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MESSAGE STATUS: Active CATEGORY: Countervailing  
TYPE: ORD-Order PUBLIC  NON-PUBLIC   
SUB-TYPE:

FR CITE: 78 FR 11154 FR CITE DATE: 02/15/2013

REFERENCE  
MESSAGE #  
(s):

CASE #(s): C-580-869

EFFECTIVE DATE: 02/14/2013 COURT CASE #:

PERIOD OF REVIEW: 01/01/2011 TO 12/31/2011

PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: Countervailing duty order on large residential washers from the Republic of Korea (C-580-869)

1. On 02/15/2013, Commerce published in the Federal Register its countervailing duty order on large residential washers from the Republic of Korea (78 FR 11154).

2. The products covered by this order are all large residential washers and certain subassemblies thereof from Korea.

For purposes of this order, the term "large residential washers" denotes all automatic clothes washing machines, regardless of the orientation of the rotational axis, except as noted below, with a cabinet width (measured from its widest point) of at least 24.5 inches (62.23 cm) and no more than 32.0 inches (81.28 cm).

Also covered are certain subassemblies used in large residential washers, namely: (1) all assembled cabinets designed for use in large residential washers which incorporate, at a minimum: (a) at least three of the six cabinet surfaces; and (b) a bracket; (2) all assembled tubs (Footnote 1) designed for use in large residential washers which incorporate, at a minimum: (a) a tub; and (b) a seal; (3) all assembled baskets (Footnote 2) designed for use in large residential washers which incorporate, at a minimum: (a) a side wrapper; (Footnote 3) (b) a base; and (c) a drive hub; (Footnote 4) and (4) any combination of the foregoing subassemblies.

Excluded from the scope are stacked washer-dryers and commercial washers. The term "stacked washer-dryers" denotes distinct washing and drying machines that are built on a unitary frame and share a common console that controls both the washer and the dryer. The term "commercial washer" denotes an automatic clothes washing machine designed for the "pay per use" market meeting either of the following two definitions:

(1) (a) it contains payment system electronics; (Footnote 5) (b) it is configured with an externally mounted steel frame at least six inches high that is designed to house a coin/token operated payment system (whether or not the actual coin/token operated payment system is installed at the time of importation); (c) it contains a push button user interface with a maximum of six manually

selectable wash cycle settings, with no ability of the end user to otherwise modify water temperature, water level, or spin speed for a selected wash cycle setting; and (d) the console containing the user interface is made of steel and is assembled with security fasteners; (Footnote 6) or

(2) (a) it contains payment system electronics; (b) the payment system electronics are enabled (whether or not the payment acceptance device has been installed at the time of importation) such that, in normal operation, (Footnote 7) the unit cannot begin a wash cycle without first receiving a signal from a bona fide payment acceptance device such as an electronic credit card reader; (c) it contains a push button user interface with a maximum of six manually selectable wash cycle settings, with no ability of the end user to otherwise modify water temperature, water level, or spin speed for a selected wash cycle setting; and (d) the console containing the user interface is made of steel and is assembled with security fasteners.

Also excluded from the scope are automatic clothes washing machines with a vertical rotational axis and a rated capacity of less than 3.70 cubic feet, as certified to the U.S. Department of Energy pursuant to 10 CFR 429.12 and 10 CFR 429.20, and in accordance with the test procedures established in 10 CFR Part 430.

The products subject to this order are currently classifiable under subheading 8450.20.0090 of the Harmonized Tariff System of the United States (HTSUS). Products subject to this order may also enter under HTSUS subheadings 8450.11.0040, 8450.11.0080, 8450.90.2000, and 8450.90.6000. Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the merchandise subject to this scope is dispositive.

Footnote 1: A “tub” is the part of the washer designed to hold water.

Footnote 2: A “basket” (sometimes referred to as a “drum”) is the part of the washer designed to hold clothing or other fabrics.

Footnote 3: A “side wrapper” is the cylindrical part of the basket that actually holds the clothing or other fabrics.

Footnote 4: A “drive hub” is the hub at the center of the base that bears the load from the motor.

Footnote 5: “Payment system electronics” denotes a circuit board designed to receive signals from a payment acceptance device and to display payment amount, selected settings, and cycle status. Such electronics also capture cycles and payment history and provide for transmission to a reader.

Footnote 6: A “security fastener” is a screw with a non-standard head that requires a non-standard driver. Examples include those with a pin in the center of the head as a “center pin reject” feature to prevent standard Allen wrenches or Torx drivers from working.

Footnote 7: "Normal operation" refers to the operating mode(s) available to end users (i.e., not a mode designed for testing or repair by a technician).

3. For imports of large residential washers from the Republic of Korea, CBP shall suspend liquidation of entries of subject merchandise entered, or withdrawn from warehouse, for consumption on or after 02/14/2013 (the date on which the International Trade Commission published its final determination in the Federal Register), except for merchandise produced and/or exported by LG Electronics, Inc., (C-580-869-002), for which the Department made a negative determination. As such, LG Electronics, Inc. is not subject to the CVD order and no suspension of liquidation is ordered for LG Electronics, Inc. Effective 02/14/2013 (date of publication of the ITC final determination in the Federal Register), CBP shall require a cash deposit equal to the percentages identified below.

Manufacturer and/or Exporter: All-Others

Case Number: C-580-869-000

Cash Deposit Rate: 1.85 percent

Manufacturer and/or Exporter: Daewoo Electronics Corporation

Case Number: C-580-869-001

Cash Deposit Rate: 72.30 percent

Manufacturer and/or Exporter: Samsung Electronics Co., Ltd.

Case Number: C-580-869-003

Cash Deposit Rate: 1.85 percent

4. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O6:JN.)

5. There are no restrictions on the release of this information.

Michael B. Walsh

## Company Details

\*Party Indicator Value:

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