

MESSAGE NO: 1312303 MESSAGE DATE: 11/08/2011  
MESSAGE STATUS: Active CATEGORY: Countervailing  
TYPE: LIQ-Liquidation PUBLIC  NON-PUBLIC   
SUB-TYPE: CTDIS-Court ORD Dissolved

FR CITE: 76 FR 65497 FR CITE DATE: 10/21/2011

REFERENCE  
MESSAGE #  
(s):

CASE #(s): C-533-821

EFFECTIVE DATE: 10/21/2011 COURT CASE #: 08-00239. 08-00244

PERIOD OF REVIEW: 01/01/2006 TO 12/31/2006

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 10/21/2011

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION INSTRUCTIONS FOR CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM INDIA PRODUCED AND EXPORTED BY ESSAR STEEL LTD. FOR PERIOD 01/01/2006 THROUGH 12/31/2006 (C-533-821)

1. ON 07/07/2011, THE COURT OF APPEALS FOR THE FEDERAL CIRCUIT (CAFC) ISSUED A FINAL DECISION IN THE CASE OF UNITED STATES STEEL CORPORATION, ET AL. V. UNITED STATES ET AL. AND ESSAR STEEL LIMITED V. UNITED STATES ET AL., CONSOL. COURT NO. 08-00239 (COURT NO. 08-00244 WAS CONSOLIDATED WITH COURT NO. 08-00239 BY COURT ORDER ON 11/04/2008). AS A RESULT OF THIS DECISION, THE INJUNCTION TO WHICH MESSAGE NUMBER 8262209 (CT. NO. 08-00244) DATED 09/18/2008 REFERS ENJOINING LIQUIDATION OF ENTRIES WHICH ARE SUBJECT TO THE COUNTERVAILING DUTY ORDER ON CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM INDIA FOR PERIOD 01/01/2006 THROUGH 12/31/2006 PRODUCED AND EXPORTED BY ESSAR STEEL LTD. DISSOLVED ON 10/5/2011.

2. FOR ALL SHIPMENTS OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM INDIA PRODUCED AND EXPORTED BY ESSAR STEEL LTD. AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 01/01/2006 THROUGH 12/31/2006, ASSESS COUNTERVAILING LIABILITY OF 23.64 OF THE ENTERED VALUE.

3. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE DURING THE PERIOD 01/01/2006 THROUGH 12/31/2006 OCCURRED WITH THE PUBLICATION OF THE AMENDED FINAL RESULTS OF ADMINISTRATIVE REVIEW ON OCTOBER 21, 2011(76 FR 65497). FOR ALL OTHER SHIPMENTS OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM INDIA YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED COUNTERVAILING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

4. THERE ARE NO INJUNCTIONS APPLICABLE TO THE ENTRIES COVERED BY THIS INSTRUCTION.

5. 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. 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.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM 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:GL).

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS MESSAGE.

MICHAEL B. WALSH

## Company Details

\*Party Indicator Value:

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

| Case #        | Rate  | Party Indicator* | Party ID | Party Name               |
|---------------|-------|------------------|----------|--------------------------|
| C-533-821-002 | 23.64 | M                |          | ESSAR STEEL LTD. (ESSAR) |