

MESSAGE NO: 7062111 MESSAGE DATE: 03/03/1997  
MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: FIN-Final Determination PUBLIC  NON-PUBLIC   
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-570-846

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 02/28/1997 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: NOTICE OF FINAL DETERMINATION IN THE ANTIDUMPING DUTY INVESTIGATION OF BRAKE ROTORS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-846)

MESSAGE NO: 7062111 DATE: 03 03 1997

CATEGORY: ADA TYPE: FIN

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 846 - -

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PERIOD COVERED: 02 28 1997 TO

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,  
PORT DIRECTORS

FROM: DIRECTOR, IMPORT OPERATIONS

RE: NOTICE OF FINAL DETERMINATION IN THE ANTIDUMPING DUTY INVESTIGATION OF BRAKE ROTORS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-846)

1. ON FEBRUARY 28, 1997, THE DEPARTMENT OF COMMERCE WILL PUBLISH IN THE FEDERAL REGISTER ITS FINAL DETERMINATION OF SALES AT LESS THAN FAIR VALUE IN THE INVESTIGATION OF BRAKE ROTORS FROM THE PEOPLE'S REPUBLIC OF CHINA.

2. SCOPE OF THE INVESTIGATION

THE PRODUCTS COVERED BY THIS INVESTIGATION ARE CERTAIN BRAKE ROTORS.

BRAKE ROTORS ARE MADE OF GRAY CAST IRON, WHETHER FINISHED,

SEMIFINISHED, OR UNFINISHED, RANGING IN DIAMETER FROM 8 TO 16 INCHES (20.32 TO 40.64 CENTIMETERS) AND IN WEIGHT FROM 8 TO 45 POUNDS (3.63 TO 20.41 KILOGRAMS). THE SIZE PARAMETERS (WEIGHT AND DIMENSION) OF THE BRAKE ROTORS LIMIT THEIR USE TO THE FOLLOWING TYPES OF MOTOR VEHICLES: AUTOMOBILES, ALL-TERRAIN VEHICLES, VANS AND RECREATIONAL VEHICLES UNDER "ONE TON AND A HALF," AND LIGHT TRUCKS DESIGNATED AS "ONE TON AND A HALF."

FINISHED BRAKE ROTORS ARE THOSE THAT ARE READY FOR SALE AND INSTALLATION WITHOUT ANY FURTHER OPERATIONS. SEMI-FINISHED ROTORS ARE THOSE ON WHICH THE SURFACE IS NOT ENTIRELY SMOOTH, AND HAS UNDERGONE SOME DRILLING. UNFINISHED ROTORS ARE THOSE WHICH HAVE UNDERGONE SOME GRINDING OR TURNING.

THESE BRAKE ROTORS ARE FOR MOTOR VEHICLES, AND DO NOT CONTAIN IN THE CASTING A LOGO OF AN ORIGINAL EQUIPMENT MANUFACTURER (OEM) WHICH PRODUCES VEHICLES SOLD IN THE UNITED STATES (E.G., GENERAL MOTORS, FORD, CHRYSLER, HONDA, TOYOTA, VOLVO). BRAKE ROTORS COVERED IN THIS INVESTIGATION ARE NOT CERTIFIED BY OEM PRODUCERS OF VEHICLES SOLD IN THE UNITED STATES. THE SCOPE ALSO INCLUDES COMPOSITE BRAKE ROTORS THAT ARE MADE OF GRAY CAST IRON, WHICH CONTAIN A STEEL PLATE, BUT OTHERWISE MEET THE ABOVE CRITERIA.

BRAKE ROTORS ARE CLASSIFIABLE UNDER SUBHEADING 8708.39.5010 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). ALTHOUGH THE HTSUS SUBHEADING IS PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS INVESTIGATION IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES, THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER A-570-846.

4. FOR IMPORTS OF BRAKE ROTORS FROM THE PRC, EXCEPT FOR THE EXPORTER/PRODUCER COMBINATIONS LISTED BELOW, THE CUSTOMS SERVICE

SHALL CONTINUE TO SUSPEND LIQUIDATION OF SUCH SHIPMENTS THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER

OCTOBER 10, 1996.

EXPORTER/PRODUCER COMBINATIONS:

- A. CHINA NATIONAL AUTOMOBILE INDUSTRY IMPORT AND EXPORT CORPORATION OR SHANDONG LAIZHOU CAPCO INDUSTRY CORPORATION(LAIZHOU CAPCO)/LAIZHOU CAPCO;
- B. SHENYANG HONBASE MACHINERY CORPORATION, LTD. (SHENYANG) OR LAI ZHOU AUTOMOBILE FITTINGS CORPORATION, LTD. (LAIZHOU)/SHENYANG OR LAIZHOU; AND
- C. CHINA NATIONAL MACHINERY AND EQUIPMENT IMPORT AND EXPORT (XINJIANG) CORPORATION, LTD./ZIBO BOTAI MANUFACTURING CO., LTD.

