

MESSAGE NO: 6279309 MESSAGE DATE: 10/05/2016
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: ADRV-Administrative Review

FR CITE: 81 FR 64134 FR CITE DATE: 09/16/2016

REFERENCE
MESSAGE #
(s):

CASE #(s): A-462-811

EFFECTIVE DATE: 09/16/2016 COURT CASE #:

PERIOD OF REVIEW: 04/01/2014 TO 03/31/2015

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 09/16/2016

TO: { Directors Of Field Operations, Port Directors }

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

RE: Liquidation instructions for solid fertilizer grade ammonium nitrate from the Russian Federation produced by MCC EuroChem/OJSC NAK Azot/OJSC Nevinnomyssky Azot: 04/01/2014 - 03/31//2015 (A-462-811)

1. MCC EuroChem/OJSC NAK Azot/OJSC Nevinnomyssky Azot reported to Commerce that it had no shipments of solid fertilizer grade ammonium nitrate from the Russian Federation during the period 04/01/2014 through 03/31/2015. Therefore, pursuant to the publication of the final results of review (81 FR 64134, 09/19/2016) and as a result of Commerce's clarification of its assessment regulation (05/06/2003, 68 FR 23954), for all shipments of solid fertilizer grade ammonium nitrate from the Russian Federation produced by MCC EuroChem/OJSC NAK Azot/OJSC Nevinnomyssky Azot, entered, or withdrawn from warehouse, for consumption during the period 04/01/2014 through 03/31/2015, entered under case number A-462-811-003, and not exported by MCC EuroChem/OJSC NAK Azot/OJSC Nevinnomyssky Azot, assess antidumping duties at the all-others rate in effect on the date of entry.

2. This administrative review has been assigned case number A-821-811. For CBP purposes only, the case number A-462-811 should be used.

3. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 1 occurred with the publication of the final results of administrative review (81 FR 64134, 09/16/2016). As a result of a five-year ("sunset") review, Commerce has revoked the antidumping duty order on solid fertilizer grade ammonium nitrate from the Russian Federation. The revocation was published in the Federal Register on August 12, 2016 (81 FR 53433). The effective date of the revocation is August 20, 2016. See message 6242304 dated 08/29/2016.

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

5. 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.

6. 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.

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 OII:DC.)

8. 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