

MESSAGE NO: 4048111 MESSAGE DATE: 02/17/1994  
MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: OTH-Other PUBLIC  NON-PUBLIC   
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-549-807, A-570-814

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/03/1994 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: PRELIMINARY AFFIRMATIVE DETERMINATION OF CIRCUMVENTION OF THE  
ANTIDUMPING DUTY ORDER ON CARBON STEEL BUTT-WELDED PIPE FITINGS FROM THE  
PRC

MESSAGE NO: 4048111

DATE: 02 17 1994

CATEGORY: ADA

TYPE: OTH

REFERENCE:

REFERENCE DATE:

CASES: A - 549 - 807

A - 570 - 814

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PERIOD COVERED: 01 03 1994 TO

LIQ SUSPENSION DATE:

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

FROM: DIRECTOR, TRADE COMPLIANCE DIVISION

RE: PRELIMINARY AFFIRMATIVE DETERMINATION OF CIRCUMVENTION OF  
THE ANTIDUMPING DUTY ORDER ON CARBON STEEL BUTT-WELDED  
PIPE FITINGS FROM THE PRC

1. THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER  
ON JANUARY 3, 1994, NOTICE OF ITS PRELIMINARY AFFIRMATIVE  
DETERMINATION OF CIRCUMVENTION OF THE ANTIDUMPING DUTY ORDER  
ON CERTAIN CARBON STEEL BUTT-WELD PIPE FITTINGS FROM THE  
PEOPLE'S REPUBLIC OF CHINA (PRC) (A-570-814). THIS  
CIRCUMVENTION IS TAKING PLACE THROUGH THAILAND WHICH IS ALSO  
COVERED BY AN ANTIDUMPING DUTY ORDER ON CERTAIN CARBON STEEL  
BUTT-WELD PIPE FITTINGS (A-549-807).

2. PRODUCTS SUBJECT TO THIS DETERMINATION ARE CARBON STEEL BUTT-WELD PIPE FITTINGS, AS DESCRIBED IN PARAGRAPH 3 BELOW, WHICH ARE EXPORTED IN UNFINISHED FORM FROM THE PRC TO THAILAND, WHERE SOME FINISHING IS PERFORMED.
3. THESE CARBON STEEL BUTT-WELD PIPE FITTINGS HAVE AN INSIDE DIAMETER OF LESS THAN 14 INCHES, IMPORTED IN EITHER FINISHED OR UNFINISHED FORM. THESE FORMED OR FORGED PIPE FITTINGS ARE USED TO JOIN SECTIONS IN PIPING SYSTEMS WHERE CONDITIONS REQUIRE PERMANENT, WELDED CONNECTIONS, AS DISTINGUISHED FROM FITTINGS BASED ON OTHER FASTENING METHODS (E.G., THREADED, GROOVED, OR BOLTED FITTINGS). CARBON STEEL BUTT-WELD PIPE FITTINGS ARE CURRENTLY CLASSIFIABLE UNDER HTS SUBHEADING 7307.93.30.
4. EFFECTIVE JANUARY 3, 1994, SUSPEND LIQUIDATION OF ALL EXPORTS OF CARBON STEEL BUTT-WELD PIPE FITTINGS, AS DEFINED IN PARAGRAPH 3 ABOVE, FROM THAILAND, THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER JANUARY 3, 1994, WITH THE EXCEPTION OF BUTT-WELD PIPE FITTINGS MANUFACTURED AND EXPORTED BY AWAJI SANGYO (THAILAND), WHEN CERTIFIED AS IN A) BELOW.

