

MESSAGE NO: 1216301 MESSAGE DATE: 08/04/2011
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: ADRV-Administrative Review

FR CITE: 76 FR 42679 FR CITE DATE: 07/19/2011

REFERENCE
MESSAGE #
(s):

CASE #(s): A-533-820

EFFECTIVE DATE: 07/19/2011 COURT CASE #:

PERIOD OF REVIEW: 12/01/2008 TO 11/30/2009

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 07/19/2011

TO: { Directors Of Field Operations, Port Directors }

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

RE: NOTIFICATION OF FINAL RESULTS OF ADMINISTRATIVE REVIEW OF ANTIDUMPING DUTY ORDER OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM INDIA FOR POR 12/01/2008-11/30/2009 (A-533-820)

1. IN THE FINAL RESULTS OF ADMINISTRATIVE REVIEW OF ANTIDUMPING DUTY ORDER OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM INDIA (A-533-820) COMMERCE DETERMINED THAT THE FOLLOWING FIRMS HAD NO SHIPMENTS OF SUBJECT MERCHANDISE DURING THE PERIOD 12/01/2008 THROUGH 11/30/2009 (76 FR 42679, JULY 19, 2011).

ISPAT INDUSTRIES LTD. A-533-820-001

ESSAR STEEL LIMITED (ESSAR STEEL LTD.) A-533-820-002

TATA STEEL LIMITED (TATA STEEL LTD.) A-533-820-003

JSW STEEL LIMITED (JSW STEEL LTD.) A-533-820-004

2. FOR ALL SHIPMENTS OF CERTAIN HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM INDIA PRODUCED BY FIRMS LISTED ABOVE, AND EXPORTED BY OTHER FIRMS AND ENTERED UNDER THE CASE NUMBERS LISTED ABOVE DURING THE PERIOD 12/01/2008 THROUGH 11/30/2009 LIQUIDATE AT THE ALL OTHER RATE OF 23.87 PERCENT.

3. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF THE MERCHANDISE FOR THE PERIOD LISTED ABOVE OCCURRED WITH THE PUBLICATION OF THE NOTICE OF FINAL RESULTS OF ADMINISTRATIVE REVIEW (76 FR 42679, JULY 19, 2011). 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 ANTIDUMPING 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 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. 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 SHOULD 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 MANUFACTURER, PRODUCER, SELLER, OR EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES AND/OR COUNTERVAILING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING DUTY AND/OR INCREASE THE ANTIDUMPING DUTY BY THE AMOUNT OF THE COUNTERVAILING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATIONS. ADDITIONALLY, IF THE IMPORTER DOES NOT PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTY AND/OR INCREASE THE ANTIDUMPING DUTY BY THE AMOUNT OF THE COUNTERVAILING DUTIES.

7. 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: JZ).

8. 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