

MESSAGE NO: 4178308 MESSAGE DATE: 06/27/2014  
MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: LIQ-Liquidation PUBLIC  NON-PUBLIC   
SUB-TYPE: CTDIS-Court ORD Dissolved

FR CITE: FR CITE DATE:

REFERENCE 8057203, 8115205, 4100308  
MESSAGE #  
(s):

CASE #(s): A-412-201

EFFECTIVE DATE: 06/02/2014 COURT CASE #: 06-00334

PERIOD OF REVIEW: 05/01/2006 TO 04/30/2007

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 06/27/2014

TO: { Directors Of Field Operations, Port Directors }

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

RE: Rescission of administrative review in part of antidumping duty order on ball bearings and parts thereof from the United Kingdom (A-412-201)

Notice of the lifting of suspension occurred on the message date of these instructions. See paragraph 3 below.

1. On 06/02/2014, the Supreme Court of the United States denied certiorari in the case of NSK Corp. v. United States (court no. 06-00334). As a result of this decision, the injunctions to which messages 8115205 and 8057203 refer enjoining liquidation of entries which are subject to the antidumping duty order on ball bearings and parts thereof from the United Kingdom for the period 05/01/2006 through 04/30/2007 exported by NSK Europe Ltd. dissolved on 06/02/2014.

2. Commerce has rescinded the administrative review of the antidumping duty order on ball bearings and parts thereof from the United Kingdom (A-412-201) covering the period 05/01/2006 through 04/30/2007 in part with respect to the firm listed below. You are to assess antidumping duties on this merchandise entered, or withdrawn from warehouse, for consumption during the period 05/01/2006 through 04/30/2007 at the cash deposit rate required at the time of entry.

Liquidate all entries for the following firm:

NSK Bearings Europe Ltd. (Also known as NSK Bearings Ltd., NSK Europe Ltd., RHP Bearings Europe Ltd., NSK Bearings Europe) (see note)

Case Number: A-412-201-010

Note: Injunction messages 8115205 and 8057203, referenced above, identify NSK Ltd. and NSK Europe Ltd. While this message addresses NSK Europe Ltd., separate liquidation instructions will be issued for NSK Ltd.

3. These instructions constitute notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 2. Accordingly, notice of the lifting of suspension occurred on the message date of these instructions. The antidumping duty order on ball bearings and parts thereof from the United Kingdom was revoked, effective 09/15/2011 (see message

4100308 dated 04/10/2014).

4. There are no injunctions applicable to the entries covered by this instruction.
  
5. The assessment of antidumping 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 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 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. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.
  
7. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, 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 OI:HP.)
  
8. 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