

MESSAGE NO: 1361302 MESSAGE DATE: 12/27/2011
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-570-968

EFFECTIVE DATE: 09/07/2010 COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 12/27/2011

TO: { Directors Of Field Operations, Port Directors }

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

RE: Countervailing (CVD) duty scope determination on aluminum extrusions from the People's Republic of China (PRC) C-570-968.

THESE INSTRUCTIONS CONSTITUTE NOTICE OF LIFTING OF SUSPENSION OF LIQUIDATION. SEE PARAGRAPH 5 BELOW.

1. COMMERCE RECEIVED A SCOPE RULING REQUEST FROM SKYLINE DISPLAYS INC. (SKYLINE). COMMERCE ISSUED A FINAL SCOPE DETERMINATION ON 10/14/2011 THAT SKYLINE'S BANNER STANDS AND BACK WALL KITS WHICH IT IMPORTS ARE NOT WITHIN THE SCOPE OF THE CVD DUTY ORDER ON ALUMINUM EXTRUSIONS FROM THE PRC C-570-968.

2. COMMERCE DETERMINED THAT SKYLINE'S BANNER STANDS AND BACK WALL KITS ARE OUTSIDE THE SCOPE OF THE ORDER BECAUSE THE DEPARTMENT FOUND THAT THEY CONTAINED ALL OF THE PARTS REQUIRED TO ASSEMBLE A COMPLETED EXHIBITION FRAME ON WHICH PRINTED GRAPHICAL MATERIALS MAY BE HUNG AND MEET THE EXCLUSION FOR FINISHED GOODS KIT FROM THE SCOPE OF THE ORDER. THEREFORE, SKYLINE'S BANNER STANDS AND BRICK WALL KITS ARE NOT WITHIN THE SCOPE OF THE CVD DUTY ORDER ON ALUMINUM EXTRUSIONS FROM THE PRC.

3. EFFECTIVE 09/07/2010, CBP SHALL TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES OF BANNER STANDS AND BACK WALL KITS THAT ARE NOT WITHIN THE SCOPE DESCRIBED ABOVE WHICH WERE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION.

4. REFUND ANY CASH DEPOSITS AND RELEASE ANY BONDS RELATING TO BANNER STANDS AND BACK WALL KITS NOT WITHIN THE SCOPE AS DESCRIBED ABOVE.

5. THESE INSTRUCTIONS CONSTITUTE NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF BANNER STANDS AND BACK WALL KITS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 09/07/2010.

6. THE ASSESSMENT OF CVD 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 CVD DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED CVD DUTIES BEFORE THE DATE OF PUBLICATION OF THE CVD DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED CVD DUTIES ARE 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 BANNER STANDS AND BACK WALL KITS FROM THE PRC NOT COVERED BY PARAGRAPH 2 ABOVE, YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED CVD DUTIES FOR THE MERCHANDISE AT THE CURRENT RATE.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTHAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577, RESPECTIVELY (GENERATED BY O3:JSC).

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