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(s):

CASE #(s): C-570-971

EFFECTIVE DATE: 08/04/2011 COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: TO

TO: { Directors Of Field Operations, Port Directors }

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

RE: TERMINATION OF SUSPENSION OF LIQUIDATION IN THE COUNTERVAILING DUTY INVESTIGATION OF MULTILAYERED WOOD FLOORING FROM THE PEOPLE'S REPUBLIC OF CHINA (C-570-971)

1. IN KEEPING WITH THE WORLD TRADE ORGANIZATION AGREEMENT ON SUBSIDIES AND COUNTERVAILING MEASURES, THE DEPARTMENT IS DISCONTINUING THE SUSPENSION OF LIQUIDATION ON THE COUNTERVAILING DUTY INVESTIGATION OF MULTILAYERED WOOD FLOORING FROM THE PEOPLE'S REPUBLIC OF CHINA EFFECTIVE 08/04/2011, WHICH IS 120 DAYS AFTER THE DATE OF PUBLICATION OF THE PRELIMINARY DETERMINATION.

2. MULTILAYERED WOOD FLOORING IS COMPOSED OF AN ASSEMBLY OF TWO OR MORE LAYERS OR PLYS OF WOOD VENEER(S) IN COMBINATION WITH A CORE. THE SEVERAL LAYERS, ALONG WITH THE CORE, ARE GLUED OR OTHERWISE BONDED TOGETHER TO FORM A FINAL ASSEMBLED PRODUCT. MULTILAYERED WOOD FLOORING IS OFTEN REFERRED TO BY OTHER TERMS, E.G., "ENGINEERED WOOD FLOORING" OR "PLYWOOD FLOORING." REGARDLESS OF THE PARTICULAR TERMINOLOGY, ALL PRODUCTS THAT MEET THE DESCRIPTION SET FORTH HEREIN ARE INTENDED FOR INCLUSION WITHIN THE DEFINITION OF SUBJECT MERCHANDISE.

ALL MULTILAYERED WOOD FLOORING IS INCLUDED WITHIN THE DEFINITION OF SUBJECT MERCHANDISE, WITHOUT REGARD TO: DIMENSION (OVERALL THICKNESS, THICKNESS OF FACE PLY, THICKNESS OF BACK PLY, THICKNESS OF CORE, AND THICKNESS OF INNER PLYS; WIDTH; AND LENGTH); WOOD SPECIES USED FOR THE FACE, BACK AND INNER VENEERS; CORE COMPOSITION; AND FACE GRADE. MULTILAYERED WOOD FLOORING INCLUDED WITHIN THE DEFINITION OF SUBJECT MERCHANDISE MAY BE UNFINISHED (I.E., WITHOUT A FINALLY FINISHED SURFACE TO PROTECT THE FACE VENEER FROM WEAR AND TEAR) OR "PREFINISHED" (I.E., A COATING APPLIED TO THE FACE VENEER, INCLUDING, BUT NOT EXCLUSIVELY, OIL OR OIL-MODIFIED OR WATER-BASED POLYURETHANES, ULTRA-VIOLET LIGHT CURED POLYURETHANES, WAX, EPOXY-ESTER FINISHES, MOISTURE-CURED URETHANES AND ACID-CURING FORMALDEHYDE FINISHES.) THE VENEERS MAY BE ALSO SOAKED IN AN

ACRYLIC-IMPREGNATED FINISH. ALL MULTILAYERED WOOD FLOORING IS INCLUDED WITHIN THE DEFINITION OF SUBJECT MERCHANDISE REGARDLESS OF WHETHER THE FACE (OR BACK) OF THE PRODUCT IS SMOOTH, WIRE BRUSHED, DISTRESSED BY ANY METHOD OR MULTIPLE METHODS, OR HAND-SCRAPED. IN ADDITION, ALL MULTILAYERED WOOD FLOORING IS INCLUDED WITHIN THE DEFINITION OF SUBJECT MERCHANDISE REGARDLESS OF WHETHER OR NOT IT IS MANUFACTURED WITH ANY INTERLOCKING OR CONNECTING MECHANISM (FOR EXAMPLE, TONGUE-AND-GROOVE CONSTRUCTION OR LOCKING JOINTS). ALL MULTILAYERED WOOD FLOORING IS INCLUDED WITHIN THE DEFINITION OF THE SUBJECT MERCHANDISE REGARDLESS OF WHETHER THE PRODUCT MEETS A PARTICULAR INDUSTRY OR SIMILAR STANDARD.

THE CORE OF MULTILAYERED WOOD FLOORING MAY BE COMPOSED OF A RANGE OF MATERIALS, INCLUDING BUT NOT LIMITED TO HARDWOOD OR SOFTWOOD VENEER, PARTICLEBOARD, MEDIUM-DENSITY FIBERBOARD ("MDF"), HIGH-DENSITY FIBERBOARD ("HDF"), STONE AND/OR PLASTIC COMPOSITE, OR STRIPS OF LUMBER PLACED EDGE-TO-EDGE.

