

MESSAGE NO: 7236203 MESSAGE DATE: 08/24/2007
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-846

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 04/01/2005 TO 03/31/2006

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION INSTRUCTION FOR BRAKE ROTORS FROM CHINA EXPORTED BY THE PRC-WIDE ENTITY (A-570-846-000)

MESSAGE NO: 7236203 DATE: 08 24 2007

CATEGORY: ADA TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 846 - -

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PERIOD COVERED: 04 01 2005 TO 03 31 2006

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTION FOR BRAKE ROTORS FROM CHINA
EXPORTED BY THE PRC-WIDE ENTITY (A-570-846-000)

THERE ARE NO RESTRICTIONS ON THE RELEASE OF THE INFORMATION
CONTAINED IN THIS E-MAIL MESSAGE.

1. FOR ALL SHIPMENTS OF BRAKE ROTORS FROM THE PEOPLE'S REPUBLIC
OF CHINA MADE BY THE ENTITY LISTED BELOW, ENTERED OR WITHDRAWN
FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 04/01/2005
THROUGH 03/31/2006, ASSESS AN ANTIDUMPING LIABILITY OF THE BELOW
PERCENTAGE OF THE ENTERED VALUE.

EXPORTER

CUSTOMS ID# RATE

PRC-WIDE ENTITY A-570-846-000 43.32 PERCENT

2. EFFECTIVE 8/02/2007, THE DEPARTMENT OF COMMERCE IN ITS FINAL RESULTS FOUND THAT QINGDAO ROTEC AUTO PARTS CO. LTD. AND XIANGFEN HENGTAI BRAKE SYSTEM CO., LTD. ARE NOT ELIGIBLE FOR A SEPARATE RATE. SEE 72 FR 42386 AT PAGE 42387 DATED 08/02/2007. AS A RESULT, MERCHANDISE EXPORTED BY QINGDAO ROTEC AUTO PARTS CO. LTD. AND XIANGFEN HENGTAI BRAKE SYSTEM CO., LTD., REGARDLESS OF SUPPLIER, ARE PART OF THE PRC-WIDE ENTITY AND ALL FUTURE ENTRIES OF MERCHANDISE EXPORTED BY THESE TWO COMPANIES SHOULD BE ENTERED UNDER THE PRC-WIDE CASE NUMBER A-570-846-000. FURTHERMORE, ALL MERCHANDISE ENTERED UNDER THE FOLLOWING CASE NUMBERS ARE ASSOCIATED WITH THE PRC-WIDE ENTITY.

QINGDAO ROTEC AUTO PARTS CO. LTD. A-570-846-047 43.32 PERCENT

XIANGFEN HENGTAI BRAKE SYSTEM CO., LTD. A-570-846-043 43.32 PERCENT

3. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE DURING THE PERIOD 04/01/2005 THROUGH 03/31/2006 OCCURRED WITH THE PUBLICATION OF THE FINAL RESULTS OF ADMINISTRATIVE REVIEW 72 FR 42386 ON 08/02/2007. FOR ALL OTHER SHIPMENTS OF BRAKE ROTORS FROM THE PEOPLE'S REPUBLIC OF CHINA YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATE.

4. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CUSTOMS AND BORDER PROTECTION 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.

5. 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 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.

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 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:JCM).

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THE INFORMATION CONTAINED IN THIS E-MAIL MESSAGE.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

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