A) FOR ALL SUCH IMPORTS OF BUTT-WELD PIPE FITTINGS FROM THAILAND ACCOMPANIED BY A CERTIFICATE STATING THAT SUCH PIPE FITTINGS HAVE NOT BEEN PRODUCED FROM UNFINISHED CHINESE PIPE FITTINGS, THE IMPORTER OF RECORD MUST CERTIFY THE FOLLOWING:

I, HEREBY, CERTIFY THAT I AM THE IMPORTER OF RECORD OF (NAME OF THE MANUFACTURER OF THE FINISHED PIPE FITTINGS) AND THAT I HAVE KNOWLEDGE REGARDING THE FACTS OF PRODUCTION OF THESE PIPE FITTINGS. I FURTHER CERTIFY THAT, TO THE BEST OF MY KNOWLEDGE AND BELIEF, THIS SHIPMENT OF CARBON STEEL

BUTT-WELDDPIPE FITTINGS WAS NOT PRODUCED FROM UNFINISHED PIPE FITTINGS FROM THE PEOPLE'S REPUBLIC OF CHINA.

AGENTS OF THE IMPORTER, SUCH AS BROKERS, ARE NOT PERMITTED TO MAKE SUCH A CERTIFICATION. THE CUSTOMS SERVICE SHALL REQUIRE A CASH DEPOSIT IN THE AMOUNT OF THE COMPANY-SPECIFIC RATE FOR THE THAI MANUFACTURER/EXPORTER, OR, IF THERE IS NO COMPANY-SPECIFIC RATE FOR THE THAI MANUFACTURER OR EXPORTER, THE "ALL OTHERS" RATE FOR PIPE FITTINGS FROM THAILAND AS LISTED BELOW. SUSPENSION OF LIQUIDATION SHALL NOT BE REQUIRED FOR AWAJI SANGYO (THAILAND), CO., LTD. (AST), IF IT CERTIFIES THAT ITS SHIPMENT CONSISTS OF PIPE FITTINGS WHICH WERE NOT PRODUCED FROM UNFINISHED CHINESE PIPE FITTINGS, AS ABOVE, SINCE ITS MARGIN WAS DE MINIMIS.

MANUFACTURER/EXPORTER NUMBER	CUSTOMS ID	PERCENTAGE
TTU INDUSTRIAL CORP., LTD.	A-549-807-001	10.68
THAI BENKANCO.	A-549-807-003	50.84
ALL OTHERS (THAILAND)	A-549-807-000	39.10

B. FOR ALL SUCH IMPORTS WHICH ARE ACCOMPANIED BY A CERTIFICATE STATING THAT THE MERCHANDISE WAS MANUFACTURED IN THAILAND USING CHINESE UNFINISHED PIPE FITTINGS AND STATES THE NAME OF THE CHINESE MANUFACTURER OF THE UNFINISHED PIPE FITTINGS, THE IMPORTER OF RECORD MUST CERTIFY THE FOLLOWING:

I, HERBY, CERTIFY THAT I AM THE IMPORTER OF RECORD OF (NAME OF THE MANUFACTURER OF THE FINISHED PIPE FITTINGS) AND THAT I HAVE KNOWLEDGE REGARDING THE FACTS OF PRODUCTION OF THESE PIPE FITTINGS. I FURTHER CERTIFY THAT, TO THE BEST OF MY KNOWLEDGE AND BELIEF, THAT THIS SHIPMENT CONTAINS CARBON STEEL BUTT-WELD PIPE FITTINGS THAT WERE PRODUCED FROM UNFINISHED PIPE FITTINGS MANUFACTURED BY (THE CHINESE MANUFACTURER OF THE UNFINISHED PIPE FITTINGS) FROM THE PEOPLE'S REPUBLIC OF CHINA.

AGENTS OF THE IMPORTER, SUCH AS BROKERS, ARE NOT PERMITTED TO MAKE SUCH A CERTIFICATION. THE CUSTOMS SERVICE SHALL REQUIRE A CASH DEPOSIT IN THE AMOUNT OF THE COMPANY-SPECIFIC RATE OF THE MANUFACTURER OF THE CHINESE UNFINISHED PIPE FITTINGS AS LISTED BELOW.

