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MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: ADRV-Administrative Review

FR CITE: 79 FR 96 FR CITE DATE: 01/02/2014

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-967

EFFECTIVE DATE: 01/02/2014 COURT CASE #:

PERIOD OF REVIEW: 11/12/2010 TO 04/30/2012

PERIOD COVERED: 11/12/2010 TO 04/30/2012

Notice of Lifting of Suspension Date: 01/02/2014

TO: { Directors Of Field Operations, Port Directors }

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

RE: Liquidation instructions for aluminum extrusions from the People's Republic of China exported by the People's Republic of China wide entity for the period 11/12/2010 through 04/30/2012 (A-570-967)

1. For all shipments of aluminum extrusions from the People's Republic of China exported by the People's Republic of China-wide entity (A-570-967-000) entered, or withdrawn from warehouse, for consumption during the period 11/12/2010 through 04/30/2012, assess an antidumping liability equal to 33.28 percent of the entered value of subject merchandise, except if paragraph 2 is applicable.

2. If a bond or cash deposit was collected as security for an estimated antidumping duty for any shipment of product that was entered, or withdrawn from warehouse, for consumption during the period 11/12/2010 through 05/10/2011, assess an antidumping liability equal to 33.28 percent of the entered value or equal to the amount of the bond or cash deposit, whichever is less.

3. Entries for the period 05/11/2011 through 05/18/2011, should be liquidated via message 1153305, dated 06/02/2011.

4. Merchandise imported by IDEX Health & Science LLC and BAND-IT IDEX, Inc. (collectively, IDEX) and entered, or withdrawn from warehouse, for consumption prior to 12/01/2011 should be liquidated without regard to antidumping duties.

5. The notice of the lifting of suspension of liquidation for entries of subject merchandise covered by paragraphs 1, 2, and 3 occurred with the publication of the final results of administrative review (79 FR 96, 01/02/2014). Unless instructed otherwise, for all other shipments of aluminum extrusion 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. The injunction with court number 14-00043 in message number 4045301, dated 02/14/2014, is applicable to the entries of subject merchandise which were exported from the People's Republic of China to the United States by Zhaoqing New Zhongya Aluminum Co., Ltd., a.k.a. Guangdong

Zhongya Aluminum Company Limited, entered, or withdrawn from warehouse, for consumption during the period 11/12/2010 through 04/30/2012. Accordingly, until further notice continue to suspend liquidation of these entries until liquidation instructions are issued.

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 and/or countervailing duties, CBP shall double the antidumping duty and/or increase the antidumping duty by the amount of the countervailing 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 O8:DNK.)

10. 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