WITH RESPECT TO THE ABOVE COMPANIES, THE SUSPENSION OF LIQUIDATION ORDERED ON OR AFTER OCTOBER 10, 1996, WILL BE TERMINATED AND ANY CASH DEPOSIT OR BONDS WILL BE RELEASED. THE EXCLUSION OF THE ABOVE-MENTIONED COMPANIES FROM AN ANTIDUMPING DUTY ORDER (SHOULD ONE BE ISSUED) APPLIES ONLY TO SUBJECT MERCHANDISE SOLD THROUGH THE EXPORTER/PRODUCER COMBINATIONS NOTED

ABOVE. MERCHANDISE THAT IS SOLD BY AN ABOVE-MENTIONED EXPORTER MANUFACTURED BY PRODUCERS NOT NOTED ABOVE FOR THAT EXPORTER WILL BE SUBJECT TO THE ORDER, IF ONE IS ISSUED. ENTRIES OF SUCH MERCHANDISE WILL BE SUBJECT TO THE CHINA-WIDE RATE.

FOR IMPORTS OF BRAKE ROTORS FROM THE PRC, EXCEPT FOR THE EXPORTER/PRODUCER COMBINATIONS LISTED ABOVE, EFFECTIVE OCTOBER 10, 1996, THE CUSTOMS SERVICE SHALL REQUIRE FOR ENTRY SUMMARIES A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE MARGINS SHOWN BELOW:

THE WEIGHTED-AVERAGE DUMPING MARGINS ARE AS FOLLOWS:

EXPORTER/PRODUCER	WEIGHTED-AVERAGE MARGIN PERCENTAGE
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YANTAI IMPORT AND EXPORT CORPORATION (A-570-846-012)

3.56

SOUTHWEST TECHNICAL IMPORT AND EXPORT CORPORATION, 16.35

YANGTZE MACHINERY CORPORATION (A-570-846-010)

HEBEI METALS AND MACHINERY IMPORT AND EXPORT 8.63

CORPORATION (A-570-846-003)

JILIN PROVINCIAL MACHINERY AND EQUIPMENT IMPORT 8.63

AND EXPORT CORPORATION (A-570-846-006)

JIUYANG ENTERPRISE CORPORATION (A-570-846-004)

8.63

LONGJING WALKING TRACTOR WORKS FOREIGN TRADE

8.63

IMPORT AND EXPORT CORPORATION (A-570-846-005)

QINGDAO METALS, MINERALS AND MACHINERY IMPORT 8.63

AND EXPORT CORPORATION (A-570-846-007)

SHANXI MACHINERY AND EQUIPMENT IMPORT 8.63

AND EXPORT CORPORATION (A-570-846-008)

XIANGHE ZICHEN CASTING CORPORATION (A-570-846-011)

8.63

YENHERE CORPORATION (A-570-846-013)

8.63

CHINA-WIDE RATE (A-570-846-000)

43.32

5. WE HAVE DETERMINED THAT CRITICAL CIRCUMSTANCES EXIST WITH RESPECT TO THE BRAKE ROTOR COMPANIES WHICH HAVE RECEIVED THE CHINA-WIDE RATE. THEREFORE, THE CUSTOMS SERVICE SHALL CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES SOLD BY THESE COMPANIES, THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR

AFTER JULY 12, 1996. FOR THE PRC COMPANIES SHENYANG HONBASE MACHINERY CORPORATION, LTD. (SHENYANG), AND LAI ZHOU LUYUAN AUTOMOBILE FITTINGS CORPORATION, LTD. (LAIZHOU), THE DEPARTMENT FINDS THAT CRITICAL CIRCUMSTANCES DO NOT EXIST WITH RESPECT TO ENTRIES OF BRAKE ROTORS BY THESE COMPANIES. THEREFORE, THE CUSTOMS SERVICE SHALL DISCONTINUE SUSPENSION OF LIQUIDATION OF

ALL ENTRIES OF BRAKE ROTORS BY SHENYANG AND LAIZHOU THAT WERE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER JULY 12, 1996, THROUGH OCTOBER 9, 1996.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, IMPORT OPERATIONS ANTIDUMPING/COUNTERVAILING DUTY, USING ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT BRIAN SMITH, OFFICE OF ANTIDUMPING/COUNTERVAILING DUTY INVESTIGATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-1766.

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ  
(ACTING)

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party