

MESSAGE NO: 4071201 MESSAGE DATE: 03/11/2004
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-507-601

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: LIQUIDATION FOR CERTAIN IN-SHELL ROASTED PISTACHIOS FROM THE ISLAMIC
REPUBLIC OF IRAN (C-507-601)

MESSAGE NO: 4071201 DATE: 03 11 2004

CATEGORY: CVD TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: C - 507 - 601 - -

- - - -

- - - -

PERIOD COVERED: 01 01 2002 TO 12 31 2002

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION FOR CERTAIN IN-SHELL ROASTED PISTACHIOS
FROM THE ISLAMIC REPUBLIC OF IRAN (C-507-601)

1. THE DEPARTMENT OF COMMERCE DID NOT RECEIVE A REQUEST FOR AN ADMINISTRATIVE REVIEW OF THE COUNTERVAILING DUTY ORDER ON IN-SHELL ROASTED PISTACHIOS FROM THE ISLAMIC REPUBLIC OF IRAN (C-507-601) FOR THE PERIOD 01/01/2002 THROUGH 12/31/2002.

2. THE MERCHANDISE COVERED BY THESE INSTRUCTIONS IS ALL IN-SHELL ROASTED PISTACHIO NUTS, WHETHER ROASTED IN IRAN OR ELSEWHERE, FROM WHICH THE HULL HAS BEEN REMOVED, LEAVING THE INNER HARD SHELLS AND THE EDIBLE MEAT, AS CURRENTLY CLASSIFIABLE IN THE

HTSUS UNDER ITEM NUMBER 0802.50.20.00. ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, OUR WRITTEN DESCRIPTION OF THE SCOPE OF THIS PROCEEDING IS DISPOSITIVE.

3. THEREFORE, IN ACCORDANCE WITH SECTION 351.212(c) OF THE COMMERCE REGULATIONS, YOU ARE TO ASSESS COUNTERVAILING DUTIES AT RATES EQUAL TO THE CASH DEPOSIT OF ESTIMATED COUNTERVAILING DUTIES REQUIRED AT THE TIME OF ENTRY ON THE SPECIFIED SUBJECT MERCHANDISE EXPORTED ON OR AFTER JANUARY 1, 2002, AND ON OR BEFORE DECEMBER 31, 2002.

4. THE RATES OF ESTIMATED COUNTERVAILING DUTIES WHICH WERE REQUIRED TO BE DEPOSITED ARE:

ROASTED IN-SHELL PISTACHIOS FROM THE ISLAMIC REPUBLIC OF IRAN

MANUFACTURERS/ EXPORTERS	CASE NUMBER	PERIOD	RATE
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TEHRAN NEGAH NIMA TRADING COMPANY, INC.	(C-507-601-002)	01/01/2002-12/31/2002	317.89%
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ALL OTHERS	(C-507-601-000)	01/01/2002-12/31/2002	317.89%
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5. THE SUSPENSION OF LIQUIDATION ORDERED FOR THE MERCHANDISE LISTED ABOVE EXPORTED ON OR BEFORE DECEMBER 31, 2002 IS LIFTED. THE SUSPENSION OF LIQUIDATION FOR ALL SHIPMENTS OF THE MERCHANDISE LISTED ABOVE EXPORTED AFTER DECEMBER 31, 2002 WILL CONTINUE.

6. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE CBP 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 CBP PAY INTEREST ON OVERPAYMENTS OR ASSESS INTEREST

ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED
COUNTERVAILING DUTIES. INTEREST SHALL BE CALCULATED FROM THE
ENTRY DATE OR DATE OF DEPOSIT, WHICHEVER IS LATER, OF ESTIMATED
COUNTERVAILING 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.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS
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 G2O6:DB).

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