

MESSAGE NO: 4186113 MESSAGE DATE: 07/05/1994
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-588-210

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 06/06/1994 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: SCOPE RULING ON PECTS FROM JAPAN FOR MAKITA CORPORATION AND
MAKITA USA (A-588-014)

MESSAGE NO: 4186113 DATE: 07 05 1994

CATEGORY: ADA TYPE: SCO

REFERENCE: REFERENCE DATE:

CASES: A - 588 - 210 - -

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PERIOD COVERED: 06 06 1994 TO

LIQ SUSPENSION DATE:

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

FROM: DIRECTOR, TRADE COMPLIANCE DIVISION

RE: SCOPE RULING ON PECTS FROM JAPAN FOR MAKITA CORPORATION
AND MAKITA USA (A-588-014)

1. ON JUNE 6, 1994, IN RESPONSE TO A REQUEST BY MAKITA CORPORATION AND MAKITA U.S.A., THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING THAT MAKITA PLANER MODEL 1912B IS NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER ON PROFESSIONAL ELECTRIC CUTTING TOOLS (PECTS) FROM JAPAN.
2. EFFECTIVE IMMEDIATELY, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES, REGARDLESS OF ENTRY DATE, OF THE MAKITA PLANER MODEL 1912B FROM JAPAN.

3. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930, AS AMENDED. SECTION 778 REQUIRES THAT CUSTOMS 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 BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES. 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.
4. REFUND ANY CASH DEPOSITS AND RELEASE ANY BONDS RELATING TO THE MAKITA PLANER MODEL 1912B.
5. CONTINUE TO SUSPEND LIQUIDATION ON PECTS THAT HAVE NO EXCLUSIONARY CHARACTERISTICS AND ALL OTHER ENTRIES OF PECTS SUBJECT TO THE ANTIDUMPING DUTY ORDER ON PECTS FROM JAPAN.
6. 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." OTHER INTERESTED PARTIES SHOULD CONTACT DAVID L. GUGLIELMI AT (202) 482-2704 OR WENDY J. FRANKEL (202) 482-5253, OF THE OFFICE OF ANTIDUMPING COMPLIANCE, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.
7. 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