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MESSAGE STATUS: Active CATEGORY: Antidumping
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SUB-TYPE:

FR CITE: 75 FR 71070 FR CITE DATE: 11/22/2010

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-964

EFFECTIVE DATE: 11/22/2010 COURT CASE #:

PERIOD OF REVIEW: 01/01/2009 TO 06/30/2009

PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: ANTIDUMPING DUTY ORDER IN THE INVESTIGATION OF SEAMLESS REFINED COPPER PIPE AND TUBE FROM CHINA (A-570-964)

1. ON 11/22/2010, THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS ANTIDUMPING DUTY ORDER ON SEAMLESS REFINED COPPER PIPE AND TUBE FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-964)(75 FR 71070).

2. THE MERCHANDISE COVERED BY THIS ORDER IS ALL SEAMLESS CIRCULAR REFINED COPPER PIPES AND TUBES, INCLUDING REDRAW HOLLOW, GREATER THAN OR EQUAL TO 6 INCHES (152.4 MM) IN LENGTH AND MEASURING LESS THAN 12.130 INCHES (308.102 MM) (ACTUAL) IN OUTSIDE DIAMETER ("OD"), REGARDLESS OF WALL THICKNESS, BORE (E.G., SMOOTH, ENHANCED WITH INNER GROOVES OR RIDGES), MANUFACTURING PROCESS (E.G., HOT FINISHED, COLD-DRAWN, ANNEALED), OUTER SURFACE (E.G., PLAIN OR ENHANCED WITH GROOVES, RIDGES, FINS, OR GILLS), END FINISH (E.G., PLAIN END, SWAGED END, FLARED END, EXPANDED END, CRIMPED END, THREADED), COATING (E.G., PLASTIC, PAINT), INSULATION, ATTACHMENTS (E.G., PLAIN, CAPPED, PLUGGED, WITH COMPRESSION OR OTHER FITTING), OR PHYSICAL CONFIGURATION (E.G., STRAIGHT, COILED, BENT, WOUND ON SPOOLS).

THE SCOPE OF THIS ORDER COVERS, BUT IS NOT LIMITED TO, SEAMLESS REFINED COPPER PIPE AND TUBE PRODUCED OR COMPARABLE TO THE AMERICAN SOCIETY FOR TESTING AND MATERIALS ("ASTM") ASTM-B42, ASTM-B68, ASTM-B75, ASTM-B88, ASTM-B88M, ASTM-B188, ASTM-B251, ASTM-B251M, ASTM-B280, ASTM-B302, ASTM-B306, ASTM-359, ASTM-B743, ASTM-B819, AND ASTM-B903 SPECIFICATIONS AND MEETING THE PHYSICAL PARAMETERS DESCRIBED THEREIN. ALSO INCLUDED WITHIN THE SCOPE OF THIS ORDER ARE ALL SETS OF COVERED PRODUCTS, INCLUDING "LINE SETS" OF SEAMLESS REFINED COPPER TUBES (WITH OR WITHOUT FITTINGS OR INSULATION) SUITABLE FOR CONNECTING AN OUTDOOR AIR CONDITIONER OR HEAT PUMP TO AN INDOOR EVAPORATOR UNIT. THE PHRASE "ALL SETS OF COVERED PRODUCTS" DENOTES ANY COMBINATION OF ITEMS PUT UP FOR SALE THAT IS COMPRISED OF MERCHANDISE SUBJECT TO THE SCOPE.

“REFINED COPPER” IS DEFINED AS: (1) METAL CONTAINING AT LEAST 99.85 PERCENT BY WEIGHT OF COPPER; OR (2) METAL CONTAINING AT LEAST 97.5 PERCENT BY WEIGHT OF COPPER, PROVIDED THAT THE CONTENT BY WEIGHT OF ANY OTHER ELEMENT DOES NOT EXCEED THE FOLLOWING LIMITS:

ELEMENT LIMITING CONTENT PERCENT BY WEIGHT

AG - SILVER 0.25
AS - ARSENIC 0.5
CD - CADMIUM 1.3
CR - CHROMIUM 1.4
MG - MAGNESIUM 0.8
PB - LEAD 1.5
S - SULFUR 0.7
SN - TIN 0.8
TE - TELLURIUM 0.8
ZN - ZINC 1.0
ZR - ZIRCONIUM 0.3
OTHER ELEMENTS (EACH) 0.3

EXCLUDED FROM THE SCOPE OF THIS ORDER ARE ALL SEAMLESS CIRCULAR HOLLOWS OF REFINED COPPER LESS THAN 12 INCHES IN LENGTH WHOSE OD (ACTUAL) EXCEEDS ITS LENGTH. THE PRODUCTS SUBJECT TO THIS ORDER ARE CURRENTLY CLASSIFIABLE UNDER SUBHEADINGS 7411.10.1030 AND 7411.10.1090 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (“HTSUS”). PRODUCTS SUBJECT TO THIS ORDER MAY ALSO ENTER UNDER HTSUS SUBHEADINGS 7407.10.1500, 7419.99.5050, 8415.90.8065, AND 8415.90.8085, 7411.10.1030, 7411.10.1090. ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS ORDER IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER A-570-964.

