

MESSAGE NO: 4244112 MESSAGE DATE: 09/01/1994
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-580-008

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 04/01/1988 TO 03/31/1994

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION ON COLOR TELEVISION RECEIVERS FROM THE REPUBLIC OF KOREA (A-580-008) GOLDSTAR

MESSAGE NO: 4244112 DATE: 09 01 1994

CATEGORY: ADA TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: A - 580 - 008 - -

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PERIOD COVERED: 04 01 1988 TO 03 31 1994

LIQ SUSPENSION DATE:

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

FROM: DIRECTOR, TRADE COMPLIANCE DIVISION

RE: LIQUIDATION ON COLOR TELEVISION RECEIVERS FROM THE
REPUBLIC OF KOREA (A-580-008) GOLDSTAR

1. ON JUNE 29, 1994, THE DEPARTMENT OF COMMERCE TERMINATED ITS ADMINISTRATIVE REVIEWS OF THE ANTIDUMPING DUTY ORDER ON COLOR TELEVISION RECEIVERS (CTVS) FROM THE REPUBLIC OF KOREA WITH RESPECT TO THE MANUFACTURER/EXPORTER GOLDSTAR COMPANY, LTD. (GOLDSTAR) FOR THE APRIL 1, 1988 THROUGH MARCH 31, 1990 AND APRIL 1, 1993 THROUGH MARCH 31, 1994 PERIODS.

2. THE MERCHANDISE COVERED BY THESE INSTRUCTIONS INCLUDES CTVS COMPLETE AND INCOMPLETE, FROM THE REPUBLIC OF KOREA

MANUFACTURED AND/OR EXPORTED BY GOLDSTAR. THE ORDER COVERS ALL CTVS REGARDLESS OF TARIFF CLASSIFICATION. DURING 1988 THE SUBJECT MERCHANDISE WAS CLASSIFIED UNDER ITEM NUMBERS 684.9246, 684.9248, 684.9250, 684.9252, 684.9253, 684.9255, 684.9256, 684.9258, 684.9262, 684.9263, 684.9270, 684.9275, 684.9655, 684.9656, 684.9658, 684.9660, 684.9663, 684.9864, 684.9866, 687.3512, 687.3513, 687.3514, 687.3516, 687.3518, AND 687.3520, OF THE TARIFF SCHEDULES OF THE UNITED STATES ANNOTATED. THEREAFTER, THE MERCHANDISE IS CLASSIFIABLE UNDER ITEM NUMBERS 8528.10.80, 8529.90.15, 8529.90.20, AND 8540.11.00 OF THE HARMONIZED TARIFF SCHEDULE.

3. THEREFORE, IN ACCORDANCE WITH SECTION 353.22 (E) OF THE COMMERCE REGULATIONS, YOU ARE TO ASSESS ANTIDUMPING DUTIES AT RATES EQUAL TO THE CASH DEPOSIT OF ESTIMATED ANTIDUMPING DUTIES REQUIRED AT THE TIME OF ENTRY ON CTVS FROM KOREA WHICH WERE MANUFACTURED AND/OR EXPORTED BY GOLDSTAR AND WHICH ENTERED, OR WERE WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION, ON

OR AFTER APRIL 1, 1988 AND ON OR BEFORE MARCH 31, 1990 AND ON OR AFTER APRIL 1, 1993 AND ON OR BEFORE MARCH 31, 1994.

4. THE RATES OF ESTIMATED ANTIDUMPING DUTIES WHICH WERE REQUIRED TO BE DEPOSITED ARE:

GOLDSTAR	A-580-008-001	04/01/88 - 06/30/88	1.37 PERCENT
		07/01/88 - 03/31/90	2.34 PERCENT
		04/01/93 - 09/26/93	1.22 PERCENT
		09/27/93 - 03/22/94	0.80 PERCENT
		03/23/94 - 03/31/94	ZERO

5. THE SUSPENSION OF LIQUIDATION ORDERED FOR KOREAN CTVS MANUFACTURED AND/OR EXPORTED BY GOLDSTAR WHICH ENTERED, OR WERE WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION, BETWEEN APRIL

1, 1988 AND MARCH 31, 1990 AND APRIL 1, 1993 AND MARCH 31, 1994 IS LIFTED.

6. THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT REQUIRE THAT INTEREST BE PAID ON OVERPAYMENTS OR UNDERPAYMENTS OF AMOUNTS DEPOSITED AS ANTIDUMPING DUTIES. SUCH INTEREST IS PAYABLE AT THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD. THE INTEREST SHALL BE CALCULATED AT THAT RATE FROM THE DATE OF PAYMENT OF ESTIMATED DUTIES THROUGH THE DATE OF LIQUIDATION.

7. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CUSTOMS SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 353.26 OF THE COMMERCE DEPARTMENT REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION OF THE ENTRY. IF THE IMPORTER HAS BEEN REIMBURSED ANTIDUMPING DUTIES, CUSTOMS SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER FAILS TO RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CUSTOMS SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

8. 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 THE OFFICE OF COUNTERVAILING COMPLIANCE, IMPORT ADMINISTRATION, DEPARTMENT OF COMMERCE, (202)482-2786.

9. 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