

MESSAGE NO: 2230306 MESSAGE DATE: 08/17/2012
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-570-923

EFFECTIVE DATE: 02/25/2008 COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 08/17/2012

TO: { Directors Of Field Operations, Port Directors }

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

RE: Countervailing Duty Scope Determination on Raw Flexible Magnets from the People's Republic of China (C-570-923)

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 Accoutrements LLC (Accoutrements). Commerce issued a final scope determination on 08/07/2012 finding that the Mustache Magnet which Accoutrements imports is not within the scope of the countervailing duty order on raw flexible magnets from the People's Republic of China (C-570-923).
2. Accoutrements' Mustache Magnet is approximately 26.5 inches wide and approximately 6 inches tall. It consists of a sheet of flexible magnet laminated to a sheet of cardboard laminated to a sheet of paper which bears printing of a decorative motif that pictures mustache hairs. The product is die-cut in the stylized shape of a men's mustache. The product is identified by Accoutrements as article number 12117 with Universal Product Code 739048121179. Commerce determined that Accoutrements' Mustache Magnet is outside the scope of the order because the product bears printing of a decorative motif. The scope of the order excludes items bearing printed decorative motifs. Therefore, Accoutrements' Mustache Magnet is not within the scope of the countervailing duty order on raw flexible magnets from the People's Republic of China.
3. For all entries of the Mustache Magnet not within scope that remain unliquidated on or after 02/25/2008, CBP shall terminate suspension and liquidate entries of product not within scope which were entered, or withdrawn from warehouse, for consumption.
4. Refund any cash deposits and release any bonds relating to the Mustache Magnet described above.
5. These instructions constitute notice of the lifting of suspension of liquidation of entries of the Mustache Magnet entered, or withdrawn from warehouse, for consumption on or after 02/25/2008.
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 raw flexible magnets 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, 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 O1:MR.)

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