

MESSAGE NO: 9279114 MESSAGE DATE: 10/06/1998
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-122-404

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 04/01/1997 TO 03/31/1998

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION INSTRUCTIONS FOR EXPORTS OF LIVE SWINE FROM CANADA (C-122-404) FOR THE PERIOD 4/1/97 THROUGH 3/31/98

MESSAGE NO: 9279114 DATE: 10 06 1998

CATEGORY: CVD TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: C - 122 - 404 - -

- - - -

- - - -

PERIOD COVERED: 04 01 1997 TO 03 31 1998

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, IMPORT OPERATIONS

RE: LIQUIDATION INSTRUCTIONS FOR EXPORTS OF LIVE SWINE
FROM CANADA (C-122-404) FOR THE PERIOD
4/1/97 THROUGH 3/31/98

1. THE DEPARTMENT OF COMMERCE DID NOT RECEIVE A REQUEST FOR AN ADMINISTRATIVE REVIEW OF THE DESCRIBED COUNTERVAILING DUTY ORDER FOR THE REVIEW PERIOD 4/1/1997-3/31/1998.
2. THE COUNTERVAILING DUTY ORDER AND CORRESPONDING MERCHANDISE COVERED BY THESE INSTRUCTIONS ARE LIVE SWINE, EXCEPT U.S. DEPARTMENT OF AGRICULTURE CERTIFIED PUREBRED BREEDING SWINE, SLAUGHTER SOWS AND BOARS, AND WEANLINGS, (WEANLINGS ARE SWINE WEIGHING UP TO 27 KILOGRAMS OR 59.5 POUNDS) FROM

CANADA. THE MERCHANDISE SUBJECT TO THE ORDER IS CLASSIFIABLE UNDER HARMONIZED TARIFF SCHEDULE ITEM NUMBERS 0103.91.00 AND 0103.92.00.

3. THEREFORE, IN ACCORDANCE WITH SECTION 355.22(G) OF THE COMMERCE REGULATIONS, YOU ARE TO ASSESS COUNTERVAILING DUTIES AT RATES EQUAL TO THE CASH DEPOSIT OF ESTIMATED COUNTERVAILING DUTIES REQUIRED AT THE TIME OF ENTRY ON THE SPECIFIED SUBJECT MERCANDISE EXPORTED ON OR AFTER APRIL 1, 1997 AND ON OR BEFORE MARCH 31, 1998.

4. THE RATES OF ESTIMATED COUNTERVAILING DUTIES WHICH WERE REQUIRED TO BE DEPOSITED ARE:

LIVE SWINE FROM CANADA	RATE
C-122-404 ALL MANUFACTURERS 4/1/97 - 4/13/97	CA\$0.0106 PER KILO
4/14/97-12/31/97	ZERO

5. THE SUSPENSION OF LIQUIDATION ORDERED FOR THE MERCHANDISE LISTED ABOVE EXPORTED ON OR AFTER APRIL 1, 1997 AND ON OR BEFORE MARCH 31, 1998 IS LIFTED. THE SUSPENSION OF LIQUIDATION FOR ALL SHIPMENTS OF THE MERCHANDISE LISTED ABOVE EXPORTED AFTER MARCH 31, 1998 WILL CONTINUE.

6. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE CUSTOMS SERVICE ON

SHIPMENTS OR 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 ENTRY DATE OR DATE OF DEPOSIT WHICHEVER IS LATER, OF ESTIMATED COUNTERVAILING 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.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA EMAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT GAYLE LONGEST 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.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

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