERCE REGULATIONS, YOU ARE TO ASSESS COUNTERVAILING DUTIES ON CERTAIN PASTA FROM ITALY ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD JANUARY 1, 2002 THROUGH DECEMBER 31, 2002, AT THE CASH DEPOSIT OR BONDING RATE IN EFFECT ON THE DATE OF ENTRY, EXCEPT FOR ENTRIES FROM THE COMPANIES LISTED BELOW

3. YOU SHOULD LIQUIDATE ALL ENTRIES DURING THE PERIOD 01/01/2002 THROUGH 12/31/2002 FROM ALL FIRMS EXCEPT FOR THE FOLLOWING:

COMPANY NAME

ID NUMBER

PASTIFICIO ANTONIO PALLANTE SRL C-475-819-031

PASTIFICIO FRATELLI PAGANI SPA C-475-819-041

ITALIAN AMERICAN PASTA CO., SRL/

PASTA LENSI SRL C-475-819-043

CORTICELLA MOLINI E PASTIFICI SPA C-475-819-045

PASTA COMBATTENTI SPA C-475-819-046

PASTA ZARA SPA C-475-819-047

PASTAFICIO CARMINE RUSSO SPA C-475-819-048.

4. ENTRIES OF MERCHANDISE OF THE ABOVE-MENTIONED FIRMS SHOULD NOT BE LIQUIDATED UNTIL YOU RECEIVE SPECIFIC INSTRUCTIONS AFTER THE COMPLETION OF THE COUNTERVAILING DUTY REVIEW. CONTINUE TO SUSPEND LIQUIDATION OF ALL ENTRIES OF CERTAIN PASTA FROM ITALY EXPORTED OR PRODUCED BY THESE FIRMS AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THIS PERIOD.

5. THESE INSTRUCTIONS CONSTITUTE THE IMMEDIATE LIFTING OF THE SUSPENSION OF LIQUIDATION OF ENTRIES EXCEPT FOR ENTRIES FROM THE

COMPANIES LISTED ABOVE FOR CERTAIN PASTA FROM ITALY DURING THE PERIOD 01/01/2002 - 12/31/2002.

6. YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED COUNTERVAILING DUTIES FOR SUBSEQUENT ENTRIES OF THE SUBJECT MERCHANDISE AT THE CURRENT RATES.

7. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE CUSTOMS SERVICE ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS AND ASSESS

INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE JULY 24, 1996, THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER ON CERTAIN PASTA FROM ITALY. 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.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY U.S. CUSTOMS AND BORDER PROTECTION OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 (GENERATED BY GIO1:SCHO).

9. 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