

MESSAGE NO: 4281205 MESSAGE DATE: 10/07/2004  
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-427-201

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/01/2002 TO 04/30/2003

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION INSTRUCTIONS FOR BALL BEARINGS AND PARTS THEREOF FROM FRANCE (A-427-201)

MESSAGE NO: 4281205 DATE: 10 07 2004

CATEGORY: ADA TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: A - 427 - 201 - -

- - - -

- - - -

PERIOD COVERED: 05 01 2002 TO 04 30 2003

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR BALL BEARINGS AND PARTS  
THEREOF FROM FRANCE (A-427-201)

THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

1. ON SEPTEMBER 15, 2004, THE DEPARTMENT OF COMMERCE (COMMERCE) PUBLISHED IN THE FEDERAL REGISTER ITS NOTICE OF FINAL RESULTS OF ANTIDUMPING DUTY ADMINISTRATIVE REVIEW WITH RESPECT TO BALL BEARINGS AND PARTS THEREOF (BBS) FROM FRANCE (A-427-201).

2. COMMERCE REVIEWED SEVERAL COMPANIES WHICH DID NOT RESPOND TO

ITS REQUEST FOR INFORMATION. AS A RESULT, COMMERCE DETERMINED TO APPLY AN ADVERSE FACTS-AVAILABLE RATE TO ALL IMPORTS OF BBS FOR WHICH THESE NON-RESPONSIVE COMPANIES ACTED IN ANY ASPECT OF THE TRANSACTION. THEREFORE, YOU SHOULD REVIEW SUPPORTING DOCUMENTATION FOR ALL ENTRIES OF BBS FROM FRANCE AND, FOR ALL SHIPMENTS OF BBS FROM FRANCE FOR WHICH THE FIRMS LISTED BELOW HAD ANY INVOLVEMENT (FOR EXAMPLE, IT ACTED AS MANUFACTURER, EXPORTER, IMPORTER, OR CUSTOMER) IN THE TRANSACTION (AS INDICATED ON THE COMMERCIAL INVOICE OR CUSTOMS DOCUMENTATION) AND WHICH WERE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 05/01/2002, THROUGH 04/30/2003, ASSESS AN ANTIDUMPING LIABILITY OF 66.42 PERCENT OF THE ENTERED VALUE. THE MERCHANDISE SUBJECT TO THIS PARAGRAPH MAY HAVE ENTERED UNDER ANY OF THE TEN-DIGIT CASE NUMBERS FOR BBS FROM FRANCE.

PRODUCER, EXPORTER, IMPORTER, OR CUSTOMER

ACE BEARING AND TRANSMISSION SERVICE

AKTIF ENDUSTRIE MALZEMELERI

ALPHATEAM SPRL

AUSTRALIAN BEARING PTY LTD.

BALTIC BEARING SUPPLY

BEARING AND TOOL GMBH

BEARING DYNAMICS

BEARING SALES CORP.

BUDAPESTI SVED CSAPAGY LTD.

CANTONI AND C.S.N.C.

CCVI BEARING CO.

DCD CORP.

DELTA EXPORT GMBH

EUROLATIN EX. SERVICES

FAIR FRIEND ENT. CO. LTD.

FRIEDRICH PICARD GMBH

FROHLICH AND DORKEN GMBH

HAN SOL TECH. CORP/YOO SHIN CO.

HAYLEY IMPORT/EXPORT

HEINZ KNUST  
HERGENHAN GMBH  
HOENS INDUSTRIEEL BV  
IBD LTD.  
INTERNATIONAL BEARING PTE.LTD.  
ITALCUSCINETTI GROUP  
KIAN HO BEARINGS, LTD.  
KIS ANTRIEBS TECHNIK GMBH  
KSM, MINAMIGUCHI/BEARING MANUFACTURING CO.  
LTM INDUSTRIETECHNIK  
M. BUCHHALTER MASCHENMODE/HERGENHAN  
MICAKNOWLEDGE  
MINETTI SPA  
MING HING TRADING CO.  
MOTION BEARING PTRE. LTD.  
RODAMIETOS ROVI  
ROEIRASA  
ROVI-MARCAY  
ROVI-VALENCIA  
TANINAKA LTD.  
TOP G TRADING PTE LTD.  
WEBER KUGELLAGER INT.  
WITHUS TECHNOLOGY CORPORATION  
WYKO EXPORT

3. COMMERCE REVIEWED SIX COMPANIES WHICH REPORTED THAT THEY MADE NO SHIPMENTS OF BBS DURING THE PERIOD MAY 1, 2002, THROUGH APRIL 30, 2003. AS COMMERCE EXPLAINED IN ITS EARLIER DECISIONS AND STATED IN THE FINAL RESULTS, THESE CLAIMS ARE DIFFICULT TO VERIFY USING TRADITIONAL SOURCES OF IMPORT DATA AND, IF IN FACT THESE COMPANIES WERE INVOLVED IN THE SHIPMENT OR IMPORTATION OF BBS, THE APPLICATION OF THE ADVERSE FACTS-AVAILABLE RATE IS APPROPRIATE. THEREFORE, YOU SHOULD REVIEW SUPPORTING DOCUMENTATION FOR ALL ENTRIES OF BBS FROM FRANCE AND, FOR ALL SHIPMENTS OF BBS FROM FRANCE FOR WHICH THE FIRMS LISTED BELOW HAD ANY INVOLVEMENT IN THE TRANSACTION AND WHICH WERE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD

05/01/2002, THROUGH 04/30/2003, ASSESS AN ANTIDUMPING LIABILITY OF 66.42 PERCENT OF THE ENTERED VALUE. THE MERCHANDISE SUBJECT TO THIS PARAGRAPH MAY HAVE ENTERED UNDER ANY OF THE TEN-DIGIT CASE NUMBERS FOR BBS FROM FRANCE.

PRODUCER, EXPORTER, IMPORTER, OR CUSTOMER

ACORN INDUSTRIAL SERVICE LIMITED  
BEARING DISCOUNT INTERNATIONAL GMBH  
BEARING NET  
EVER-ON CORPORATION (FORMERLY TAISHO KIKO CO.)  
ROLLING BEARING CO. PTY LTD.  
SPRINT ENGINEERING

4. THESE INSTRUCTIONS CONSTITUTE THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE MERCHANDISE AND PERIOD LISTED ABOVE. FOR ALL OTHER SHIPMENTS OF BBS FROM FRANCE YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY U.S. CUSTOMS AND BORDER PROTECTION (CBP) ON 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 AND ASSESS INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER WHICH IS MAY 15, 1989. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED 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.

6. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD REQUIRE

THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN 19 CFR 351.402. IMPORTERS WERE NOTIFIED OF THIS REQUIREMENT WHEN THE NOTICES OF PRELIMINARY AND FINAL RESULTS OF THE ADMINISTRATIVE REVIEW WERE PUBLISHED IN THE FEDERAL REGISTER. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO

LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O5: JOF).

8. 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