

MESSAGE NO: 6057306 MESSAGE DATE: 02/26/2016
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: COR-Correction

FR CITE: 77 FR 12556 FR CITE DATE: 03/01/2012

REFERENCE MESSAGE #
(s): 2080304, 5295304

CASE #(s): A-570-909

EFFECTIVE DATE: 03/01/2012 COURT CASE #:

PERIOD OF REVIEW: 08/01/2009 TO 07/31/2010

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 03/01/2012

TO: { Directors Of Field Operations, Port Directors }

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

RE: Correction of message 5295304, dated 10/22/2015 concerning the antidumping duty order on certain steel nails from the People's Republic of China (A-570-909)

1. This is a correction to message 5295304, dated 10/22/2015, to correct paragraph 5 of that message. Message 5295304 set out to correct message 2080304.

2. Paragraph 5 of message 5295304 omitted case number A-570-909-121 from the list of deactivated case numbers. Below is the fully corrected message.

3. For all shipments of certain steel nails from the People's Republic of China exported by the PRC-wide entity (A-570-909-000) entered, or withdrawn from warehouse, for consumption during the period 08/01/2009 through 7/31/2010, assess an antidumping liability equal to 118.04 percent of the entered value.

4. In Commerce's final results, 77 FR 12556, 03/01/2012, Commerce determined that the following exporters are no longer eligible for a separate rate and are considered part of the PRC-wide entity:

Exporter: Chongqing Hybest Tools Group Co., Ltd.

Exporter: Beijing Daruixingnail Products Co., Ltd.

Exporter: Tianjin Jurun Metal Products Co., Ltd.

Exporter: Shanghai Seti Enterprise International Co., Ltd.

Exporter: Xuzhou Cip International Group Co., Ltd.

Exporter: Shanghai Chengkai Hardware Product Co., Ltd.

Exporter: Aironware (Shanghai) Co., Ltd.

Exporter: Faithful Engineering Products Co., Ltd.

Exporter: Shouguang Meiqing Nail Industry Co., Ltd.

Exporter: Wintime Import & Export Corporation Limited of Zhongshan

Exporter: Shandong Minmetals Co., Ltd.

Therefore, Commerce has deactivated the following case numbers in ACE for companies that previously had a separate rate.

A-570-909-014
A-570-909-023
A-570-909-034
A-570-909-121
A-570-909-122
A-570-909-148
A-570-909-151
A-570-909-159
A-570-909-174
A-570-909-178
A-570-909-190
A-570-909-194

Accordingly, shipments of subject merchandise from these exporters, entered or withdrawn from warehouse for consumption during the period 08/01/2009 through 7/31/2010 in accordance with the instruction in paragraph 3 above should be entered under case number A-570-909-000, at 118.04 percent of the entered value, the rate applicable to the NME-wide entity.

5. The notice of lifting of suspension of liquidation for entries of subject merchandise covered by paragraph 3 occurred with the publication of the final results of administrative review (77 FR 12556, 03/01/2012). Unless instructed otherwise, for all other shipments of certain steel nails from the People's Republic of China, you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current cash deposit rates or per-unit amounts.

6. There are no injunctions applicable to the entries covered by this instruction.

7. The assessment of antidumping 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 antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping 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.

8. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of commerce's regulations. The

importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

9. 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 OV: SSP.)

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

Alexander Amdur

Company Details

*Party Indicator Value:

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