

MESSAGE NO: 5081111 MESSAGE DATE: 03/22/1995

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: COR PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 3007111
MESSAGE #
(s):

CASE #(s): A-588-405

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 06/11/1985 TO 11/30/1987

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION OF REPLACEMENT SUBASSEMBLIES FOR MITSUBISHI ELEECTIRC CORPORATION (A-588-405-004)

MESSAGE NO: 5081111

DATE: 03 22 1995

CATEGORY: ADA

TYPE: COR

REFERENCE: 3007111

REFERENCE DATE: 01 07 1993

CASES: A - 588 - 405

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PERIOD COVERED: 06 11 1985 TO 11 30 1987

LIQ SUSPENSION DATE:

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

FROM: DIRECTOR, TRADE COMPLIANCE DIVISION

RE: LIQUIDATION OF REPLACEMENT SUBASSEMBLIES FOR MITSUBISHI
ELEECTIRC CORPORATION (A-588-405-004)

1. IN A PREVIOUS EMAIL MESSAGE (#3007111 DATED JANUARY 7, 1993)
IT WAS NOTED THAT REPLACEMENT SUBASSEMBLIES ARE NOT WITHIN
THE SCOPE OF THE ANTIDUMPING DUTY ORDER ON JAPANESE CELLULAR
MOBILE TELEPHONES (CMT) AND SUBASSEMBLIES (A-588-405) IF AN
IMPORTER CAN ESTABLISH TO THE SATISFACTION OF CUSTOMS
OFFICERS THAT SUCH CMT SUBASSEMBLIES ARE BEING IMPORTED
EXCLUSIVELY FOR REPLACEMENT PURPOSES. THE DEPARTMENT OF
COMMERCE HAS BEEN CONTACTED REGARDING ENTRIES OF REPLACEMENT
SUBASSEMBLIES MANUFACTURED BY MITSUBISHI ELECTRIC CORPORATION

(A-588-405-004) WHICH ENTERED DURING THE JUNE 11, 1985 THROUGH NOVEMBER 30, 1987 PERIOD WHICH REMAIN UNLIQUIDATED. ACCORDINGLY, IF CUSTOMS OFFICERS ARE SATISFIED THAT MELCO'S REFERENCED CMT SUBASSEMBLIES WERE IMPORTED EXCLUSIVELY FOR REPLACEMENT PURPOSES, SUCH MERCHANDISE SHOULD BE LIQUIDATED WITHOUT REGARD TO DUMPING DUTIES.

2. 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.
3. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA EMAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, THE TECHNICAL PROGRAMS, ANTIDUMPING/COUNTERVAILING DUTY, USING ATTRIBUTE "HQ OAB". THE IMPORTING PUBLIC AND OTHER INTEREST PARTIES SHOULD CONTACT THE OFFICE OF COUNTERVAILING COMPLIANCE, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE AT (202) 482-2786.
4. 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