

MESSAGE NO: 8119202 MESSAGE DATE: 04/28/2008
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: PRE-Preliminary PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-922

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 04/25/2008 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: NOTICE OF A PRELIMINARY DETERMINATION IN AN ANTIDUMPING DUTY INVESTIGATION OF RAW FLEXIBLE MAGNETS FROM CHINA (A-570-922-000/001)

MESSAGE NO: 8119202 DATE: 04 28 2008

CATEGORY: ADA TYPE: PRE

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 922 - -

- - - -

- - - -

PERIOD COVERED: 04 25 2008 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NOTICE OF A PRELIMINARY DETERMINATION IN AN ANTIDUMPING DUTY INVESTIGATION OF RAW FLEXIBLE MAGNETS FROM CHINA (A-570-922-000/001)

1. ON 04/25/2008, THE DEPARTMENT OF COMMERCE WILL PUBLISH IN THE FEDERAL REGISTER ITS AFFIRMATIVE PRELIMINARY DETERMINATION OF SALES AT LESS THAN FAIR VALUE IN THE ANTIDUMPING DUTY INVESTIGATION OF RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC OF CHINA.

2. THE PRODUCTS COVERED BY THIS INVESTIGATION ARE CERTAIN FLEXIBLE MAGNET SHEETING, STRIPS, AND PROFILE SHAPES. SUBJECT FLEXIBLE MAGNET SHEETING, STRIPS, AND PROFILE SHAPES ARE BONDED

MAGNETS COMPOSED (NOT NECESSARILY EXCLUSIVELY) OF (I) ANY ONE OR COMBINATION OF VARIOUS FLEXIBLE BINDERS (SUCH AS POLYMERS OR CO-POLYMERS, OR RUBBER) AND (II) A MAGNETIC ELEMENT, WHICH MAY CONSIST OF A FERRITE PERMANENT MAGNET MATERIAL (COMMONLY, STRONTIUM OR BARIUM FERRITE, OR A COMBINATION OF THE TWO), A METAL ALLOY (SUCH AS NDFEB OR ALNICO), ANY COMBINATION OF THE FOREGOING WITH EACH OTHER OR ANY OTHER MATERIAL, OR ANY OTHER MATERIAL CAPABLE OF BEING PERMANENTLY MAGNETIZED. SUBJECT FLEXIBLE MAGNET SHEETING, STRIPS, AND PROFILE SHAPES ARE CAPABLE OF BEING PERMANENTLY MAGNETIZED, BUT MAY BE IMPORTED IN EITHER MAGNETIZED OR UNMAGNETIZED (INCLUDING DEMAGNETIZED) CONDITION. SUBJECT MERCHANDISE MAY BE OF ANY COLOR AND MAY OR MAY NOT BE LAMINATED OR BONDED WITH PAPER, PLASTIC OR OTHER MATERIAL, WHICH PAPER, PLASTIC OR OTHER MATERIAL MAY BE OF ANY COMPOSITION AND/OR COLOR. SUBJECT MERCHANDISE MAY BE UNCOATED OR MAY BE COATED WITH AN ADHESIVE OR ANY OTHER COATING OR COMBINATION OF COATINGS. SUBJECT MERCHANDISE IS WITHIN THE SCOPE OF THIS INVESTIGATION WHETHER IT IS IN ROLLS,

COILS, SHEETS, OR PIECES, AND REGARDLESS OF PHYSICAL DIMENSIONS OR PACKAGING, INCLUDING SPECIALTY PACKAGING SUCH AS DIGITAL PRINTER CARTRIDGES.

SPECIFICALLY EXCLUDED FROM THE SCOPE OF THIS INVESTIGATION IS RETAIL PRINTED FLEXIBLE MAGNET SHEETING, DEFINED AS FLEXIBLE MAGNET SHEETING (INCLUDING INDIVIDUAL MAGNETS) THAT IS LAMINATED WITH PAPER, PLASTIC OR OTHER MATERIAL, IF SUCH PAPER, PLASTIC OR OTHER MATERIAL BEARS PRINTED TEXT AND/OR IMAGES, INCLUDING BUT NOT LIMITED TO BUSINESS CARDS, CALENDARS, POETRY, SPORTS EVENT SCHEDULES, BUSINESS PROMOTIONS, DECORATIVE MOTIFS, AND THE LIKE. THIS EXCLUSION DOES NOT APPLY TO SUCH PRINTED FLEXIBLE MAGNET SHEETING IF THE PRINTING CONCERNED CONSISTS OF ONLY: A TRADE MARK OR TRADE NAME; COUNTRY OF ORIGIN; BORDER, STRIPES, OR LINES; ANY PRINTING THAT IS REMOVED IN THE COURSE OF CUTTING AND/OR PRINTING MAGNETS FOR RETAIL SALE OR OTHER DISPOSITION FROM THE FLEXIBLE MAGNET SHEETING; MANUFACTURING OR USE INSTRUCTIONS (E.G., "PRINT THIS SIDE UP," "THIS SIDE UP," "LAMINATE HERE"); PRINTING ON ADHESIVE BACKING (THAT IS,

