

MESSAGE NO: 4205312 MESSAGE DATE: 07/24/2014  
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: 07/24/2014

TO: { Directors Of Field Operations, Port Directors }

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

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

Notice of the lifting of suspension occurred on the message date of these instructions. See paragraph 5 below.

1. Commerce received a scope ruling request from Titan Worldwide Industries Acquisition LLC ("Titan"). Commerce issued a final scope determination on 07/08/2014 that three types of scaffolding planks that incorporate extruded aluminum which Titan imports are not within the scope of the countervailing duty order on aluminum extrusions from the People's Republic of China ("PRC") (C-570-968).
2. Commerce determined that Titan's scaffolding planks are outside the scope of the order because the scaffolding plank products in question are comprised of aluminum extrusions and non-extruded and/or non-aluminum components and enter as fully-assembled finished goods that are permanently assembled, completed, and are ready to use in a scaffolding system with no further modification subsequent to importation. As such, these products are fully assembled subassemblies ready for immediate installation and use in a larger system. Therefore, Titan's scaffolding planks are not within the scope of the countervailing duty order on aluminum extrusions from the PRC.
3. For all entries of Titan's scaffolding planks not within scope that remain unliquidated on or after 9/7/2010, CBP shall terminate suspension and liquidate entries of Titan's scaffolding planks that were not within scope which were entered, or withdrawn from warehouse, for consumption.
4. Refund any cash deposits relating to Titan's scaffolding planks described above.
5. These instructions constitute notice of the lifting of suspension of liquidation of entries of Titan's scaffolding planks entered, or withdrawn from warehouse, for consumption on or after 9/7/2010.
6. The assessment of countervailing 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 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 date payment of estimated countervailing 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.

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 countervailing 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 OIII:BQ.)

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