

MESSAGE NO: 6055201 MESSAGE DATE: 02/24/2006
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 4286212
MESSAGE #
(s):

CASE #(s): A-485-803

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 08/01/2003 TO 07/31/2004

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: NOTIFICATION OF PARTIAL RESCISSION OF AND LIQUIDATION INSTRUCTIONS FOR THE ANTIDUMPING DUTY ORDER/FINDING OF CERTAIN CUT-TO-LENGTH CARBON STEEL PLATE FROM ROMANIA

MESSAGE NO: 6055201

DATE: 02 24 2006

CATEGORY: ADA

TYPE: LIQ

REFERENCE: 4286212

REFERENCE DATE: 10 12 2004

CASES: A - 485 - 803

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PERIOD COVERED: 08 01 2003 TO 07 31 2004

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NOTIFICATION OF PARTIAL RESCISSION OF AND LIQUIDATION INSTRUCTIONS FOR THE ANTIDUMPING DUTY ORDER/FINDING OF CERTAIN CUT-TO-LENGTH CARBON STEEL PLATE FROM ROMANIA

1. THE ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER ON CERTAIN CUT-TO-LENGTH CARBON STEEL PLATE FROM ROMANIA (A-485-803), COVERING THE PERIOD 08/01/2003 THROUGH 07/31/2004, HAS BEEN RESCINDED FOR THE FOLLOWING FIRMS:

METANEF S.A.

MINMET S.A.

COMBINATUL DE OTELROI SPECIALI TIRGOVISTE

CSR SA RESITA

2. METANEF S.A., MINMET S.A., AND COMBINATUL DE OTELURI SPECIALI TIRGOVISTE CERTIFIED THAT THERE WERE NO SALES OF CERTAIN CUT-TO-LENGTH CARBON STEEL PLATE FROM ROMANIA DURING THE PERIOD OF REVIEW. SHOULD CUSTOMS FIND ENTRIES OF CERTAIN CUT-TO-LENGTH CARBON STEEL PLATE FROM ROMANIA, PRODUCED AND/OR EXPORTED BY ANY

OF THESE THREE COMPANIES, ASSESS ANTIDUMPING DUTIES ON THIS MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION

DURING THE PERIOD 08/01/2003 THROUGH 07/31/2004 AT THE 'ALL OTHER' RATE IN EFFECT AT THE TIME OF ENTRY.

3. THE DEPARTMENT OF COMMERCE RESCINDED THE ADMINISTRATIVE REVIEW WITH RESPECT TO CSR SA RESITA AT THE REQUEST OF THE PETITIONER, NUCOR CORPORATION. YOU ARE TO ASSESS ANTIDUMPING DUTIES ON ANY MERCHANDISE PRODUCED AND/OR EXPORTED BY CSR SA RESITA AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION

DURING THE PERIOD 08/01/2003 THROUGH 07/31/2004 AT THE CASH DEPOSIT OR BONDING RATE REQUIRED AT THE TIME OF ENTRY.

4. CONTINUE TO SUSPEND LIQUIDATION ON ENTRIES OF CERTAIN CUT-TO-LENGTH CARBON STEEL PLATE FROM ROMANIA, ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 08/01/2003 THROUGH 07/31/2004 , FOR MERCHANDISE PRODUCED AND/OR EXPORTED BY THE FOLLOWING FIRMS:

MITTAL STEEL GALATI, S.A. (FORMERLY ISPAT SIDEX S.A.)
METAEXPORTIMPORT SA

5. FOR ANY COMPANIES NOT LISTED IN THESE INSTRUCTIONS, PLEASE REFER TO THE AUTOMATIC LIQUIDATION INSTRUCTIONS, MESSAGE 4286212, DATED 10/12/2004.

6. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF THE MERCHANDISE FOR THE PERIOD LISTED ABOVE OCCURRED WITH THE

PUBLICATION OF THE RESCISSION OF THE ADMINISTRATIVE REVIEW (71 FR 7008, FEBRUARY 10, 2006). YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

7. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CUSTOMS AND BORDER PROTECTION ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAYS 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 OF PAYMENT OF 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.

8. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF THE COMMERCE DEPARTMENT REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO

LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT RESPOND TO YOUR FORMAL REQUEST FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

9. 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, INTERNATIONAL TRADE

ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR
(202) 482-3577 RESPECTIVELY (GENERATED BY 07:JD).

10. 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