

MESSAGE NO: 0130304 MESSAGE DATE: 05/10/2010
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: SCO-Scope PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-502

EFFECTIVE DATE: 10/28/1985 COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: RE: ANTIDUMPING SCOPE RULING ON CERTAIN IRON CONSTRUCTION CASTINGS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-502)

1. COMMERCE RECEIVED A SCOPE RULING REQUEST FROM NATIONAL DIVERSIFIED SALES, INC. COMMERCE ISSUED A FINAL SCOPE RULING ON 04/16/2010, THAT NATIONAL DIVERSIFIED SALES, INC.'S SIX GRATES, ONE FRAME AND ONE FLAPPER ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER/FINDING COVERING CERTAIN IRON CONSTRUCTION CASTINGS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-502).

2. COMMERCE DETERMINED THAT NATIONAL DIVERSIFIED SALES, INC.'S GRATES AND FRAME DO NOT MEET THE MINIMUM WEIGHT REQUIREMENT OF "HEAVY" CASTINGS AND ARE NOT INCLUDED IN THE PRODUCTS CHARACTERIZED AS "LIGHT" CASTINGS. COMMERCE DETERMINED THAT NATIONAL DIVERSIFIED SALES, INC.'S FLAPPER IS A COMPONENT OF A METER BOX, NOT A COMPLETE BOX. THEREFORE, NATIONAL DIVERSIFIED SALES, INC.'S GRATES, FRAME AND FLAPPER ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING IRON CONSTRUCTION CASTINGS FROM THE PEOPLE'S REPUBLIC OF CHINA.

3. EFFECTIVE 10/28/1985, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES ENTERED, OR WITHDRAWN FROM WAREHOUSE OF GRATES, FRAMES AND FLAPPERS LISTED ABOVE.

4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO THE GRATES, FRAME AND FLAPPER LISTED ABOVE.

5. THESE INSTRUCTIONS CONSTITUTE NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF GRATES, FRAMES AND FLAPPERS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 10/28/1985.

6. 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.

7. FOR ALL OTHER SHIPMENTS OF IRON CONSTRUCTION CASTINGS 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 ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTHAM 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 O8:LK).

9. 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