

MESSAGE NO: 4098111 MESSAGE DATE: 04/08/1994
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: SCO-Scope PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-588-015

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/28/1994 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: SCOPE RULING AND LIQ INSTRUCTIONS FOR TV'S FROM JAPAN (A-588-015)(AIWA)

MESSAGE NO: 4098111 DATE: 04 08 1994

CATEGORY: ADA TYPE: SCO

REFERENCE: REFERENCE DATE:

CASES: A - 588 - 015 - -

- - - -

- - - -

PERIOD COVERED: 01 28 1994 TO

LIQ SUSPENSION DATE:

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

FROM: DIRECTOR, TRADE COMPLIANCE DIVISION

RE: SCOPE RULING AND LIQ INSTRUCTIONS FOR TV'S FROM JAPAN
(A-588-015)(AIWA)

1. ON JANUARY 28, 1994, IN RESPONSE TO A REQUEST BY AGIV (U.S.A.) INC., THE DEPARTMENT OF COMMERCE (DOC) ISSUED A FINAL SCOPE RULING FINDING THE AIWA MODEL VX-T-1000MK3KEI COLOR TV/VCR COMBO, TO BE NOT WITHIN THE SCOPE OF THE ANTIDUMPING FINDING ON TELEVISIONS FROM JAPAN, COLOR AND MONOCHROME (A-588-015).

2. DOC HAS DETERMINED THAT FOR UNITS SUCH AS THE VXT1000, "CAPABLE OF RECEIVING A BROADCAST TELEVISION SIGNAL AND

PRODUCING A VIDEO IMAGE" MEANS A SIGNAL OF A TELEVISION BROADCAST SERVICE BASED ON THE M/NTSC SYSTEM, THE STANDARD BROADCASTING SYSTEM USED IN THE UNITED STATES. SUCH TELEVISION RECEIVING SETS MUST BE ABLE TO RECEIVE THE AURAL COMPONENT AS WELL AS THE VIDEO COMPONENT OF A U.S. BROADCAST TELEVISION SIGNAL IN ORDER TO BE FOUND WITHIN THE SCOPE OF THE FINDING.

3. DOC DETERMINED THAT THE VXT1000 IS UNABLE TO "RECEIVE A BROADCAST TELEVISION SIGNAL AND PRODUCE A VIDEO IMAGE" WITHIN THE MEANING OF THE FINDING AND IS, THEREFORE, NOT WITHIN THE SAME CLASS OR KIND OF MERCHANDISE SUBJECT TO THE ANTIDUMPING FINDING ON TELEVISIONS FROM JAPAN, COLOR AND MONOCHROME.
4. FINALLY, THE DOC FOUND NOTHING ON THE RECORD TO SUGGEST THAT THE VXT1000 IS THE TYPE OF UNIT WHERE "OMISSION OF MINOR COMPONENTS" HAS OCCURRED WHICH WOULD DISRUPT ITS ABILITY TO PROPERLY RECEIVE THE BROADCAST TELEVISION SIGNAL OF THE M/NTSC SYSTEM. NOR DID THE DOC FIND THAT THE VXT1000 IS A UNIT WHERE MINOR ADJUSTMENTS WOULD PERMIT THE VXT1000 TO PROPERLY RECEIVE THE BROADCAST TELEVISION SIGNAL OF THE M/NTSC SYSTEM.
5. EFFECTIVE IMMEDIATELY, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES, REGARDLESS OF ENTRY DATE, OF THE MERCHANDISE LISTED ABOVE. UNDER SECTION 778 OF THE TARIFF ACT OF 1930, INTEREST IS PAYABLE ON OVERPAYMENTS AND UNDERPAYMENTS OF AMOUNTS DEPOSITED ON ENTRIES SUSPENDED UNDER THIS ANTIDUMPING DUTY FINDING. INTEREST SHALL BE CALCULATED FROM THE DATE OF DEPOSIT 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. REFUND ANY CASH DEPOSITS AND RELEASE ANY BONDS RELATING TO THE MERCHANDISE LISTED ABOVE. WHERE THE DOC HAS NOT INSTRUCTED OTHERWISE, CONTINUE TO SUSPEND LIQUIDATION ON ALL OTHER ENTRIES OF TELEVISIONS FROM JAPAN, COLOR AND MONOCHROME.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE REGIONAL ANTIDUMPING/COUNTERVAILING DUTY COORDINATOR, THE TRADE COMPLIANCE DIVISION, ANTIDUMPING/COUNTERVAILING DUTY BRANCH USING ATTRIBUTE "HQ OAB". THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT THOMAS O. BARLOW AT (202) 482-5256 OR WENDY FRANKEL AT (202) 482-5253 OF THE OFFICE OF ANTIDUMPING COMPLIANCE, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.

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

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

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