

MESSAGE NO: 4174203 MESSAGE DATE: 06/22/2004
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 3300216
MESSAGE #
(s):

CASE #(s): C-122-848

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 06/22/2004 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION OF ENTRIES OF WHEAT FROM CANADA THAT ARE NOT COVERED BY THE SCOPE OF THE CERTAIN HARD RED SPRING WHEAT FROM CANADA (C-122-848).

MESSAGE NO: 4174203

DATE: 06 22 2004

CATEGORY: CVD

TYPE: LIQ

REFERENCE: 3300216

REFERENCE DATE: 10 27 2003

CASES: C - 122 - 848

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PERIOD COVERED: 06 22 2004 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION OF ENTRIES OF WHEAT FROM CANADA THAT ARE NOT COVERED BY THE SCOPE OF THE CERTAIN HARD RED SPRING WHEAT FROM CANADA (C-122-848).

1. THE SCOPE OF THE DEPARTMENT OF COMMERCE FINAL DETERMINATION (SEE MESSAGE 3300215 DATED 10/27/2003) AND COUNTERVAILING DUTY ORDER (SEE MESSAGE 3300216 DATED 10/27/2003) IN THE COUNTERVAILING DUTY INVESTIGATION OF CERTAIN HARD RED SPRING WHEAT FROM CANADA (C-122-848) STATES THAT THE SCOPE OF THIS INVESTIGATION DOES NOT COVER IMPORTS OF WHEAT THAT ENTER UNDER SUBHEADINGS 1001.90.10.00 AND 1001.90.20.96 THAT ARE NOT CLASSIFIABLE AS HARD RED SPRING WHEAT.

2. THEREFORE, EFFECTIVE IMMEDIATELY, U.S. CUSTOMS AND BORDER PROTECTION SHALL REFUND ANY CASH DEPOSITS AND RELEASE ANY BONDS RELATING TO IMPORTS FROM ALL FIRMS OF WHEAT THAT ENTERED UNDER SUBHEADINGS 1001.90.10.00 AND 1001.90.20.96 THAT ARE NOT CLASSIFIABLE AS HARD RED SPRING WHEAT.

3. THE ASSESSMENT OF COUNTERVAILING DUTIES BY U.S. CUSTOMS AND BORDER PROTECTION ("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 COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT 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.

4. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY U.S. CUSTOMS AND BORDER PROTECTION 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 G101:ART).

5. 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