MANUFACTURER/EXPORTER NUMBER	CUSTOMS ID	PERCENTAGE
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CHINA NORTH INDUSTRIES CORP.	A-549-807-004	154.72
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JILIN PROVINCIAL MACHINERY AND EQUIPMENT IMPORT AND EXPORT CORP.	A-549-807-005	75.23
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LIAONING MACHINERY AND EQUIPMENT IMPORT AND EXPORT CORP.	A-549-807-006	134.79
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LIAONING METALS	A-549-807-007	182.90
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LIAONING METALS AND MINERALS IMPORT AND EXPORT CORP.	A-549-807-008	103.70
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SHANDONG METALS AND MINERALS IMPORT AND EXPORT CORP.	A-549-807-009	35.06
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SHENYANG BILLIONGOLD PIPE FITTING CO., LTD.	A-549-807-010	110.39
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SHENYANG MACHINERY AND EQUIP. IMPORT AND EXPORT CORP.	A-549-807-011	182.90
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SHENZHEN MACHINERY

INDUSTRY CORPORATION      A-549-807-012      182.90

ALL OTHERS RATE (PRC)      A-549-807-013      182.90

C) FOR ALL SUCH IMPORTS WHICH ARE ACCOMPANIED BY A CERTIFICATE STATING THAT SUCH PIPE FITTINGS HAVE BEEN PRODUCED IN THAILAND FROM UNFINISHED CHINESE PIPE FITTINGS, BUT DO NOT PROVIDE THE SPECIFIC CHINESE MANUFACTURER, THE IMPORTER OF RECORD MUST CERTIFY THE FOLLOWING:

I, HEREBY, CERTIFY THAT I AM THE IMPORTER OF RECORD (NAME OF THE MANUFACTURER OF THE FINISHED PIPE FITTINGS) AND THAT I HAVE KNOWLEDGE REGARDING THE FACTS OF PRODUCTION OF THESE PIPE FITTINGS. I FURTHER CERTIFY THAT, TO THE BEST OF MY KNOWLEDGE AND BELIEF, THIS SHIPMENT CONTAINS CARBON STEEL BUTT-WELD PIPE FITTINGS THAT WERE PRODUCED FROM UNFINISHED PIPE FITTINGS MANUFACTURED FROM THE PEOPLE'S REPUBLIC OF CHINA. I HAVE NO KNOWLEDGE OF THE ORIGINAL CHINESE MANUFACTURER OF THE UNFINISHED PIPE FITTINGS.

AGENTS OF THE IMPORTER, SUCH AS BROKERS, ARE NOT PERMITTED TO MAKE SUCH A CERTIFICATION. THE CUSTOMS SERVICE SHALL REQUIRE A CASH DEPOSIT IN THE AMOUNT OF THE HIGHEST RATE FOR PIPE FITTINGS FROM THE PRC AS LISTED IN SECTION 4. B) ABOVE.

D. FOR SUCH IMPORTS WHICH ARE ACCOMPANIED BY AN INADEQUATE CERTIFICATE, OR NO CERTIFICATE, REQUIRE A CASH DEPOSIT IN AN AMOUNT BASED ON THE HIGHER OF 1) THE HIGHEST RATE FOR ANY MANUFACTURER/EXPORTER OF PIPE FITTINGS FROM THE PRC AS LISTED IN 4. B) ABOVE, OR 2) THE RATE FOR THE THAI MANUFACTURER/EXPORTER, OR, IF THERE IS NO COMPANY-SPECIFIC RATE FOR THE THAI MANUFACTURER OR EXPORTER, THE "ALL OTHERS" RATE FOR PIPE FITTINGS FROM THAILAND.

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS

OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE REGIONAL AD/CVD COORDINATOR, THE TRADE COMPLIANCE DIVISION, AD/ CVD BRANCH VIA E-MAIL ATTRIBUTE HQ OAB. THE IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT DONALD LITTLE OR LEON MCNEILL ON (202) 482-4733, OF THE OFFICE OF ANTIDUMPING COMPLIANCE, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.

6. THERE ARE NO RESTRICTIONS ON RELEASE OF THIS INFORMATION.

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## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party