

MESSAGE NO: 4209111 MESSAGE DATE: 07/28/1994
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-351-603

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/28/1994 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: BRASS SHEET AND STRIP FROM BRAZIL (A-351-603)

MESSAGE NO: 4209111 DATE: 07 28 1994

CATEGORY: ADA TYPE: SCO

REFERENCE: REFERENCE DATE:

CASES: A - 351 - 603 - -

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PERIOD COVERED: 07 28 1994 TO

LIQ SUSPENSION DATE:

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

FROM: DIRECTOR, TRADE COMPLIANCE DIVISION

RE: BRASS SHEET AND STRIP FROM BRAZIL (A-351-603)

1. ON JUNE 6, 1994, IN RESPONSE TO A REQUEST BY ELUMA INTERNATIONAL (U.S.A.), INC. (ELUMA), THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING THAT ELUMA'S BRASS CIRCLES ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER ON BRASS SHEET AND STRIP FROM BRAZIL.
2. EFFECTIVE IMMEDIATELY, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES, REGARDLESS OF ENTRY DATE, OF ELUMA'S BRASS CIRCLES FROM BRAZIL.

3. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST OF OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS ON THE REQUIRED AMOUNTS DEPOSITED 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.

ENTRY SUMMARIES ENTERED ON OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION PRIOR TO THE DATE OF ORDER, JANUARY 12, 1987, ARE NOT SUBJECT TO THE INTEREST PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930.

4. REFUND ANY CASH DEPOSITS AND RELEASE ANY BONDS RELATING TO ELUMA'S BRASS CIRCLES.

5. CONTINUE TO SUSPEND LIQUIDATION ON BRASS SHEET AND STRIP THAT HAS NO EXCLUSIONARY CHARACTERISTICS AND ALL OTHER ENTRIES OF BRASS SHEET AND STRIP SUBJECT TO THE ANTIDUMPING DUTY ORDER ON BRASS SHEET AND STRIP FROM BRAZIL.

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 JASON R. FIELD AT (202) 482-5222 OR WENDY J. FRANKEL AT (202) 482-5253, OF THE OFFICE OF ANTIDUMPING COMPLIANCE, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

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