

MESSAGE NO: 3030304 MESSAGE DATE: 01/30/2013

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: RES-Rescission

FR CITE: 78 FR 2658 FR CITE DATE: 01/14/2013

REFERENCE MESSAGE # 2331301
(s):

CASE #(s): A-201-830

EFFECTIVE DATE: 01/14/2013 COURT CASE #: 12-345

PERIOD OF REVIEW: 10/01/2011 TO 09/30/2012

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 01/14/2013

TO: { Directors Of Field Operations, Port Directors }

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

RE: Notification of rescission of administrative review of antidumping duty order on carbon and certain alloy steel wire rod from Mexico (A-201-830).

1. Commerce has rescinded the administrative review of the antidumping duty order on carbon and certain alloy steel wire rod from Mexico (A-201-830) covering the period 10/01/2011 through 09/30/2012 for the firm(s) listed below. You are to assess antidumping duties on merchandise entered, or withdrawn from warehouse, for consumption during the period 10/01/2011 through 09/30/2012 at the cash deposit or bonding rate required at the time of entry.

Liquidate all entries for the following firm(s):

Hylsa S.A. de C.V.

Case number: A-201-830-003

Ternium Mexico, S.A. de C.V. (See Notes in ACE)

Case number: A-201-830-004

ArcelorMittal Las Truchas, S.A. de C.V. (See Notes in ACE)

Case number: A-201-830-005

2. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 1 occurred with publication of the notice of rescission of administrative review (78 FR 2658, 01/14/2013). Unless instructed otherwise, for all other shipments of carbon and certain alloy steel wire rod from Mexico you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.

3. The injunction with court number 12-345 discussed in message number 2331301 dated 11/26/2012 is applicable to the entries produced and/or exported by Deacero S.A. de C.V. on or after 06/08/2011. Accordingly, continue to suspend liquidation of such entries until liquidation instructions are issued.

4. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is

subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or 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. 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.

5. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the manufacturer, producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

6. 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 O8:PMT.)

7. 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