

MESSAGE NO: 6207112 MESSAGE DATE: 07/25/1996
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: ORD-Order PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-475-819

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 10/17/1995 TO 02/13/1996

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: COUNTERVALING DUTY ORDER IN THE INVESTIGATION OF CERTAIN PASTA FROM ITALY (C-475-819)

MESSAGE NO: 6207112 DATE: 07 25 1996

CATEGORY: CVD TYPE: ORD

REFERENCE: REFERENCE DATE:

CASES: C - 475 - 819 - -

- - - -

- - - -

PERIOD COVERED: 10 17 1995 TO 02 13 1996

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, TECHNICAL PROGRAMS

RE: COUNTERVALING DUTY ORDER IN THE INVESTIGATION OF CERTAIN PASTA FROM ITALY (C-475-819)

1. ON JULY 24, 1996, THE DEPARTMENT OF COMMERCE WILL PUBLISH IN THE FEDERAL REGISTER ITS COUNTERVALING DUTY ORDER IN THE INVESTIGATION OF CERTAIN PASTA FROM ITALY.

2. THE SCOPE OF THIS INVESTIGATION CONSISTS OF CERTAIN NON-EGG DRY PASTA IN PACKAGES OF 5 POUNDS (OR 2.27 KILOGRAMS) OR LESS, WHETHER OR NOT ENRICHED OR FORTIFIED OR CONTAINING MILK OR OTHER OPTIONAL INGREDIENTS SUCH AS CHOPPED VEGETABLES, VEGETABLE PUREES, MILK, GLUTEN, DIASTASES, VITAMINS, COLORING AND

FLAVORINGS, AND UP TO TWO PERCENT EGG WHITE. THE PASTA COVERED BY THIS INVESTIGATION IS TYPICALLY SOLD IN THE RETAIL MARKET, IN FIBERBOARD OR CARDBOARD CARTONS OR POLYETHYLENE OR POLYPROPYLENE BAGS, OF VARYING DIMENSIONS.

EXCLUDED FROM THE SCOPE OF THIS INVESTIGATION ARE REFRIGERATED, FROZEN, OR CANNED PASTAS, AS WELL AS ALL FORMS OF EGG PASTA, WITH THE EXCEPTION OF NON-EGG DRY PASTA CONTAINING UP TO TWO PERCENT EGG WHITE. ALSO EXCLUDED ARE IMPORTS OF ORGANIC PASTA FROM ITALY THAT ARE ACCOMPANIED BY THE APPROPRIATE CERTIFICATE ISSUED BY THE ASSOCIAZIONE MARCHIGIANA AGRICOLTURA BIOLOGICA ("AMAB") OR BIOAGRICOOP S.C.R.L.

THE MERCHANDISE UNDER INVESTIGATION IS CURRENTLY CLASSIFIABLE UNDER SUBHEADING 1902.19.20 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTS). ALTHOUGH THE HTS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS PROCEEDING IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER: (C-475-819).

4. FOR IMPORTS OF CERTAIN PASTA FROM ITALY, THE CUSTOMS SERVICE SHALL CONTINUE TO SUSPEND LIQUIDATION OF SUCH SHIPMENTS THAT WERE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER

OCTOBER 17, 1995 THROUGH FEBRUARY 13, 1996, EXCEPT FOR BARILLA G.ER.F.LLI S.P.A. ("BARILLA") AND GRUPPO AGRICOLTURA SANA S.R.L. ("GRUPPO"), WHICH HAVE ZERO OR DE MINIMIS MARGINS AND ARE EXCLUDED FROM THE ORDER. FOR ALL ENTRIES OF THE SUBJECT MERCHANDISE MADE ON OR AFTER JULY 24, 1996, CUSTOMS SHALL REQUIRE A CASH DEPOSIT EQUAL TO THE SUBSIDY RATES SHOWN BELOW AND SHALL SUSPEND LIQUIDATION ON THESE ENTRIES PENDING INSTRUCTIONS FOR THE ACTUAL ASSESSMENT OF COUNTERVAILING DUTIES.

MRF/PRODUCER	CUSTOMS ID	PERCENTAGE/
EXPORTER	NUMBER	SUBSIDY RATE

MOLINO E PASTIFICIO

DE CECCO S.P.A. PESCARA C-475-819-019 3.37%

ITALPASTA S.R.L. C-475-819-018 2.44%

TAMMA INDUSTRIE ALIMENTARI

DI CAPITANATA C-475-819-017 5.90%

PASTIFICIO RISCOSSA F.LLI

MASTROMAURO S.R.L. C-475-819-016 6.91%

LA MOLISANA ALIMENTARI

S.P.A. C-475-819-015 4.17%

LABOR S.R.L. C-475-819-014 11.23%

ITALPAST S.P.A. C-475-819-013 11.23%

ISOLA DEL GRANO S.R.L. C-475-819-012 11.23%

INDUSTRIA ALIMENTARE

COLAVITA, S.P.A. C-475-819-011 2.04%

PASTIFICIO GUIDO FERRARA C-475-819-010 1.21%

GRUPPO AGRICOLTURA SANA

S.R.L. C-475-819-009 0.00%

DELVERDE, S.R.L. C-475-819-008 5.90%

DE MATTEIS AGROALIMENTARE

S.P.A. C-475-819-006 2.47%

F.LLI DE CECCO DI FILIPPO

FARA S. MARTINO S.P.A. C-475-819-005 3.37%

PASTIFICIO CAMPANO S.P.A. C-475-819-004 2.59%

BARILLA G. E R. F.LLI S.P.A. C-475-819-003 0.65%
de minimis

AGRITALIA, S.R.L. C-475-819-002 2.55%

ARRIGHI S.P.A. INDUSTRIE

ALIMENTARI C-475-819-001 2.44%

ALL OTHERS C-475-819-000 3.85%

5. 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 ATTRIBUTE "HQ OAB". THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT JENNIFER YESKE, VINCE KANE, TODD HANSEN, OR CYNTHIA THIRUMALAI, OFFICE OF COUNTERVAILING DUTY INVESTIGATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0189, 482-2815, 482-1276 AND 482-4087, RESPECTIVELY.

6. 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