

MESSAGE NO: 5055118 MESSAGE DATE: 02/24/1995
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: SCO-Scope PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-122-006

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 02/03/1995 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: SCOPE RULING ON STEEL JACKS FROM CANADA (A-122-006)

MESSAGE NO: 5055118

DATE: 02 24 1995

CATEGORY: ADA

TYPE: SCO

REFERENCE:

REFERENCE DATE:

CASES: A - 122 - 006

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PERIOD COVERED: 02 03 1995 TO

LIQ SUSPENSION DATE:

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

FROM: DIRECTOR, TRADE COMPLIANCE DIVISION

RE: SCOPE RULING ON STEEL JACKS FROM CANADA (A-122-006)

1. ON FEBRUARY 3, 1995, IN RESPONSE TO A REQUEST BY SEEBURN, A DIVISION OF VENTRA GROUP, INC. (SEEBURN), THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING THAT SEEBURN'S AUTOMOBILE TIRE JACKS ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING FINDING ON STEEL JACKS FROM CANADA (A-122-006).

2. THE COMMERCE DEPARTMENT DETERMINED THAT THE ANTIDUMPING FINDING APPLIES ONLY TO HEAVY DUTY, MULTI-PURPOSE STEEL JACKS, FROM 36 TO 64 INCHES IN HEIGHT. SINCE SEEBURN'S

JACKS ARE NOT HEAVY DUTY MULTI-PURPOSE JACKS BUT ARE AUTOMOBILE TIRE JACKS THAT RANGE IN HEIGHT FROM 2.6 TO 24 INCHES, THEY ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING FINDING ON STEEL JACKS FROM CANADA.

3. EFFECTIVE IMMEDIATELY, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES, REGARDLESS OF ENTRY DATE, OF SEEBURN'S AUTOMOBILE TIRE JACKS.
4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO SEEBURN'S AUTOMOBILE TIRE JACKS.
5. THE REFUND OF CASH DEPOSITS BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS 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 BONDS POSTED 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 OF PAYMENT OF ESTIMATED ANTIDUMPING 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.
6. CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES OF STEEL JACKS SUBJECT TO THE ANTIDUMPING FINDING COVERING STEEL JACKS FROM CANADA.
7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, THEY SHOULD BE FORWARDED VIA E-MAIL THROUGH THE REGIONAL ANTIDUMPING/COUNTERVAILING DUTY COORDINATOR TO THE TRADE COMPLIANCE DIVISION, ANTIDUMPING/COUNTERVAILING DUTY BRANCH USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC

AND INTERESTED PARTIES SHOULD CONTACT RON TRENTAM ON
202-482-3931, OFFICE OF ANTIDUMPING COMPLIANCE, IMPORT
ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S.
DEPARTMENT OF COMMERCE.

8. 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