

MESSAGE NO: 7229201 MESSAGE DATE: 08/17/2007

MESSAGE STATUS: Inactive CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 6362202
MESSAGE #
(s):

CASE #(s): A-351-806

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/01/1999 TO 06/30/2000

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION INSTRUCTIONS FOR SILICON METAL FROM BRAZIL PRODUCED BY
COMPANHIA FERROLIGAS MINAS GERAIS (A-351-806-004)

MESSAGE NO: 7229201

DATE: 08 17 2007

CATEGORY: ADA

TYPE: LIQ

REFERENCE: 6362202

REFERENCE DATE: 12 28 2006

CASES: A - 351 - 806

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PERIOD COVERED: 07 01 1999 TO 06 30 2000

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR SILICON METAL FROM BRAZIL
PRODUCED BY COMPANHIA FERROLIGAS MINAS GERAIS
(A-351-806-004)

THIS E-MAIL MESSAGE IS NOT TO BE DISCLOSED TO THE PUBLIC.

1. FOR ALL SHIPMENTS OF SILICON METAL FROM BRAZIL PRODUCED
AND/OR EXPORTED BY COMPANHIA FERROLIGAS MINAS GERAIS (A-351-806-
004), AND ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION
DURING THE PERIOD 7/1/1999 THROUGH 6/30/2000, ASSESS AN
ANTIDUMPING LIABILITY OF 1.23 PERCENT OF THE ENTERED VALUE OF
SUBJECT MERCHANDISE.

2. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE DURING THE PERIOD 7/1/1999 THROUGH 6/30/2000, OCCURRED WITH THE PUBLICATION OF THE AMENDED FINAL RESULTS OF ADMINISTRATIVE REVIEW (67 FR 11979 (MARCH 18, 2002)). THE U.S. DEPARTMENT OF COMMERCE REVOKED THE ANTIDUMPING DUTY ORDER ON SILICON METAL FROM BRAZIL (A-351-806) VIA MESSAGE 6362202, DATED 12/28/2006. THE EFFECTIVE DATE OF THE REVOCATION IS 02/16/2006. MESSAGE 6362202 DIRECTED U.S. CUSTOMS OF BORDER PROTECTION (CBP) TO TERMINATE THE SUSPENSION OF LIQUIDATION FOR ALL SHIPMENTS OF SILICON METAL FROM BRAZIL (A-351-806) ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 02/16/2006. MESSAGE 6362202 DIRECTED CBP TO LIQUIDATE WITHOUT REGARD TO ANTIDUMPING DUTIES ALL ENTRIES OF THE SUBJECT MERCHANDISE THAT WERE SUSPENDED ON OR AFTER 02/16/2006.

3. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CBP ON 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 AND 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.

4. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF THE COMMERCE DEPARTMENT 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, CBP SHOULD DOUBLE

THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

5. 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 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 O4:MC).

6. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

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