MATERIAL TO BE REMOVED IN ORDER TO EXPOSE ADHESIVE FOR USE, SUCH AS APPLICATION OF LAMINATE) OR ON ANY OTHER COVERING THAT IS REMOVED FROM THE FLEXIBLE MAGNET SHEETING PRIOR OR SUBSEQUENT TO FINAL PRINTING AND BEFORE USE; NON-PERMANENT PRINTING (THAT IS, PRINTING IN A MEDIUM THAT FACILITATES EASY REMOVAL, PERMITTING THE FLEXIBLE MAGNET SHEETING TO BE RE-PRINTED); PRINTING ON THE BACK (MAGNETIC) SIDE; OR ANY COMBINATION OF THE ABOVE.

ALL PRODUCTS MEETING THE PHYSICAL DESCRIPTION OF THE SUBJECT MERCHANDISE THAT ARE NOT SPECIFICALLY EXCLUDED ARE INCLUDED IN THIS SCOPE. THE PRODUCTS SUBJECT TO THE INVESTIGATION ARE CURRENTLY CLASSIFIABLE PRINCIPALLY UNDER SUBHEADINGS 8505.19.10 AND 8505.19.20 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS"). THE HTSUS SUBHEADINGS ARE PROVIDED ONLY FOR CONVENIENCE AND CUSTOMS PURPOSES, HOWEVER, AND THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS PROCEEDING IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER A-570-922.

4. FOR IMPORTS OF RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC OF CHINA, U.S. CUSTOMS AND BORDER PROTECTION (CBP) SHALL SUSPEND LIQUIDATIONS OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 04/25/2008. EFFECTIVE 04/25/2008 CBP SHALL REQUIRE, FOR SUCH ENTRIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE MARGINS SHOWN BELOW:

PRODUCER/EXPORTER	CUSTOMS ID NUMBER	MARGIN
		(PERCENT)

GUANGZHOU NEWLIFE MAGNET ELECTRICITY		
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CO., LTD.	A-570-922-001	105.00
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PRC-WIDE ENTITY	A-570-922-000	185.28
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5. FOR ALL OTHER ENTRIES OF THIS MERCHANDISE THE FOLLOWING CASH DEPOSIT/BONDING INSTRUCTIONS APPLY:

A. FOR ALL PRC EXPORTERS OF SUBJECT MERCHANDISE WHICH HAVE NOT RECEIVED THEIR OWN RATE, THE CASH-DEPOSIT OR BONDING RATE WILL BE THE PRC-WIDE RATE.

B. FOR ALL NON-PRC EXPORTERS OF SUBJECT MERCHANDISE WHICH HAVE NOT RECEIVED THEIR OWN RATE, THE CASH-DEPOSIT OR BONDING RATE WILL BE THE RATE APPLICABLE TO THE PRC EXPORTER THAT SUPPLIED THAT NON-PRC EXPORTER.

6. IN ACCORDANCE WITH T.D. 85-145, AT THE DISCRETION OF CBP, CUSTOMS OFFICERS MAY ACCEPT EITHER A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND OR A CONTINUOUS BASIC IMPORTATION AND ENTRY BOND ONLY IF THE AMOUNT OF THE ESTIMATED ANTIDUMPING OR COUNTERVAILING DUTY IS LESS THAN FIVE PERCENT AD VALOREM (OR THE EQUIVALENT). OTHERWISE, WHERE THE IMPORTER HAS THE OPTION TO POST A BOND FOR ESTIMATED ANTIDUMPING OR COUNTERVAILING DUTIES, CUSTOMS OFFICERS MUST REQUIRE A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND PURSUANT TO T.D. 85-145. YOU ARE INSTRUCTED TO ADHERE TO THE REQUIREMENTS OF T.D. 85-145 WITH RESPECT TO THESE BONDING REQUIREMENTS.

7. 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 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:SMH.)

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

DAVID M. GENOVESE

Company Details

*Party Indicator Value:

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