

MESSAGE NO: 2363321 MESSAGE DATE: 12/28/2012
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: OUTSCO-Out of Scope

FR CITE: FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-904

EFFECTIVE DATE: 12/17/2012 COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 12/28/2012

TO: { Directors Of Field Operations, Port Directors }

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

RE: Antidumping duty scope determination on certain activated carbon from the People's Republic of China (A-570-904)

Notice of the lifting of suspension occurred on the message date of these instructions. See paragraph 5 below.

1. Commerce received a scope ruling request from Tobacco Import USA. Commerce issued a final scope determination on 12/17/2012 that hookah charcoal tablets imported by Tobacco Import USA are not within the scope of the antidumping duty order on certain activated carbon from the People's Republic of China (A-570-904).
2. Commerce determined that Tobacco Import USA's hookah charcoal tablets are outside the scope of the order because the product does not undergo an activation process. Therefore, Tobacco Import USA's hookah charcoal tablets are not within the scope of the antidumping duty order on certain activated carbon from the People's Republic of China.
3. For all entries of Tobacco Import USA's hookah charcoal tablets not within scope that remain unliquidated on or after 10/11/2006, CBP shall terminate suspension and liquidate entries of product not within scope which were entered, or withdrawn from warehouse, for consumption.
4. Refund any cash deposits and release any bonds relating to the hookah charcoal tablets described above.
5. These instructions constitute notice of the lifting of suspension of liquidation of entries of hookah charcoal tablets entered, or withdrawn from warehouse, for consumption on or after 10/11/2006.
6. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP 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.

7. Unless instructed otherwise, for all other shipments of certain activated carbon from the People's Republic of China not covered by paragraph 2 above, you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.

8. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O9: AR.)

9. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party