

MESSAGE NO: 5159207 MESSAGE DATE: 06/08/2005  
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-570-204

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/23/2005 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: SCOPE RULING AND LIQUIDATION INSTRUCTIONS ON ANTIDUMPING DUTY  
ORDERS OF HEAVY FORGED HAND TOOLS FROM CHINA (A-570-204) OLYMPIA GROUP  
INC.

MESSAGE NO: 5159207

DATE: 06 08 2005

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: A - 570 - 204

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PERIOD COVERED: 05 23 2005 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: SCOPE RULING AND LIQUIDATION INSTRUCTIONS ON  
ANTIDUMPING DUTY ORDERS OF HEAVY FORGED HAND TOOLS  
FROM CHINA (A-570-204) OLYMPIA GROUP INC.

1. ON 5/23/2005, IN RESPONSE TO A REQUEST BY OLYMPIA GROUP  
INC.(OLYMPIA), THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE  
RULING THAT THE 8 INCH BY 8 INCH (MODEL NUMBER 64-376) AND 10  
INCH BY 10 INCH (MODEL NUMBER 64-377) CAST TAMPERS, IMPORTED BY  
OLYMPIA, ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDERS  
COVERING HEAVY FORGED HAND TOOLS (HFHTS) FROM THE PEOPLE'S  
REPUBLIC OF CHINA (PRC) (A-570-204).

2. THE DEPARTMENT OF COMMERCE FOUND SUFFICIENT EVIDENCE ON THE RECORD TO ESTABLISH THAT OLYMPIA'S 8 INCH BY 8 INCH (MODEL NUMBER 64-376) AND 10 INCH BY 10 INCH (MODEL NUMBER 64-377) CAST TAMPERS SHOULD BE EXCLUDED BECAUSE THE DEPARTMENT HAS DETERMINED THAT THESE TOOLS ARE NOT PRODUCED USING A FORGING METHOD. THESE TAMPERS, THEREFORE, ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDERS COVERING HFHTS FROM THE PRC.

3. EFFECTIVE MAY 23, 2005, TERMINATE SUSPENSION OF LIQUIDATION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES, REGARDLESS OF ENTRY DATE, FOR THE TAMPERS LISTED IN PARAGRAPH 1.

4. CUSTOMS AND BORDER PROTECTION (CBP) IS INSTRUCTED TO REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO THE TAMPERS LISTED IN PARAGRAPH 1.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY 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, OR ASSESS INTEREST ON UNDER PAYMENTS, 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.

6. CBP IS INSTRUCTED TO CONTINUE TO SUSPEND LIQUIDATION OF ALL OTHER ENTRIES OF HFHTS SUBJECT TO THE ANTIDUMPING DUTY ORDERS COVERING HFHTS FROM THE PRC.

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, U.S. DEPARTMENT OF COMMERCE, AT (202)482-0984 OR (202) 482-3577 (GENERATED BY 09:PW).

5. 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