

MESSAGE NO: 7183113 MESSAGE DATE: 07/02/1997

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

FR CITE: FR FR CITE DATE:

REFERENCE MESSAGE # 7119112
(s):

CASE #(s): C-201-505

EFFECTIVE DATE: COURT CASE #:
PERIOD OF REVIEW: TO
PERIOD COVERED: 01/01/1995 TO 06/30/1995

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION OF 1995 EXPORTS OF POS COOKINGWARE FROM MEXICO FROM
SAN IGNATIO (C-201-505-002)

MESSAGE NO: 7183113

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CASES: C - 201 - 505

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PERIOD COVERED: 01 01 1995 TO 06 30 1995

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, IMPORT OPERATIONS

RE: LIQUIDATION OF 1995 EXPORTS OF POS COOKINGWARE FROM
MEXICO FROM SAN IGNATIO (C-201-505-002)

1. ON MARCH 15, 1996, THE DEPARTMENT OF COMMERCE COMPLETED ITS NEW SHIPPER REVIEW OF THE COUNTERVAILING DUTY ORDER ON PORCELAIN-ON-STEEL (POS) COOKINGWARE FROM MEXICO WITH RESPECT TO THE MANUFACTURER/EXPORTER, ESMALTACIONES SAN IGNATIO, S.A. DE C.V. (SAN IGNATIO) (C-201-505-002), FOR THE PERIOD 01/01/95 - 6/30/95. FOR THE 7/1/95 THROUGH 12/31/95 PERIOD, NO REQUEST FOR REVIEW WAS RECEIVED WITH RESPECT TO THIS MANUFACTURER/EXPORTER.

2 IMPORTS COVERED BY THE REVIEW ARE SHIPMENTS OF POS COOKINGWARE (EXCEPT TEAKETTLES), WHICH DO NOT HAVE SELF-CONTAINED ELECTRIC HEATING ELEMENTS. ALL OF THE FOREGOING ARE CONSTRUCTED OF STEEL, AND ARE ENAMELED OR GLAZED WITH VITREOUS GLASSES. DURING THE REVIEW PERIOD, SUCH MERCHANDISE WAS CLASSIFIABLE UNDER ITEM NUMBER 7323.94.0020 OF THE HARMONIZED TARIFF SCHEDULE.

3. THE NET SUBSIDY FOR SAN IGNATIO (C-201-505-002) WAS FOUND TO BE ZERO PERCENT FOR THE PERIOD JANUARY 1, 1995 THROUGH JUNE 30, 1995. ACCORDINGLY, YOU ARE TO LIQUIDATE AT ZERO PERCENT OF THE ENTERED VALUE ALL SHIPMENTS OF POS COOKINGWARE FROM MEXICO MANUFACTURED BY SAN IGNATIO EXPORTED ON OR AFTER JANUARY 1, 1995 AND ON OR BEFORE JUNE 30, 1995.

4. IN ADDITION, PURUSANT TO 19 C.F.R. 355.22 (G), FOR SHIPMENTS OF POS COOKINGWARE MANUFACTURED BY SAN IGNATIO EXPORTED ON OR AFTER JULY 1, 1995 AND ON OR BEFORE DECEMBER 31, 1995, YOU ARE TO ASSESS COUNTERVAILING DUTIES AT RATES EQUAL TO THE CASH DEPOSIT OF ESTIMATED COUNTERVAILING DUTIES REQUIRED AT THE TIME OF ENTRY SUMMARY. THE RATES OF COUNTERVAILING DUTIES WHICH WERE REQUIRED TO BE DEPOSITED ARE:

SAN IGNATIO C-201-505-002 07/01/95-10/11/95 3.18 PERCENT
10/12/95-12/31/95 ZERO PERCENT

5. THE ASSESSMENT OF COUNTERVAILING DUTIES 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 COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED COUNTERVAILING DUTIES IS REQUIRED THROUGH THE DATE

Message Date: 07/02/1997 Message Number: 7183113 Page 3 of 5

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. THE SUSPENSION OF LIQUIDATION ORDERED FOR POS COOKINGWARE PRODUCED BY SAN IGNATIO WHICH WAS EXPORTED ON OR BEFORE DECEMBER 31, 1995 IS LIFTED FOR COUNTERVAILING DUTY PURPOSES. LIQUIDATION INSTRUCTIONS COVERING ALL PRODUCERS FOR EXPORTS DURING THE 96 PERIOD WERE SENT PREVIOUSLY IN E-MAIL MESSAGE # 7119112 DATED 4/29/97. SUSPENSION OF LIQUIDATION FOR ALL ENTRY SUMMARIES OF THIS MERCHANDISE EXPORTED AFTER DECEMBER 31, 1996 WILL CONTINUE FOR ALL PRODUCERS.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA EMAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, IMPORT OPERATIONS, ANTIDUMPING/COUNTERVAILING DUTY, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT ANNE D'ALAURO OF THE OFFICE OF CVD/AD ENFORCEMENT VI, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, (202) 482-2786.

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

BYLLE PATTERSON
(ACTING)

Company Details

*Party Indicator Value:

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