

MESSAGE NO: 4230302 MESSAGE DATE: 08/18/2014
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: 08/18/2014

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 Larson Manufacturing Company (Larson). Commerce issued a final scope determination on 08/01/2014 that Larson's storm door accessory kits which Larson imports are not within the scope of the countervailing duty order on aluminum extrusions from People's Republic of China (C-570-968).
2. Commerce determined that Larson's storm door accessory kits, which are comprised of a door handle assembly kit and a door expander/sweeper, are outside the scope of the countervailing duty order on aluminum extrusions from the People's Republic of China. Commerce first found that the first part of the storm door accessory kit, the door handle assembly kit, is not comprised of aluminum extrusions and, therefore, would not fall within the scope of the order. With respect to the door expander/sweeper, Commerce found that this part contains more than just extruded aluminum components beyond fasteners and contains parts that are fully and permanently assembled and completed at the time of entry and ready to be installed on a storm door and, thus, meet the exclusion criteria for subassemblies that enter the United States as "finished goods. Therefore, Commerce determined that the storm door accessory kit as whole is a packaged combination of parts that contains, at the time of importation, all of the necessary parts to fully assemble a final finished good and requires no further finishing or fabrication, such as cutting or punching, and is assembled "as is" into a finished product. Thus, the storm door accessory kit meets the exclusion for a finished goods kit and, therefore is not within the scope of the countervailing duty order on aluminum extrusions from the People's Republic of China.
3. For all entries of storm door accessory kits not within the scope, as described above, that remain unliquidated on or after 09/07/2010, CBP shall terminate suspension and liquidate entries of storm door accessory kits which were entered, or withdrawn from warehouse, for consumption.
4. Refund any cash deposits and release any bonds relating to the storm door accessory kits not

within the scope described above.

5. These instructions constitute notice of the lifting of suspension of liquidation of entries of storm door accessory kits entered, or withdrawn from warehouse, for consumption on or after 09/07/2010.

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 People's Republic of China 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, 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 OIII: EBG)

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