

MESSAGE NO: 4295204 MESSAGE DATE: 10/21/2004  
MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: PRE-Preliminary PUBLIC  NON-PUBLIC   
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-462-819

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 10/04/2004 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: NOTICE OF A PRELIMINARY DETERMINATION IN AN ANTIDUMPING DUTY INVESTIGATION OF MAGNESIUM METAL FROM THE RUSSIAN FEDERATION (A-462-819)

MESSAGE NO: 4295204 DATE: 10 21 2004

CATEGORY: ADA TYPE: PRE

REFERENCE: REFERENCE DATE:

CASES: A - 462 - 819 - -

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PERIOD COVERED: 10 04 2004 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NOTICE OF A PRELIMINARY DETERMINATION IN AN ANTIDUMPING DUTY INVESTIGATION OF MAGNESIUM METAL FROM THE RUSSIAN FEDERATION (A-462-819)

1. ON OCTOBER 4, 2004, THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS PRELIMINARY DETERMINATION OF SALES AT LESS THAN FAIR VALUE AND THE POSTPONEMENT OF THE FINAL DETERMINATION IN THE ANTIDUMPING DUTY INVESTIGATION OF MAGNESIUM METAL FROM THE RUSSIAN FEDERATION (69 FR 59197).

2. FOR PURPOSES OF THIS INVESTIGATION, THE PRODUCTS COVERED BY THIS INVESTIGATION ARE PRIMARY AND SECONDARY PURE AND ALLOY MAGNESIUM METAL, REGARDLESS OF CHEMISTRY, RAW MATERIAL SOURCE,

FORM, SHAPE, OR SIZE. MAGNESIUM IS A METAL OR ALLOY CONTAINING BY WEIGHT PRIMARILY THE ELEMENT MAGNESIUM. PRIMARY MAGNESIUM IS PRODUCED BY DECOMPOSING RAW MATERIALS INTO MAGNESIUM METAL. SECONDARY MAGNESIUM IS PRODUCED BY RECYCLING MAGNESIUM-BASED SCRAP INTO MAGNESIUM METAL. THE MAGNESIUM COVERED BY THIS INVESTIGATION INCLUDES BLENDS OF PRIMARY AND SECONDARY MAGNESIUM.

THE SUBJECT MERCHANDISE INCLUDES THE FOLLOWING PURE AND ALLOY MAGNESIUM METAL PRODUCTS MADE FROM PRIMARY AND/OR SECONDARY MAGNESIUM, INCLUDING, WITHOUT LIMITATION, MAGNESIUM CAST INTO INGOTS, SLABS, ROUNDS, BILLETS, AND OTHER SHAPES, AND MAGNESIUM GROUND, CHIPPED, CRUSHED, OR MACHINED INTO RASPIINGS, GRANULES, TURNINGS, CHIPS, POWDER, BRIQUETTES, AND OTHER SHAPES: (1) PRODUCTS THAT CONTAIN AT LEAST 99.95 PERCENT MAGNESIUM, BY WEIGHT (GENERALLY REFERRED TO AS "ULTRA-PURE" MAGNESIUM); (2) PRODUCTS THAT CONTAIN LESS THAN 99.95 PERCENT BUT NOT LESS THAN 99.8 PERCENT MAGNESIUM, BY WEIGHT (GENERALLY REFERRED TO AS "PURE" MAGNESIUM); AND (3) CHEMICAL COMBINATIONS OF MAGNESIUM AND OTHER MATERIAL(S) IN WHICH THE MAGNESIUM CONTENT IS 50 PERCENT OR

GREATER, BUT LESS THAN 99.8 PERCENT, BY WEIGHT, WHETHER OR NOT CONFORMING TO AN "ASTM SPECIFICATION FOR MAGNESIUM ALLOY." /1/

