

MESSAGE NO: 9102112 MESSAGE DATE: 04/12/1999  
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-489-805

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 03/24/1999 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: PRELIMINARY SCOPE RULING IN THE ANTIDUMPIN DUTY ORDER ON CERTAIN PASTA FROM TURKEY (A-489-805)

MESSAGE NO: 9102112 DATE: 04 12 1999

CATEGORY: ADA TYPE: SCO

REFERENCE: REFERENCE DATE:

CASES: A - 489 - 805 - -

- - - -

- - - -

PERIOD COVERED: 03 24 1999 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, IMPORT OPERATIONS

RE: PRELIMINARY SCOPE RULING IN THE ANTIDUMPIN DUTY ORDER ON CERTAIN PASTA FROM TURKEY (A-489-805)

1. ON OCTOBER 26, 1998, THE DEPARTMENT OF COMMERCE SELF-INITIATED A SCOPE INQUIRY WITH RESPECT TO THE ANTIDUMPING DUTY ORDER ON CERTAIN PASTA FROM TURKEY TO CLARIFY THE MEANING OF A FIVE-POUNDPACKAGE OF PASTA.

2. SCOPE OF THE ANTIDUMPING DUTY ORDER

THE SCOPE OF THIS ORDER CONSISTS OF CERTAIN NON-EGG DRY PASTA IN PACKAGES OF FIVE 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 SCOPE IS TYPICALLY SOLD IN THE RETAIL MARKET, IN FIBERBOARD OR CARDBOARD CARTONS OR POLYETHYLENE OR POLYPROPYLENE BAGS, OF VARYING DIMENSIONS.

3. THE MERCHANDISE UNDER ORDER IS CURRENTLY CLASSIFIABLE UNDER ITEMS 1902.19.20 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS ORDER IS DISPOSITIVE.

4. ON MARCH 24, 1999, THE DEPARTMENT ISSUED A PRELIMINARY SCOPE RULING THAT PASTA IN PACKAGES WEIGHING OR LABELED UP TO AND INCLUDING FIVE-POUNDS FOUR-OUNCES IS WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING CERTAIN PASTA FROM TURKEY (A-489-805).

5. FOR IMPORTS OF CERTAIN PASTA MANUFACTURED IN TURKEY IN PACKAGES WEIGHING OR LABELED UP TO AND INCLUDING FIVE-POUNDS FOUR-OUNCES AND OTHERWISE MEETING ALL THE REQUIREMENTS FOR THE MERCHANDISE SUBJECT TO THE ANTIDUMPING DUTY ORDER, THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATION OF SUCH SHIPMENTS THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER OCTOBER 26, 1998, AT THE CASH DEPOSIT RATES IN EFFECT.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB. THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT JUDITH RUDMAN, OFFICE OF AD/CVD ENFORCEMENT 2, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S.DEPARTMENT OF COMMERCE, AT (202) 482-0192.

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS

INFORMATION.

PAUL SCHWARTZ

## Company Details

\*Party Indicator Value:

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