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MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: ARF-Admin Review Final PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: 80 FR 55089 FR CITE DATE: 09/14/2015

REFERENCE MESSAGE # (s): 2051201, 5258303

CASE #(s): A-427-818

EFFECTIVE DATE: 09/14/2015 COURT CASE #:

PERIOD OF REVIEW: 02/01/2013 TO 01/31/2014

PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: Cash Deposit Instructions for low enriched uranium from France (A-427-818)

1. Commerce has published in the Federal Register (80 FR 55089) on 09/14/2015 the final results of its administrative review of certain producers and/or exporters subject to the antidumping duty order on low enriched uranium (LEU) from France for the period 02/01/2013 through 01/31/2014.

2. As a result of Commerce's review, the cash deposit rate for Eurodif S.A., AREVA NC, and AREVA NC, Inc. (also known as AREVA/Eurodif) with respect to merchandise that is not conditionally excluded from the antidumping duty order, has not changed. Therefore, for shipments of LEU from France produced and/or exported by the firm listed below, entered, or withdrawn from warehouse, for consumption on or after 09/14/2015, continue to collect the required cash deposit as follows:

Producer and/or Exporter: Eurodif S.A., AREVA NC, and AREVA NC, Inc.

Case number: A-427-818-001

Cash deposit rate: 14.60%

3. The instructions in this paragraph do not apply to entries of conditionally excluded merchandise made under case number A-427-818-002, discussed in paragraph 4 below.

If any entries of merchandise are exported by a firm other than the producer, then the following instructions apply:

A. If the exporter of the subject merchandise has its own rate, use the exporter's rate to determine the cash deposit rate.

B. If the exporter of the subject merchandise does not have its own rate but the producer has its own rate, the cash deposit rate will be the producer's rate.

C. Where neither the exporter nor the producer currently has its own rate or the producer is unknown, use the all-others rate for establishing the cash deposit rate.

4. Pursuant to the antidumping duty order, certain entries of this merchandise are conditionally excluded from the scope of the antidumping duty order. Specifically, the merchandise conditionally excluded is LEU that meets the following conditions. A) it is owned by a foreign utility end-user, and B) it is imported into the United States by or for such end-user solely for purposes of conversion by a U.S. fabricator into uranium dioxide (UO₂) and/or fabrication into fuel assemblies so long as the uranium dioxide and/or fuel assemblies deemed to incorporate such imported LEU (i) remain in the possession and control of the U.S. fabricator, the foreign end-user, or their designated transporter(s) while in U.S. customs territory, and (ii) are re-exported within eighteen (18) months of entry of the LEU for consumption by the end-user in a nuclear reactor outside the United States.

5. Because the conditions for final exclusion can only be met by the re-exportation of the merchandise, CBP shall continue to suspend entries of such conditionally excluded merchandise produced and/or exported by Eurodif S.A., AREVA NC, and AREVA NC, Inc., entered, or withdrawn from warehouse, for consumption on or after 09/14/2015:

Producer and/or Exporter: Eurodif S.A., AREVA NC, and AREVA NC Inc.

Case number: A-427-818-002

Cash deposit rate: 0.00%

Entries made under A-427-818-002 must be accompanied by the certifications described in message 2051201, dated 02/20/2002, as updated by message 5258303, dated 09/15/2015 in order to qualify for this case number and cash deposit rate. Entries of the subject merchandise not accompanied by these certifications should be made under A-427-818-001 or other applicable case numbers and associated cash deposit rates.

These entries should remain suspended until specific liquidation instructions are issued.

6. Should an importer claim an exclusion for entries of LEU from France based on the criteria outlined in paragraph 4 above, CBP should contact Enforcement and Compliance through authorized CBP channels with the name of the exporter, producer and the importer claiming the exclusion.

7. These cash deposit requirements shall remain in effect until further notice. Do not liquidate any entries of merchandise covered by the administrative review until specific liquidation instructions are issued.

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 O7: AH.)

9. There are no restrictions on the release of this information.

Sherri L. Hoffman

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party