

MESSAGE NO: 6214112 MESSAGE DATE: 08/01/1996
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: SCO-Scope PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-588-405

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 06/26/1996 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 CELLULAR MOBILE TELEPHONES &
SUBASSEMBLIES FROM JAPAN (A-588-405)

MESSAGE NO: 6214112 DATE: 08 01 1996

CATEGORY: ADA TYPE: SCO

REFERENCE: REFERENCE DATE:

CASES: A - 588 - 405 - -

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PERIOD COVERED: 06 26 1996 TO

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, TECHNICAL PROGRAMS

RE: ANTIDUMPING SCOPE RULING ON CELLULAR MOBILE
TELEPHONES & SUBASSEMBLIES FROM JAPAN
(A-588-405)

1. ON JUNE 26, 1996, IN RESPONSE TO A REQUEST BY MATSUSHITA COMMUNICATIONS INDUSTRIAL CORPORATION OF AMERICA AND ITS RELATED ENTITIES (MCC), THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING THAT MCC'S HANDS-FREE DEVICE (HFD), MODEL EB-HF700Z, WHICH INCLUDES THE HANDS-FREE CRADLE (MODEL EB-HF-700), THE MICROPHONE (MODEL EB-M1177), THE ADJUSTABLE ANGLE BRACKET (MODEL EB-N0001), AND THE POWER SUPPLY CORD (MODEL EBW701113), IS OUTSIDE THE SCOPE OF THE ANTIDUMPING DUTY ORDER ON CELLULAR MOBILE TELEPHONES (CMTS) AND SUBASSEMBLIES

FROM JAPAN.

2. THE COMMERCE DEPARTMENT DETERMINED THAT BECAUSE MCC'S HFD DOES NOT PERFORM ANY OF THE CMT FUNCTIONS OF A TRANSCEIVER OR CONTROL UNIT AND BECAUSE IT DOES NOT PERFORM A CMT FUNCTION OR CONTRIBUTE TO THE PERFORMANCE OF A CMT FUNCTION, BUT MERELY PROVIDES OPTIONAL FUNCTIONS FOR A PCT, IT IS, THEREFORE, NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER ON CELLULAR MOBILE TELEPHONES AND SUBASSEMBLIES FROM JAPAN.
3. EFFECTIVE IMMEDIATELY, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES, REGARDLESS OF ENTRY DATE, OF MCC'S HFD, MODEL EB-HF700Z.
4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO MCC'S HFD, MODEL NUMBER EB-HF700Z.
5. THE REFUND OF CASH DEPOSITS 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 BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES. 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. CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES OF CELLULAR MOBILE TELEPHONES AND SUBASSEMBLIES SUBJECT TO THE ANTIDUMPING DUTY ORDER ON CELLULAR MOBILE TELEPHONES AND SUBASSEMBLIES FROM JAPAN.
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." THE IMPORTING PUBLIC
AND INTERESTED PARTIES SHOULD CONTACT RON TRENTAM ON
202-482-3931. OFFICE OF ANTIDUMPING COMPLIANCE, IMPORT
ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S.
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