

MESSAGE NO: 2265306 MESSAGE DATE: 09/21/2012  
MESSAGE STATUS: Active CATEGORY: Countervailing  
TYPE: LIQ-Liquidation PUBLIC  NON-PUBLIC   
SUB-TYPE: OUTSCO-Out of Scope

FR CITE: FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): C-570-968

EFFECTIVE DATE: 09/07/2010 COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 09/21/2012

TO: { Directors Of Field Operations, Port Directors }

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

RE: Countervailing (CVD) duty scope determination on aluminum extrusions from the People's Republic of China (PRC) C-570-968.

Notice of lifting of suspension of liquidation occurred on the message date of these instructions.

1. Commerce received a scope ruling request from Construction Specialties Inc. (CS Group). Commerce issued a final scope determination on 8/17/2012 that CS Group's controllable sunshades (solar sunshades) which it imports are not within the scope of the CVD duty orders on aluminum extrusions from the PRC C-570-968.
2. Commerce determined that CS Group's solar sunshades are outside the scope of the order because the Department found that they contained all of the parts required to constitute a "finished goods kit" as described in the scope of the CVD duty orders on aluminum extrusions. At the time of importation, the product at issue contains all the parts necessary to assemble a solar sunshade, namely the perforated aluminum blades, blade frames, mullions, trim, brackets, linkages, motors, hardware, and controls.
3. Effective 09/07/2010, CBP shall terminate suspension and liquidate all unliquidated entries of solar sunshades that are not within the scope described above which were entered, or withdrawn from warehouse, for consumption.
4. Refund any cash deposits and release any bonds relating to solar sunshades not within the scope as described above.
5. These instructions constitute notice of the lifting of suspension of liquidation of entries of solar sunshades entered, or withdrawn from warehouse, for consumption on or after 09/07/2010.
6. The assessment of CVD duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated CVD duties. The interest provisions are not applicable to cash or bonds posted as estimated CVD duties before the date of publication of the CVD duty order. Interest

shall be calculated from the date payment of estimated CVD duties are 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.

7. Unless instructed otherwise, for all other shipments of aluminum extrusions from the PRC not covered by paragraph 2 above, you shall continue to collect cash deposits of estimated CVD duties for the merchandise at the current rates.

8. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O3: JSC).

9. There are no restrictions on the release of this information.

Michael B. Walsh

## Company Details

\*Party Indicator Value:

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