MULTILAYERED WOOD FLOORING PRODUCTS GENERALLY, BUT NOT EXCLUSIVELY, MAY BE IN THE FORM OF A STRIP, PLANK, OR OTHER GEOMETRICAL PATTERNS (E.G., CIRCULAR, HEXAGONAL). ALL MULTILAYERED WOOD FLOORING PRODUCTS ARE INCLUDED WITHIN THIS DEFINITION REGARDLESS OF THE ACTUAL OR NOMINAL DIMENSIONS OR FORM OF THE PRODUCT.

SPECIFICALLY EXCLUDED FROM THE SCOPE ARE CORK FLOORING AND BAMBOO FLOORING, REGARDLESS OF WHETHER ANY OF THE SUB-SURFACE LAYERS OF EITHER FLOORING ARE MADE FROM WOOD. ALSO EXCLUDED IS LAMINATE FLOORING. LAMINATE FLOORING CONSISTS OF A TOP WEAR LAYER SHEET NOT MADE OF WOOD, A DECORATIVE PAPER LAYER, A CORE-LAYER OF HIGH-DENSITY FIBERBOARD, AND A STABILIZING BOTTOM LAYER.

IMPORTS OF THE SUBJECT MERCHANDISE ARE PROVIDED FOR UNDER THE FOLLOWING SUBHEADINGS OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS"): 4412.31.0520; 4412.31.0540; 4412.31.0560; 4412.31.2510; 4412.31.2520; 4412.31.4040; 4412.31.4050; 4412.31.4060; 4412.31.4070; 4412.31.5125; 4412.31.5135; 4412.31.5155; 4412.31.5165; 4412.31.3175; 4412.31.6000; 4412.31.9100; 4412.32.0520; 4412.32.0540; 4412.32.0560; 4412.32.2510; 4412.32.2520; 4412.32.3125; 4412.32.3135; 4412.32.3155; 4412.32.3165; 4412.32.3175; 4412.32.3185; 4412.32.5600; 4412.39.1000; 4412.39.3000; 4412.39.4011; 4412.39.4012; 4412.39.4019; 4412.39.4031; 4412.39.4032; 4412.39.4039; 4412.39.4051; 4412.39.4052; 4412.39.4059; 4412.39.4061; 4412.39.4062; 4412.39.4069; 4412.39.5010; 4412.39.5030; 4412.39.5050; 4412.94.1030; 4412.94.1050;

4412.94.3105; 4412.94.3111; 4412.94.3121; 4412.94.3131; 4412.94.3141; 4412.94.3160; 4412.94.3171; 4412.94.4100; 4412.94.5100; 4412.94.6000; 4412.94.7000; 4412.94.8000; 4412.94.9000; 4412.94.9500; 4412.99.0600; 4412.99.1020; 4412.99.1030; 4412.99.1040; 4412.99.3110; 4412.99.3120; 4412.99.3130; 4412.99.3140; 4412.99.3150; 4412.99.3160; 4412.99.3170; 4412.99.4100; 4412.99.5100; 4412.99.5710; 4412.99.6000; 4412.99.7000; 4412.99.8000; 4412.99.9000; 4412.99.9500; 4418.71.2000; 4418.71.9000; 4418.72.2000; AND 4418.72.9500.

IN ADDITION, IMPORTS OF SUBJECT MERCHANDISE MAY ENTER THE U.S. UNDER THE FOLLOWING HTSUS SUBHEADINGS: 4409.10.0500; 4409.10.2000; 4409.29.0515; 4409.29.0525; 4409.29.0535; 4409.29.0545; 4409.29.0555; 4409.29.0565; 4409.29.2530; 4409.29.2550; 4409.29.2560; 4418.71.1000; 4418.79.0000; AND 4418.90.4605.

WHILE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE SUBJECT MERCHANDISE IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER C-570-971.

4. FIELD OFFICES SHOULD DISCONTINUE SUSPENSION OF LIQUIDATION FOR COUNTERVAILING DUTY PURPOSES ON ALL SHIPMENTS OF SUBJECT MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 08/04/2011. THE SUSPENSION OF LIQUIDATION WILL NOT BE RESUMED UNLESS AND UNTIL THE FINAL DETERMINATION ON THIS CASE IS PUBLISHED IN THE FEDERAL REGISTER BY THE ITC. FIELD OFFICERS SHALL CONTINUE TO SUSPEND LIQUIDATION ON ALL SHIPMENTS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION MADE DURING THE PERIOD 04/06/2011 THROUGH 08/03/2011, UNTIL THE CONCLUSION OF THIS COUNTERVAILING DUTY INVESTIGATION.

5. THE DISCONTINUATION DOES NOT AFFECT THE REQUIREMENTS OF A CASH DEPOSIT OR BOND ON ENTRIES SUBJECT TO THE SUSPENSION OF LIQUIDATION ANNOUNCED IN COMMERCE'S PRELIMINARY DETERMINATION IN THE COMPANION ANTIDUMPING DUTY INVESTIGATION OF MULTILAYERED WOOD FLOORING FROM THE PEOPLE'S REPUBLIC OF CHINA.

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 O1:MJ).

7. 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