THE SCOPE OF THIS INVESTIGATION EXCLUDES: (1) MAGNESIUM THAT IS IN LIQUID OR MOLTEN FORM; AND (2) MIXTURES CONTAINING 90 PERCENT OR LESS MAGNESIUM IN GRANULAR OR POWDER FORM BY WEIGHT AND ONE OR

MORE OF CERTAIN NON-MAGNESIUM GRANULAR MATERIALS TO MAKE MAGNESIUM-BASED REAGENT MIXTURES, INCLUDING LIME, CALCIUM METAL, CALCIUM SILICON, CALCIUM CARBIDE, CALCIUM CARBONATE, CARBON, SLAG COAGULANTS, FLUORSPAR, NEPHALINE SYENITE, FELDSPAR, ALUMINA (AL<sub>2</sub>O<sub>3</sub>), CALCIUM ALUMINATE, SODA ASH, HYDROCARBONS, GRAPHITE, COKE, SILICON, RARE EARTH METALS/MISCHMETAL, CRYOLITE, SILICA/FLY ASH, MAGNESIUM OXIDE, PERICLASE, FERROALLOYS, DOLOMITE LIME, AND COLEMANITE. /2/

THE MERCHANDISE SUBJECT TO THIS INVESTIGATION IS CLASSIFIABLE UNDER ITEMS 8104.11.00, 8104.19.00, 8104.30.00, AND 8104.90.00 OF

THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS").  
ALTHOUGH THE HTSUS ITEMS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS  
PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER  
INVESTIGATION IS DISPOSITIVE.

/1/ THE MEANING OF THIS TERM IS THE SAME AS THAT USED BY THE  
AMERICAN SOCIETY FOR TESTING AND MATERIALS IN ITS ANNUAL BOOK OF  
ASTM STANDARDS: VOLUME 01.02 ALUMINUM AND MAGNESIUM ALLOYS.

/2/ THIS SECOND EXCLUSION FOR MAGNESIUM-BASED REAGENT MIXTURES  
IS BASED ON THE EXCLUSION FOR REAGENT MIXTURES IN THE 2000-2001  
INVESTIGATIONS OF MAGNESIUM FROM CHINA, ISRAEL, AND RUSSIA. SEE  
FINAL DETERMINATION OF SALES AT LESS THAN FAIR VALUE: PURE  
MAGNESIUM IN GRANULAR FORM FROM THE PEOPLE'S REPUBLIC OF CHINA,  
66 FR 49345 (SEPTEMBER 27, 2001); FINAL DETERMINATION OF SALES AT  
LESS THAN FAIR VALUE: PURE MAGNESIUM FROM ISRAEL, 66 FR 49349  
(SEPTEMBER 27, 2001); FINAL DETERMINATION OF SALES AT NOT LESS  
THAN FAIR VALUE: PURE MAGNESIUM FROM THE RUSSIAN FEDERATION, 66  
FR 49347 (SEPTEMBER 27, 2001). THESE MIXTURES ARE NOT MAGNESIUM  
ALLOYS, BECAUSE THEY ARE NOT CHEMICALLY COMBINED IN LIQUID FORM  
AND CAST INTO THE SAME INGOT.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED  
INVESTIGATION NUMBER A-821-819.

FOR CUSTOMS PURPOSES ONLY THE FOLLOWING IDENTIFICATION NUMBERS  
SHOULD BE USED: A-462-819.

4. FOR IMPORTS OF MAGNESIUM METAL FROM THE RUSSIAN FEDERATION,  
CUSTOMS AND BORDER PROTECTION (CUSTOMS) SHALL SUSPEND  
LIQUIDATIONS OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM  
WAREHOUSE, FOR CONSUMPTION ON OR AFTER OCTOBER 4, 2004.

EFFECTIVE OCTOBER 4, 2004, CUSTOMS SHALL REQUIRE, FOR SUCH  
ENTRIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE  
MARGINS SHOWN BELOW:



## Company Details

\*Party Indicator Value:

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