

MESSAGE NO: 5200111 MESSAGE DATE: 07/19/1995
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-570-804

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/19/1995 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: ANTIDUMPING SCOPE FOR RED ROCKET FIREWORKS RULING ON SPARKLERS
FROM PEOPLE'S REPUBLIC OF CHINA (A-570-804)

MESSAGE NO: 5200111 DATE: 07 19 1995

CATEGORY: ADA TYPE: SCO

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 804 - -

- - - -

- - - -

PERIOD COVERED: 05 19 1995 TO

LIQ SUSPENSION DATE:

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

FROM: DIRECTOR, TECHNICAL PROGRAMS

RE: ANTIDUMPING SCOPE FOR RED ROCKET FIREWORKS RULING ON
SPARKLERS FROM PEOPLE'S REPUBLIC OF CHINA (A-570-804)

1. ON MAY 19, 1995, IN RESPONSE TO A REQUEST BY RED ROCKET
FIREWORKS, THE DEPARTMENT OF COMMERCE (THE DEPARTMENT)
ISSUED A FINAL SCOPE RULING THAT 14-INCH MORNING GLORIES ARE
NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING
SPARKLERS FROM THE PEOPLE'S REPUBLIC OF CHINA, A-570-804.

2. THE COMMERCE DEPARTMENT DETERMINED THAT 14-INCH MORNING
GLORIES, WHICH CONTAIN WOOD STICKS INSTEAD OF WIRE, ARE

OUTSIDE THE SCOPE OF THE ORDER BECAUSE THE SCOPE IS LIMITED TO SPARKLERS MADE WITH WIRE. THEREFORE, 14-INCH MORNING GLORIES ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING SPARKLERS FROM THE PEOPLE'S REPUBLIC OF CHINA.

3. EFFECTIVE MAY 19, 1995, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES, REGARDLESS OF ENTRY DATE, OF 14-INCH MORNING GLORIES FROM THE PEOPLE'S REPUBLIC OF CHINA.
4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO 14-INCH MORNING GLORIES FROM THE PEOPLE'S REPUBLIC OF CHINA.
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 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. CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES OF SPARKLERS SUBJECT TO THE ANTIDUMPING DUTY ORDER COVERING SPARKLERS FROM THE PEOPLE'S REPUBLIC OF CHINA.
7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, TECHNICAL PROGRAMS ANTIDUMPING/COUNTERVAILING DUTY USING ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT

TOM PROSSER ON 202-482-1130, 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