

MESSAGE NO: 5062206 MESSAGE DATE: 03/03/2005
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-122-848

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 03/10/2003 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: EXPEDITED REVIEW LIQUIDATION INSTRUCTIONS FOR RICHELAIN FARMS IN THE
COUNTERVAILING DUTY EXPEDITED REVIEW OF HARD RED SPRING WHEAT FROM
CANADA (C-122-848)

MESSAGE NO: 5062206

DATE: 03 03 2005

CATEGORY: CVD

TYPE: LIQ

REFERENCE:

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CASES: C - 122 - 848

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PERIOD COVERED: 03 10 2003 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: EXPEDITED REVIEW LIQUIDATION INSTRUCTIONS FOR RICHELAIN
FARMS IN THE COUNTERVAILING DUTY EXPEDITED REVIEW OF
HARD RED SPRING WHEAT FROM CANADA (C-122-848)

1. ON JANUARY 26, 2005 THE DEPARTMENT OF COMMERCE PUBLISHED IN
THE FEDERAL REGISTER ITS FINAL RESULTS OF COUNTERVAILING DUTY
EXPEDITED REVIEW: HARD RED SPRING WHEAT FROM CANADA (C-122-848)
(70 FR 3679) FOR RICHELAIN FARMS.

2. IN THE FINAL RESULTS, WE DETERMINED THAT RICHELAIN FARMS WAS
FOUND TO HAVE ZERO BENEFITS AND IS EXCLUDED FROM THIS
COUNTERVAILING DUTY ORDER.

COMPANY

COMPANY NUMBER

RICHELAIN FARMS

C-122-848-002 OR C-122-848-000

PLEASE NOTE THAT ENTRIES FROM RICHELAIN FARMS MAY HAVE ENTERED UNDER COMPANY NUMBER C-122-848-000 SINCE THIS COMPANY WAS NOT PART OF THE ORIGINAL INVESTIGATION.

3. ACCORDINGLY, U.S. CUSTOMS AND BORDER PROTECTION (CBP) IS DIRECTED TO TERMINATE IMMEDIATELY THE SUSPENSION OF LIQUIDATION FOR ALL SHIPMENTS OF SUBJECT MERCHANDISE PRODUCED AND EXPORTED BY RICHELAIN FARMS, AND TO REFUND ANY CASH DEPOSITS AND RELEASE ANY BONDS OR OTHER SECURITY REQUIRED ON ALL ENTRIES ON OR AFTER 03/10/2003 FOR THE COUNTERVAILING DUTY INVESTIGATION. CONTINUE TO SUSPEND ENTRIES FOR ANTIDUMPING DUTY PURPOSES ONLY.

4. THE ASSESSMENT OF COUNTERVAILING DUTIES BY CBP ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT THE CBP PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE ENTRY DATE OR DATE OF DEPOSIT WHICHEVER IS LATER, OR ESTIMATED COUNTERVAILING DUTIES 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. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTHAM AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 (GENERATED BY O1:ART).

6. 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