

MESSAGE NO: 8175201 MESSAGE DATE: 06/23/2008
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: ADM PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-570-923

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 06/24/2008 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: DISCONTINUATION OF SUSPENSION OF LIQUIDATION IN THE COUNTERVAILING DUTY INVESTIGATION OF RAW FLEXIBLE MAGNETS FROM CHINA (C-570-923)

MESSAGE NO: 8175201 DATE: 06 23 2008

CATEGORY: CVD TYPE: ADM

REFERENCE: REFERENCE DATE:

CASES: C - 570 - 923 - -

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PERIOD COVERED: 06 24 2008 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: DISCONTINUATION OF SUSPENSION OF LIQUIDATION IN THE COUNTERVAILING DUTY INVESTIGATION OF RAW FLEXIBLE MAGNETS FROM CHINA (C-570-923)

1. IN KEEPING WITH THE WORLD TRADE ORGANIZATION AGREEMENT ON SUBSIDIES AND COUNTERVAILING MEASURES, THE DEPARTMENT IS DISCONTINUING THE SUSPENSION OF LIQUIDATION ON THE COUNTERVAILING DUTY INVESTIGATION OF RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC OF CHINA EFFECTIVE JUNE 24, 2008, WHICH IS 120 DAYS AFTER THE DATE OF PUBLICATION OF THE PRELIMINARY DETERMINATION.

2. THE PRODUCTS COVERED BY THE SCOPE 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 C-570-923.

4. FIELD OFFICERS SHALL DISCONTINUE THE SUSPENSION OF LIQUIDATION FOR COUNTERVAILING DUTY PURPOSES ON ALL SHIPMENTS OF THE SUBJECT MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 06/24/2008. THE SUSPENSION OF LIQUIDATION WILL NOT BE RESUMED UNLESS AND UNTIL THE DEPARTMENT OF COMMERCE PUBLISHES A COUNTERVAILING DUTY ORDER IN THIS CASE. FIELD OFFICERS SHALL CONTINUE TO SUSPEND LIQUIDATION ON ALL SHIPMENTS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION MADE DURING THE PERIOD, 02/25/2008 THROUGH 06/24/2008, UNTIL THE CONCLUSION OF THIS COUNTERVAILING DUTY INVESTIGATION.

5. THE DISCONTINUATION DOES NOT AFFECT THE REQUIREMENTS OF A CASH DEPOSIT OR BOND ON ENTRIES SUBJECT TO THE SUSPENSION OF LIQUIDATION ANNOUNCED IN THE DEPARTMENT OF COMMERCE'S

PRELIMINARY DETERMINATION IN THE COMPANION ANTIDUMPING DUTY INVESTIGATION OF RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC OF CHINA.

6. 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 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 O3: KJ).

7. 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