

MESSAGE NO: 3325204 MESSAGE DATE: 11/21/2003  
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-570-502

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/01/2002 TO 04/30/2003

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION AND NOTIFICATION OF RESCISSION OF ADMINISTRATIVE REVIEW OF ANTIDUMPING DUTY ORDER OF IRON CONSTRUCTION CASTINGS FROM CHINA (A-570-502)

MESSAGE NO: 3325204 DATE: 11 21 2003

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CASES: A - 570 - 502 - -

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PERIOD COVERED: 05 01 2002 TO 04 30 2003

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION AND NOTIFICATION OF RESCISSION OF ADMINISTRATIVE REVIEW OF ANTIDUMPING DUTY ORDER OF IRON CONSTRUCTION CASTINGS FROM CHINA (A-570-502)

1. THE ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER ON CERTAIN IRON CONSTRUCTION CASTINGS FROM THE PEOPLE'S REPUBLIC OF CHINA(PRC) (A-570-502), COVERING THE PERIOD 05/01/2002 - 04/30/2003 HAS BEEN RESCINDED AT THE REQUEST OF RESPONDENTS. THIS NOTICE OF RESCISSION WAS PUBLISHED IN THE FEDERAL REGISTER ON 11/07/2003 (68 FR 63064).

2. THE MERCHANDISE COVERED BY THESE INSTRUCTIONS IS CERTAIN IRON

CONSTRUCTION CASTINGS THAT INCLUDE; HEAVY CASTINGS LIMITED TO MANHOLE COVERS, RINGS AND FRAMES, CATCH BASIN GRATES AND FRAMES, CLEANOUT COVERS AND FRAMES USED FOR DRAINAGE OR ACCESS PURPOSES

FOR PUBLIC UTILITY, WATER AND SANITARY SYSTEMS; AND, LIGHT CASTINGS LIMITED TO VALVE, SERVICE AND METER BOXES WHICH ARE PLACED BELOW GROUND TO ENCASE WATER, GAS, OR OTHER VALVES, OR WATER OR GAS METERS. THESE ARTICLES MUST BE OF CAST IRON, NOT ALLOYED, AND NOT MALLEABLE. HEAVY CASTINGS ARE CLASSIFIED UNDER HARMONIZED TARIFF SCHEDULE (HTS) ITEM NUMBER 7325.10.0010, AND LIGHT CASTINGS ARE CLASSIFIED UNDER HTS ITEM NUMBER 7325.10.0050. ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND

BUREAU OF CUSTOMS AND BORDER PROTECTION (CPS) PURPOSES, THE DEPARTMENT'S WRITTEN DESCRIPTION OF THE MERCHANDISE COVERED UNDER THIS ORDER IS DISPOSITIVE.

3. THE DEPARTMENT OF COMMERCE HAS RESCINDED ITS ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER ON CERTAIN IRON CONSTRUCTION CASTINGS EXPORTED BY SHANDONG HIMIGHT MACHINERY CO., LTD. AND SHANDONG MACHINERY IMPORT AND EXPORT CORPORATION FOR THE PERIOD

05/01/2002 - 04/30/2003. THEREFORE, YOU ARE TO ASSESS ANTIDUMPING DUTIES ON THESE EXPORTS OF MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION AT THE PRC-WIDE RATE OF 92.74 PERCENT FOR THE PERIOD LISTED ABOVE.

4. THESE INSTRUCTIONS CONSTITUTE THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE MERCHANDISE AND PERIOD LISTED ABOVE. YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR SUBSEQUENT ENTRIES OF THE SUBJECT MERCHANDISE AT THE CURRENT RATES.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CBP 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

CBP PAY INTEREST ON OVERPAYMENTS OR 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.

6. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP 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 HAS BEEN REIMBURSED ANTIDUMPING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER FAILS TO RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP 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 G307: SMC).

8. 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