

MESSAGE NO: 6206201 MESSAGE DATE: 07/25/2006

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 6038207
MESSAGE #
(s):

CASE #(s): A-570-822

EFFECTIVE DATE: COURT CASE #:
PERIOD OF REVIEW: TO
PERIOD COVERED: 10/01/2004 TO 09/30/2005

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: CLARIFICATION OF MESSAGE NO. 6038207, DATED 02/07/2006 AUTOMATIC LIQUIDATION INSTRUCTIONS FOR HELICAL SPRING LOCK WASHERS FROM (PRC) (A-570-822)

MESSAGE NO: 6206201

DATE: 07 25 2006

CATEGORY: ADA

TYPE: LIQ

REFERENCE: 6038207

REFERENCE DATE: 02 07 2006

CASES: A - 570 - 822

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PERIOD COVERED: 10 01 2004 TO 09 30 2005

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: CLARIFICATION OF MESSAGE NO. 6038207, DATED 02/07/2006
AUTOMATIC LIQUIDATION INSTRUCTIONS FOR HELICAL SPRING
LOCK WASHERS FROM (PRC) (A-570-822)

1. THIS IS A CLARIFICATION OF MESSAGE NO. 6038207, DATED 02/07/2006 RE AUTOMATIC LIQUIDATION INSTRUCTIONS FOR HELICAL SPRING LOCK WASHERS FROM THE PRC (A-570-822) FOR THE PERIOD 10/01/2004 THROUGH 09/30/2005.

2. CERTAIN CASE NUMBERS ASSOCIATED WITH THE ANTIDUMPING DUTY ORDER ON HELICAL SPRING LOCK WASHERS FROM THE PRC WERE INADVERTENTLY CREATED IN THE AD/CVD MODULE. THE FOLLOWING IS A

LIST OF THOSE CASE NUMBERS.

A-570-822-009
A-570-822-010
A-570-822-011
A-570-822-012
A-570-822-013
A-570-822-014
A-570-822-015
A-570-822-016
A-570-822-017
A-570-822-018
A-570-822-019
A-570-822-020
A-570-822-021
A-570-822-022
A-570-822-023
A-570-822-024

THE CASE NUMBERS ABOVE WERE MISTAKENLY ASSIGNED TO ENTITIES WHICH ARE NEITHER PRODUCERS NOR EXPORTERS OF SUBJECT MERCHANDISE

BUT RATHER IMPORTERS/CUSTOMERS. THEREFORE, THE DEPARTMENT OF COMMERCE HAS DEACTIVATED THESE CASE NUMBERS IN THE AD/CVD MODULE. SEE MESSAGE 6126201, DATED 05/16/2006.

3. WHEN LIQUIDATING HELICAL SPRING LOCK WASHERS FROM THE PRC ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE

PERIOD 10/01/2004 THROUGH 09/30/2005, CBP SHOULD LIQUIDATE ALL MERCHANDISE WHICH ENTERED UNDER THE CASE NUMBERS A-570-822-009 THROUGH A-570-822-024 AT THE RATE FOR HANGZHOU SPRING WASHER COMPANY, LTD. (A-570-822-001). FURTHER, FOR ALL SHIPMENTS OF SUBJECT MERCHANDISE PRODUCED OR EXPORTED BY HANGZHOU SPRING WASHER COMPANY, LTD., ENTERING UNDER CASE NUMBER A-570-822-001, IMPORTED BY OR SOLD TO (AS INDICATED ON THE COMMERCIAL INVOICE OR CUSTOMS DOCUMENTATION) ENTITIES ASSIGNED CASE NUMBERS A-570-

822-009 THROUGH A-570-822-024, LIQUIDATE AT THE RATE FOR HANGZHOU SPRING WASHER COMPANY, LTD.(A-570-822-001).

4. MESSAGE NO. 6038207, DATED 02/07/2006 CONSTITUTED THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE MERCHANDISE AND PERIODS LISTED ABOVE. YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR SUBSEQUENT ENTRIES OF THE SUBJECT MERCHANDISE AT THE CURRENT RATES.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CUSTOMS AND BORDER PROTECTION ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. 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 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.

6. 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.

7. 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 OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O8:CJR).

8. 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