

MESSAGE NO: 6228202 MESSAGE DATE: 08/16/2006

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

FR CITE: FR FR CITE DATE:

REFERENCE 4033204  
MESSAGE #  
(s):

CASE #(s): A-533-809

EFFECTIVE DATE: COURT CASE #:  
PERIOD OF REVIEW: TO  
PERIOD COVERED: 02/01/1999 TO 01/31/2000

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQ INST FOR CERTAIN FORGED STAINLESS STEEL FLANGES (FLANGES) FROM INDIA (A-533-809); SEE MESSAGES 2269201, 3343202, 3344202, 3345202, 3363203 AND 4033204

MESSAGE NO: 6228202

DATE: 08 16 2006

CATEGORY: ADA

TYPE: LIQ

REFERENCE: 4033204

REFERENCE DATE: 02 02 2004

CASES: A - 533 - 809

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PERIOD COVERED: 02 01 1999 TO 01 31 2000

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQ INST FOR CERTAIN FORGED STAINLESS STEEL FLANGES (FLANGES) FROM INDIA (A-533-809); SEE MESSAGES 2269201, 3343202, 3344202, 3345202, 3363203 AND 4033204

1. BELOW ARE LISTED ALL LIQUIDATION INSTRUCTIONS THAT HAVE BEEN SENT TO DATE FOR CERTAIN FORGED STAINLESS STEEL FLANGES FROM INDIA FOR THE PERIOD 02/01/1999 THROUGH 01/31/2000:

COMPANY

DATE

MESSAGE NUMBER

Message Date: 08/16/2006

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AUTOMATIC LIQUIDATION

09/26/2002

2269201

PATHEJA FORGINGS AND AUTO PARTS, LTD.

12/09/2003

3343202

PANCHMAHAL STEEL, LTD.

12/10/2003

3344202

ISIBARS,LTD.

12/11/2003

3345202

ECHJAY FORGINGS

12/29/2003

3363203

BHANSALI FERROMET

02/02/2004

4033204

2. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF/ENTRIES OF SUBJECT MERCHANDISE DURING THE PERIOD 02/01/1999/THROUGH 01/31/2000 OCCURRED WITH THE PUBLICATION OF THE FINAL RESULTS OF ADMINISTRATIVE REVIEW (66 FR 48244 (09/19/2001)). ALTHOUGH VIRAJ FORGINGS, LTD. FILED AN ACTION BEFORE THE COURT OF INTERNATIONAL TRADE CONTESTING THE FINAL RESULTS OF THE DEPARTMENT'S ADMINISTRATIVE REVIEW, NO INJUNCTION AGAINST LIQUIDATION WAS EVER ENTERED. ON 05/25/2006 THE COURT OF INTERNATIONAL TRADE DISMISSED THE ACTION ON THE GROUNDS THAT BOTH PARTIES STIPULATED TO THE DISMISSAL THEREOF. THEREFORE, IF YOU ARE STILL SUSPENDING LIQUIDATION ON ANY ENTRIES OF SUBJECT FLANGES FROM INDIA DURING THE PERIOD 02/01/1999 THROUGH/01/31/2000 AFTER APPLYING

ALL OF THE ABOVE INSTRUCTIONS, YOU SHOULD NOW LIQUIDATE SUCH ENTRIES AT THE DEPOSIT RATE REQUIRED AT THE TIME OF ENTRY OF THE MERCHANDISE.

3. 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 PAY INTEREST ON OVERPAYMENTS AND 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.

4. 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.

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTHAM 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 07:RMJ).

6. 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