

MESSAGE NO: 1032306 MESSAGE DATE: 02/01/2011
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: OUTSCO-Out of Scope

FR CITE: FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-570-923

EFFECTIVE DATE: 04/25/2008 COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 02/01/2011

TO: { Directors Of Field Operations, Port Directors }

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

RE: COUNTERVAILING DUTY SCOPE RULING ON RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC OF CHINA

NOTICE OF LIFTING OF SUSPENSION OCCURRED ON THE MESSAGE DATE LISTED IN THESE INSTRUCTIONS. SEE PARAGRAPH 5 BELOW.

1. COMMERCE RECEIVED A SCOPE RULING REQUEST FROM INTERDESIGN CORP. COMMERCE ISSUED A FINAL SCOPE RULING ON 01/10/2011, THAT CERTAIN HOOKS AND PAPER TOWEL HOLDERS WITH ATTACHED MAGNETS ARE NOT WITHIN THE SCOPE OF THE COUNTERVAILING DUTY ORDERS COVERING RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC OF CHINA ((C-570-923).
2. COMMERCE DETERMINED THAT CERTAIN HOOKS AND PAPER TOWEL HOLDERS WITH ATTACHED MAGNETS ARE EXCLUDED FROM THE SCOPE OF THE ORDERS BECAUSE THEY HAVE PLASTIC, STAINLESS STEEL, CERAMIC OR CHROME HOUSING THAT IS NOT FLEXIBLE. THEREFORE, THE HOOKS AND PAPER TOWEL HOLDERS WITH ATTACHED MAGNETS ARE NOT WITHIN THE SCOPE OF THE COUNTERVAILING DUTY ORDERS COVERING RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC OF CHINA.
3. EFFECTIVE 04/25/2008, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES ENTERED, OR WITHDRAWN FROM WAREHOUSE OF HOOKS AND PAPER TOWEL HOLDERS WITH ATTACHED MAGNETS LISTED ABOVE.
4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO HOOKS AND PAPER TOWEL HOLDERS WITH ATTACHED MAGNETS LISTED ABOVE.
5. THESE INSTRUCTIONS CONSTITUTE NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF HOOKS AND PAPER TOWEL HOLDERS WITH ATTACHED MAGNETS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 04/25/2008.
6. REASSESSMENT 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.

7. OR ALL OTHER SHIPMENTS OF RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC OF CHINA NOT COVERED BY PARAGRAPH #2 ABOVE, YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED COUNTERVAILING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

8. F 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 O4:TEM).

9. HERE 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