

MESSAGE NO: 8310211 MESSAGE DATE: 11/05/2008  
MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: INF-Information Notice PUBLIC  NON-PUBLIC   
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 9355113  
MESSAGE #  
(s):

CASE #(s): A-462-315

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 11/01/2008 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: SUSPENSION AGREEMENT INSTRUCTIONS FOR CUT-TO-LENGTH CARBON  
PLATE FROM UKRAINE (A-462-315)

MESSAGE NO: 8310211

DATE: 11 05 2008

CATEGORY: ADA

TYPE: INF

REFERENCE: 9355113

REFERENCE DATE: 12 21 1998

CASES: A - 462 - 315

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PERIOD COVERED: 11 01 2008 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: SUSPENSION AGREEMENT INSTRUCTIONS FOR CUT-TO-LENGTH  
CARBON PLATE FROM UKRAINE (A-462-315)

1. THESE INSTRUCTIONS ARE IN REFERENCE TO THE SUSPENDED  
ANTIDUMPING DUTY INVESTIGATION ON CERTAIN CUT-TO-LENGTH CARBON  
STEEL PLATE FROM UKRAINE (A-823-808).

PLEASE NOTE THAT THE CASE NUMBER (A-823-808) REFERENCED ABOVE  
FOR UKRAINE CORRESPONDS TO THE CASE NUMBER AS DETERMINED BY THE  
DEPARTMENT OF COMMERCE. FOR THE PURPOSES OF THE US BUREAU OF  
CUSTOMS AND BORDER PROTECTION ("CUSTOMS"), THE CORRESPONDING  
CASE NUMBER FOR UKRAINE IS A-462-315.

2. THE DEPARTMENT OF COMMERCE (THE DEPARTMENT) PUBLISHED IN THE FEDERAL REGISTER ON OCTOBER 3, 2008, (73 FR 57602) THE REVISED SUSPENSION AGREEMENT ON CERTAIN CUT-TO-LENGTH CARBON STEEL PLATE FROM UKRAINE. CERTAIN CUT-TO-LENGTH CARBON STEEL PLATE FROM UKRAINE IS SUBJECT TO THE TERMS AND CONDITIONS OF THE SUSPENSION AGREEMENT BETWEEN THE DEPARTMENT OF COMMERCE AND THE SIGNATORIES TO THE SUSPENSION AGREEMENT, OJSC ALCHEVSK IRON & STEEL WORKS, AZOVSTAL IRON & STEEL WORKS, AND ILYICH IRON & STEEL WORKS.

PLEASE NOTE: THIS AGREEMENT REPLACES THE PREVIOUS NON-MARKET ECONOMY SUSPENSION AGREEMENT DATED OCTOBER 24, 1997 AND CORRESPONDING INSTRUCTIONS SENT TO CUSTOMS ON JANUARY 30, 1998, AUGUST 11, 1998, DECEMBER 21, 1998, AND JULY 20, 2000 (MESSAGE NUMBERS 8030115, 8223111, 9355113, AND 0202214 RESPECTIVELY).

3. THE MERCHANDISE COVERED BY THIS SUSPENDED INVESTIGATION INCLUDES CERTAIN HOT-ROLLED IRON AND NON-ALLOY STEEL UNIVERSAL MILL PLATES (I.E., FLAT-ROLLED PRODUCTS ROLLED ON FOUR FACES OR IN A CLOSED BOX PASS, OF A WIDTH EXCEEDING 150 MM BUT NOT EXCEEDING 1250 MM AND OF A THICKNESS OF NOT LESS THAN 4 MM, NOT IN COILS AND WITHOUT PATTERNS IN RELIEF), OF RECTANGULAR SHAPE, NEITHER CLAD, PLATED NOR COATED WITH METAL, WHETHER OR NOT PAINTED, VARNISHED, OR COATED WITH PLASTICS OR OTHER NONMETALLIC SUBSTANCES; AND CERTAIN IRON AND NON-ALLOY STEEL FLAT-ROLLED PRODUCTS NOT IN COILS, OF RECTANGULAR SHAPE, HOT-ROLLED, NEITHER CLAD, PLATED, NOR COATED WITH METAL, WHETHER OR NOT PAINTED, VARNISHED, OR COATED WITH PLASTICS OR OTHER NONMETALLIC SUBSTANCES, 4.75 MM OR MORE IN THICKNESS AND OF A WIDTH WHICH EXCEEDS 150 MM AND MEASURES AT LEAST TWICE THE THICKNESS. INCLUDED AS SUBJECT MERCHANDISE IN THE AGREEMENT ARE FLAT-ROLLED PRODUCTS OF NONRECTANGULAR CROSS- SECTION WHERE SUCH CROSS-SECTION IS ACHIEVED SUBSEQUENT TO THE ROLLING PROCESS (I.E., PRODUCTS WHICH HAVE BEEN "WORKED AFTER

ROLLING")--FOR EXAMPLE, PRODUCTS WHICH HAVE BEEN BEVELLED OR ROUNDED AT THE EDGES. THIS MERCHANDISE IS CURRENTLY CLASSIFIED IN THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTS) UNDER ITEM NUMBERS 7208.40.3030, 7208.40.3060, 7208.51.0030, 7208.51.0045, 7208.51.0060, 7208.52.0000, 7208.53.0000, 7208.90.0000, 7210.70.3000, 7210.90.9000, 7211.13.0000, 7211.14.0030, 7211.14.0045, 7211.90.0000, 7212.40.1000, 7212.40.5000, 7212.50.0000.

EXCLUDED FROM THE SCOPE OF THIS AGREEMENT IS GRADE X-70 PLATE. ALTHOUGH THE HTS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, OUR WRITTEN DESCRIPTION OF THE SCOPE OF THIS INVESTIGATION IS DISPOSITIVE.

4. EFFECTIVE NOVEMBER 1, 2008, THE LICENSING REQUIREMENTS SET OUT BY THE AGREEMENT SUSPENDING THE ANTIDUMPING INVESTIGATION ON CERTAIN CUT-TO-LENGTH CARBON STEEL PLATE FROM UKRAINE SIGNED OCTOBER 24, 1997 ARE TERMINATED. HOWEVER, THE DEPARTMENT OF COMMERCE UNDERSTANDS THAT SOME SUBJECT MERCHANDISE COVERED UNDER THE PREVIOUS NON-MARKET ECONOMY SUSPENSION AGREEMENT WILL

ARRIVE AT U.S. PORTS AFTER OCTOBER 31, 2008, UP UNTIL DECEMBER 31, 2008. BETWEEN NOVEMBER 1 AND DECEMBER 31, 2008, CERTAIN ENTRIES GOVERNED BY THE PREVIOUS NON-MARKET ECONOMY SUSPENSION

AGREEMENT WILL BE ACCOMPANIED BY AN EXPORT LICENSE AND AN EXPORT CERTIFICATE. THEREFORE, SUBJECT MERCHANDISE ACCOMPANIED BY AN EXPORT LICENSE AND AN EXPORT CERTIFICATE ISSUED BY THE GOVERNMENT OF UKRAINE MAY ENTER THE UNITED STATES AFTER NOVEMBER 1, 2008 UNDER THE TERMS OF THE PREVIOUS SUSPENSION AGREEMENT.

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 IA/OP:JC).

6. THERE ARE NO RESTRICTIONS ON RELEASE OF THIS INFORMATION.

DAVID M GENOVESE

## Company Details

\*Party Indicator Value:

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