4. THE INTERNATIONAL TRADE COMMISSION (“ITC”) NOTIFIED THE DEPARTMENT OF COMMERCE THAT IMPORTS OF SEAMLESS REFINED COPPER PIPE AND TUBE FROM THE PEOPLE’S REPUBLIC OF CHINA THREATEN MATERIAL INJURY TO THE U.S. INDUSTRY. THE ITC DID NOT DETERMINE, BUT FOR THE SUSPENSION OF LIQUIDATION OF ENTRIES OF SEAMLESS REFINED COPPER PIPE AND TUBE FROM THE PEOPLE’S REPUBLIC OF CHINA, THE DOMESTIC INDUSTRY WOULD HAVE BEEN MATERIALLY INJURED. THEREFORE, THE DEPARTMENT OF COMMERCE WILL ISSUE SEPARATE INSTRUCTIONS

TO CUSTOMS AND BORDER PROTECTION ("CBP") TO TERMINATE SUSPENSION AND REFUND ANY CASH DEPOSIT AND RELEASE ANY BOND OR OTHER SECURITY OF SEAMLESS REFINED COPPER PIPE AND TUBE FROM THE PEOPLE'S REPUBLIC OF CHINA FOR SHIPMENTS, ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION PRIOR TO 11/22/2010, THE DATE OF PUBLICATION OF THE ITC'S FINAL DETERMINATION IN THE FEDERAL REGISTER (75 FR 71146). FOR IMPORTS OF SEAMLESS REFINED COPPER PIPE AND TUBE FROM THE PEOPLE'S REPUBLIC OF CHINA, CBP SHALL SUSPEND LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 11/22/2010. EFFECTIVE 11/22/2010, CBP SHALL REQUIRE A CASH DEPOSIT EQUAL TO THE MARGINS SHOWN BELOW:

EXPORTER: GOLDEN DRAGON PRECISE COPPER TUBE GROUP, INC.

PRODUCER: GOLDEN DRAGON PRECISE COPPER TUBE GROUP, INC.

CASE NUMBER: A-570-964-001

CASH DEPOSIT RATE: 11.25

EXPORTER: ZHEJIANG HAILIANG CO. LTD. (AKA HONG KONG HAILIANG METAL TRADING LIMITED; SHANGHAI HAILIANG COPPER CO., LTD.)

PRODUCER: ZHEJIANG HAILIANG CO. LTD. (AKA SHANGHAI HAILIANG COPPER CO., LTD.)

CASE NUMBER: A-570-964-002

CASH DEPOSIT RATE: 60.85

EXPORTER: ZHEJIANG NAILE COPPER CO., LTD.

PRODUCER: ZHEJIANG NAILE COPPER CO., LTD.

CASE NUMBER: A-570-964-003

CASH DEPOSIT RATE: 36.05

EXPORTER: ZHEJIANG JIAHE PIPE INC.

PRODUCER: ZHEJIANG JIAHE PIPE INC.

CASE NUMBER: A-570-964-004

CASH DEPOSIT RATE: 36.05

EXPORTER: LUVATA TUBE (ZHONGSHAN) LTD.

PRODUCER: LUVATA TUBE (ZHONGSHAN) LTD.

CASE NUMBER: A-570-964-005

CASH DEPOSIT RATE: 36.05

EXPORTER: LUVATA TUBE (ZHONGSHAN) LTD.
PRODUCER: LUVATA ALLTOP (ZHONGSHAN) LTD.
CASE NUMBER: A-570-964-006
CASH DEPOSIT RATE: 36.05

EXPORTER: LUVATA ALLTOP (ZHONGSHAN) LTD.
PRODUCER: LUVATA ALLTOP (ZHONGSHAN) LTD.
CASE NUMBER: A-570-964-007
CASH DEPOSIT RATE: 36.05

EXPORTER: NINGBO JINTIAN COPPER TUBE CO. LTD.
PRODUCER: NINGBO JINTIAN COPPER TUBE CO. LTD.
CASE NUMBER: A-570-964-008
CASH DEPOSIT RATE: 36.05

EXPORTER: PRC-WIDE ENTITY
PRODUCER: PRC-WIDE ENTITY
CASE NUMBER: A-570-964-000
CASH DEPOSIT RATE: 60.85

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: SMH)

6. 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