

MESSAGE NO: 9312219 MESSAGE DATE: 11/08/1999  
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-588-840

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 10/28/1999 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: ANTIDUPING SCOPE RULING ON ENGINEERED PROCESS GAS  
TURBOCOMPRESSOR SYSTEMS, WHETHER ASSEMBLED OR UNASSAMBLED FROM  
JAPAN (A-588-840)

MESSAGE NO: 9312219 DATE: 11 08 1999

CATEGORY: ADA TYPE: SCO

REFERENCE: REFERENCE DATE:

CASES: A - 588 - 840 - -

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- - - -

PERIOD COVERED: 10 28 1999 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: ANTIDUPING SCOPE RULING ON ENGINEERED PROCESS GAS

TURBOCOMPRESSOR SYSTEMS, WHETHER ASSEMBLED OR

UNASSAMBLED FROM JAPAN (A-588-840)

1. ON OCTOBER 28, 1999, IN RESPONSE TO A REQUEST BY FORMOSA PLASTICSCORPORATION, U.S.A. (FORMOSA), THE DEPARTMENT OF COMMERCE ISSUED AFINAL SCOPE RULING THAT SUNDYNE LMC-333 COMPRESSOR SYSTEMS ANDASSOCIATED EQUIPMENT, AS ENTERED ON JANUARY 4, 1999, UNDER ENTRY NUMBER 0196732-3, ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING EPGTS FROM JAPAN (A-588-840).

2. THE COMMERCE DEPARTMENT DETERMINED THAT THE SUNDYNE LMC-333 COMPRESSOR SYSTEMS AND ASSOCIATED EQUIPMENT MERIT A NEGATIVE SCOPERULING BECAUSE THEY ARE NOT BEING USED IN THE PETROCHEMICAL OR FERTILIZER INDUSTRIES, IN THE PRODUCTION OF ETHYLENE, PROPYLENE, AMMONIA, UREA, METHANOL, REFINERY AND OTHER PETROCHEMICAL PRODUCTS AND, THEREFORE, ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING EPGTS FROM JAPAN (A-588-840).

3. ACCORDINGLY, EFFECTIVE OCTOBER 28, 1999, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRY SUMMARIES, REGARDLESS OF ENTRY SUMMARY DATE, OF SUNDYNE LMC-333 COMPRESSOR SYSTEMS AND ASSOCIATED EQUIPMENT, UNDER ENTRY NUMBER 0196732-3, LISTED ABOVE.

4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO THE SUNDYNE LMC-333 COMPRESSOR SYSTEMS AND ASSOCIATED EQUIPMENT, UNDER ENTRY NUMBER 0196732-3, LISTED ABOVE.

5. THE ASSESSMENT OF ANTIDUMPING 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 UNDER PAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED 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 ENTRY SUMMARIES OF ENGINEERED PROCESS GAS TURBO-COMPRESSOR SYSTEMS AND ASSOCIATED

EQUIPMENT FROM JAPAN SUBJECT TO THE ANTIDUMPING DUTY ORDER  
COVERING EPGTS FROM JAPAN.

7. 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." IMPORTING PUBLIC AND INTERESTED PARTIES  
SHOULD CONTACT JOHN MALONEY AT 202-482-1503, AD/CVD ENFORCEMENT,  
IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION,  
DEPARTMENT OF COMMERCE.

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