

MESSAGE NO: 4322304 MESSAGE DATE: 11/18/2014
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: ALIWE-Auto Liq Exception

FR CITE: 79 FR 64565 FR CITE DATE: 10/30/2014

REFERENCE
MESSAGE #
(s):

CASE #(s): C-570-955

EFFECTIVE DATE: 10/30/2014 COURT CASE #:

PERIOD OF REVIEW: 01/01/2013 TO 12/31/2013

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 10/30/2014

TO: { Directors Of Field Operations, Port Directors }

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

RE: Automatic liquidation instructions for Certain Magnesia Carbon Bricks from the People's Republic of China for the period 01/01/2013 through 12/31/2013 (C-570-955)

1. Commerce does not automatically conduct administrative reviews of countervailing duty orders. Instead, reviews must be requested pursuant to section 751(a)(1) of the Tariff Act of 1930, as amended, and in accordance with 19 CFR 351.213.
2. Commerce has not received a request for an administrative review of the countervailing duty order for the period and on the merchandise identified below except for the firm(s) listed in paragraph 3. Therefore, in accordance with 19 CFR 351.212(c), you are to liquidate all entries for all firms except those listed in paragraph 3 and assess countervailing duties on merchandise entered, or withdrawn from warehouse, for consumption at the cash deposit or bonding rate in effect on the date of entry.
3. Entries of merchandise of the firms listed below should not be liquidated until specific instructions are issued. Continue to suspend liquidation of all entries of merchandise exported by the listed firms entered, or withdrawn from warehouse, for consumption during the period 01/01/2013 through 12/31/2013.

Company: Fengchi Imp. And Exp. Co., Ltd. Of Haicheng City

Case number: C-570-955-034

Company: Fengchi Minging Co., Ltd. Of Haicheng City

Case number: C-570-955-035

Company: Fengchi Refractories Corp.

Case number: C-570-955-036

Company: Puyang Refactories Co., Ltd.

Case number: C-570-955-076

Company: Fedmet Resources Corporation

Message Date: 11/18/2014

Message Number: 4322304

Page 2 of 5

Case number: No case number was in place for this company during the period of review. Entries may have been made under C-570-955-000.

CBP officers must also examine entries under C-570-955-000 and all existing company-specific case numbers to ensure the continued suspension of liquidation of entries during the applicable period of review for the exporter(s) listed above.

4. The injunction with court number 12-00215 in message number 3073302, dated 03/14/2013, is applicable to the entries of Fedmet's Bastion magnesia alumina carbon bricks which were produced and/or exported by Fengchi Imp. and Exp. Co., Ltd. of Haicheng City and Fengchi Refractories Co., of Haicheng City, and imported by Fedmet Resources Corporation, and which were entered, or withdrawn from warehouse, for consumption on or after 09/26/2011. Accordingly, until further notice continue to suspend liquidation of these entries until liquidation instructions are issued.

5. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 2 occurred with the publication of the notice of initiation of administrative review for the 09/2014 anniversary month (79 FR 64565, 10/30/2014). Unless instructed otherwise, for all other shipments of Certain Magnesia Carbon Bricks from the People's Republic of China you shall continue to collect cash deposits of estimated countervailing duties for the merchandise at the current rates.

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 antidumping 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. 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 OVII:TM.)

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