

MESSAGE NO: 6156113 MESSAGE DATE: 06/04/1996
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: SCO-Scope PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 4075113
MESSAGE #
(s):

CASE #(s): A-201-805, A-307-805, A-351-809,
A-580-809

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 03/21/1996 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: ANTIDUMPING SCOPE RULING ON CIRCULAR WELDED NON-ALLOY STEEL PIPE AND TUBE FROM BRAZIL (A-351-809) KOREA (A-580-809) MEXICO (A-201-805) VENEZUELA (A-307-805)

MESSAGE NO: 6156113

DATE: 06 04 1996

CATEGORY: ADA

TYPE: SCO

REFERENCE: 4075113

REFERENCE DATE: 03 16 1994

CASES: A - 351 - 809

A - 580 - 809

A - 201 - 805

A - 307 - 805

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PERIOD COVERED: 03 21 1996 TO

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, TECHNICAL PROGRAMS

RE: ANTIDUMPING SCOPE RULING ON CIRCULAR WELDED NON-ALLOY STEEL PIPE AND TUBE FROM BRAZIL (A-351-809) KOREA (A-580-809) MEXICO (A-201-805) VENEZUELA (A-307-805)

1. ON 03/21/96, IN RESPONSE TO A REQUEST BY ALLIED TUBE & CONDUIT CORPORATION, SAWHILL TUBULAR DIVISION, TEX-TUBE DIVISION AMERICAN TUBE COMPANY, CENTURY TUBE CORPORATION, LACLEDE STEEL COMPANY, LTV TUBULAR PRODUCTS COMPANY, SHARON TUBE COMPANY, WESTERN TUBE & CONDUIT CORPORATION, WHEATLAND TUBE COMPANY AND CSI TUBULAR PRODUCTS, INC. (COLLECTIVELY, THE PETITIONERS), THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING THAT: 1) PIPE CERTIFIED TO THE AMERICAN

PETROLEUM INSTITUTE (API) 5L LINE PIPE SPECIFICATIONS AND 2) PIPE CERTIFIED TO BOTH THE API 5L LINE PIPE SPECIFICATION AND THE LESS-STRINGENT AMERICAN SOCIETY FOR TESTING AND MATERIALS (ASTM) A-53 STANDARD PIPE SPECIFICATIONS (DUAL-CERTIFIED, OR DUAL-STENCILED PIPE) WHICH ENTER AS LINE PIPE OF A KIND USED IN OIL AND GAS PIPELINES ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDERS COVERING CERTAIN CIRCULAR WELDED NON-ALLOY STEEL PIPE AND TUBE FROM BRAZIL, KOREA, MEXICO AND VENEZUELA (A-351-809, A-580-809, A-201-805 AND A-307-805), IRRESPECTIVE OF END USE.

2. THE COMMERCE DEPARTMENT DETERMINED THAT API 5L LINE PIPE AND DUAL-CERTIFIED PIPE WERE NOT INCLUDED IN THE ORIGINAL ANTIDUMPING PETITION AND WERE NOT WITHIN THE SCOPE OF THE DEPARTMENT'S ORIGINAL LESS-THAN-FAIR-VALUE INVESTIGATION OR THE INTERNATIONAL TRADE COMMISSION'S INJURY DETERMINATIONS. THEREFORE, API 5L LINE PIPE AND DUAL-CERTIFIED PIPE ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING CIRCULAR WELDED NON-ALLOY STEEL PIPE AND TUBE FROM BRAZIL, KOREA, MEXICO AND VENEZUELA. THIS DETERMINATION FOLLOWS THE DEPARTMENT'S PRELIMINARY AFFIRMATIVE SCOPE DECISION WHICH WAS SIGNED ON JANUARY 6, 1994, AND WAS THE SUBJECT OF A PRIOR E-MAIL TO REGIONAL DIRECTORS, COMMERCIAL OPERATIONS, DISTRICT DIRECTORS, AREA AND PORT DIRECTORS ON 03/16/94 (MESSAGE NUMBER 4075113).
3. EFFECTIVE 03/21/96, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRY SUMMARIES, REGARDLESS OF ENTRY SUMMARY DATE, OF API 5L LINE PIPE AND DUAL-CERTIFIED PIPE LISTED ABOVE.
4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO THE API 5L LINE PIPE AND DUAL-CERTIFIED PIPE LISTED ABOVE.
5. THE ASSESSMENT OF ANTIDUMPING DUTIES 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 ENTRY SUMMARIES OF CIRCULAR WELDED NON-ALLOY STEEL PIPE AND TUBE SUBJECT TO THE ANTIDUMPING DUTY ORDER COVERING CIRCULAR WELDED NON-ALLOY PIPE AND TUBE FROM BRAZIL, KOREA, MEXICO AND VENEZUELA.
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 THE ATTRIBUTE "HQ OAB." IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT ROBERT JAMES AT 202-482-5222, OF THE OFFICE OF ANTIDUMPING COMPLIANCE, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, 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