

MESSAGE NO: 5355113 MESSAGE DATE: 12/21/1994
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: ORD-Order PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-351-824, A-570-828

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 12/22/1994 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: ANTIDUMPING ORDER ON SILICOMANGANESE FM BRAZIL (A-351-824) & PRC (A-570-828)

MESSAGE NO: 5355113 DATE: 12 21 1994

CATEGORY: ADA TYPE: ORD

REFERENCE: REFERENCE DATE:

CASES: A - 351 - 824 A - 570 - 828

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PERIOD COVERED: 12 22 1994 TO

LIQ SUSPENSION DATE:

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

FROM: DIRECTOR, TRADE COMPLIANCE DIVISION

RE: ANTIDUMPING ORDER ON SILICOMANGANESE FM BRAZIL
(A-351-824) & PRC (A-570-828)

1. THE DEPARTMENT OF COMMERCE WILL PUBLISH IN THE FEDERAL REGISTER ON DECEMBER 22, 1994, ITS ORDER IN THE ANTIDUMPING DUTY INVESTIGATIONS OF SILICOMANGANESE FROM BRAZIL AND THE PEOPLE'S REPUBLIC OF CHINA (PRC).

2. THE MERCHANDISE COVERED BY THESE INVESTIGATIONS IS SILICOMANGANESE, SOMETIMES CALLED FERROSILICON MANGANESE, A FERROALLOY COMPOSED PRINCIPALLY OF MANGANESE, SILICON, AND IRON, AND NORMALLY CONTAINING MUCH SMALLER PROPORTIONS OF MINOR

ELEMENTS, SUCH AS CARBON, PHOSPHOROUS AND SULFUR. SILICOMANGANESE GENERALLY CONTAINS BY WEIGHT NOT LESS THAN 4% IRON, MORE THAN 30% MANGANESE, MORE THAN 8% SILICON AND NOT MORE THAN 3% PHOSPHOROUS. ALL COMPOSITIONS, FORMS AND SIZES OF SILICOMANGANESE ARE INCLUDED WITHIN THE SCOPE OF THESE INVESTIGATIONS, INCLUDING SILICOMANGANESE SLAG, FINES AND BRIQUETTES. SILICOMANGANESE IS USED PRIMARILY IN STEEL PRODUCTION AS A SOURCE OF BOTH SILICON AND MANGANESE. THESE INVESTIGATIONS COVER ALL SILICOMANGANESE, REGARDLESS OF ITS TARIFF CLASSIFICATION. MOST SILICOMANGANESE IS CURRENTLY CLASSIFIABLE UNDER SUBHEADING 7202.30.0000 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). SOME SILICOMANGANESE MAY ALSO BE CLASSIFIABLE UNDER HTSUS SUBHEADING 7202.99.5040.

ALTHOUGH THE HTSUS SUBHEADING IS PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, OUR WRITTEN DESCRIPTION OF THE SCOPE OF THESE PROCEEDINGS IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES, THESE CASES HAVE BEEN ASSIGNED THE FOLLOWING CASE NUMBERS:

BRAZIL A-351-824 PRC A-570-828

4. THE INTERNATIONAL TRADE COMMISSION (ITC) NOTIFIED THE DEPARTMENT THAT IMPORTS OF SILICOMANGANESE FROM THE PRC THREATEN

MATERIAL INJURY TO THE U.S. INDUSTRY. THE ITC DID NOT DETERMINE, BUT FOR THE SUSPENSION OF LIQUIDATION OF ENTRY SUMMARIES OF SILICOMANGANESE FROM THE PRC, THE DOMESTIC INDUSTRY WOULD HAVE BEEN MATERIALLY INJURED. THEREFORE, THE CUSTOMS SERVICE SHALL TERMINATE SUSPENSION AND REFUND ANY CASH DEPOSIT AND RELEASE ANY BOND OR OTHER SECURITY OF SILICOMANGANESE FROM THE PRC FOR ENTRY SUMMARIES, ENTERED OR WITHDRAWN FROM WAREHOUSE,

FOR CONSUMPTION PRIOR TO DECEMBER 14, 1994, THE DATE OF PUBLICATION OF THE ITC'S FINAL DETERMINATION IN THE FEDERAL REGISTER.

INTEREST PROVISION OF SECTION 778 OF THE TARIFF ACT OF 1930 DO NOT APPLY.

THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATION FOR SILICOMANGANESE FROM THE PRC WITH RESPECT TO ENTRY SUMMARIES ENTERED OR WITHDRAWN

FROM WAREHOUSE, FOR CONSUMPTION ON OF AFTER DECEMBER 14, 1994, THE DATE OF PUBLICATION OF THE ITC'S FINAL DETERMINATION IN THE FEDERAL REGISTER. EFFECTIVE DECEMBER 22, 1994, THE CUSTOMS SERVICE SHALL REQUIRE A CASH DEPOSIT EQUAL TO THE MARGINS BELOW.

THE U.S. CUSTOMS SERVICE SHALL SUSPEND LIQUIDATION OF ALL ENTRY SUMMARIES OF SILICOMANGANESE FROM BRAZIL WHICH ARE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER JUNE 17, 1994, AND SHALL REQUIRE A CASH DEPOSIT, EFFECTIVE DECEMBER 22, 1994, FOR SUCH ENTRY SUMMARIES OF THE MERCHANDISE IN THE AMOUNT BELOW.

MANUFACTURERS/PRODUCERS/ EXPORTERS	CUSTOMS ID NUMBERS	MARGIN/ PERCENT
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BRAZIL

COMPANHIA PAULISTA

DE FERRO-LIGAS	A-351-824-001	64.93
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SIBRA-ELETROSIDERURGICA

BRASILEIRA S.A.	A-351-824-002	64.93
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ALL OTHERS	A-351-824-000	17.60
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PEOPLE'S REPUBLIC OF CHINA

ALL EXPORTERS	A-570-828-000	150.00
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5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE REGIONAL AD/CVD COORDINATOR, TRADE COMPLIANCE DIVISION, AD/CVD BRANCH, USING ATTRIBUTE "HQ OAB". THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT JOHN BRINKMANN OR MICHELLE FREDERICK, OFFICE OF ANTIDUMPING INVESTIGATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, TELEPHONE (202) 482-5288 OR (202) 482-0186, RESPECTIVELY.

5. 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