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MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: ADM PUBLIC NON-PUBLIC
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FR CITE: FR FR CITE DATE:

REFERENCE 8291203
MESSAGE #
(s):

CASE #(s): A-570-929

EFFECTIVE DATE: COURT CASE #:
PERIOD OF REVIEW: TO
PERIOD COVERED: 05/23/2008 TO 09/22/2008

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: REFUND INSTRUCTIONS FOR CASH DEPOSITS FOR SMALL DIAMETER ELECTRODES FROM CHINA FOR THE AMENDED PRELIMINARY DETERMINATION (A-570-929-002 THROUGH 028)

MESSAGE NO: 9022202

DATE: 01 22 2009

CATEGORY: ADA

TYPE: ADM

REFERENCE: 8291203

REFERENCE DATE: 10 17 2008

CASES: A - 570 - 929

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PERIOD COVERED: 05 23 2008 TO 09 22 2008

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: REFUND INSTRUCTIONS FOR CASH DEPOSITS FOR SMALL DIAMETER ELECTRODES FROM CHINA FOR THE AMENDED PRELIMINARY DETERMINATION (A-570-929-002 THROUGH 028)

1. ON 09/22/2008, (73 FR 54561), COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS AFFIRMATIVE AMENDED PRELIMINARY DETERMINATION OF SALES AT LESS THAN FAIR VALUE IN THE ANTIDUMPING DUTY INVESTIGATION OF SMALL DIAMETER GRAPHITE ELECTRODES FROM THE PEOPLE'S REPUBLIC OF CHINA. SEE MESSAGE NUMBER 8291203, DATED 10/17/2008.

2. 19 U.S.C. SECTION 1520(a)(4) AUTHORIZES REFUNDS PRIOR TO LIQUIDATION WHENEVER AN IMPORTER OF RECORD DECLARES OR IT IS ASCERTAINED THAT EXCESS DUTIES, FEES, CHARGES, OR EXACTIONS HAVE BEEN DEPOSITED OR PAID. IN ACCORDANCE WITH 19 U.S.C. SECTION 1520(a)(4), CBP IS AUTHORIZED TO GRANT A REFUND, IF REQUESTED BY THE IMPORTER, OF CASH DEPOSITS FOR ENTRIES ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 05/23/2008 TO 09/22/2008 OF SMALL DIAMETER GRAPHITE ELECTRODES FROM THE PEOPLE'S REPUBLIC OF CHINA FROM THE EXPORTER/PRODUCER COMBINATIONS LISTED IN PARAGRAPH 3 BELOW.

THE REFUND AMOUNT WILL BE CALCULATED BY DETERMINING THE DIFFERENCE BETWEEN THE AMOUNT OF CASH DEPOSITS PAID AS A RESULT OF THE APPLICATION OF THE PRELIMINARY DETERMINATION RATE AND THE AMOUNT DUE AS A RESULT OF THE APPLICATION OF THE AMENDED PRELIMINARY DETERMINATION RATE.

3. LISTED BELOW ARE THE DEPOSIT RATES THAT WERE ASSIGNED TO CERTAIN EXPORTER/PRODUCER COMBINATIONS IN THE PRELIMINARY DETERMINATION (SEE MESSAGE 8248201, DATED 09/04/2008). IN

ADDITION, LISTED BELOW ARE THE AMENDED DEPOSIT RATES ASSIGNED IN THE AMENDED PRELIMINARY DETERMINATION (SEE MESSAGE NUMBER 8291203, DATED 10/17/2008).

CASE NUMBER: A-570-929-002
EXPORTER: FUSHUN CARBON CO., LTD.
PRODUCER: FUSHUN CARBON CO., LTD.
PRELIMINARY DETERMINATION RATE:147.80%
AMENDED PRELIMINARY DETERMINATION RATE: 48.20%

CASE NUMBER: A-570-929-003
EXPORTER: FANGDA CARBON NEW MATERIAL CO., LTD.
PRODUCER: FANGDA CARBON NEW MATERIAL CO., LTD.
PRELIMINARY DETERMINATION RATE:147.80%
AMENDED PRELIMINARY DETERMINATION RATE: 48.20%

CASE NUMBER: A-570-929-004

EXPORTER: BEIJING FANGDA CARBON TECH CO., LTD.
PRODUCER: CHENGDU RONGGUANG CARBON CO., LTD.
PRELIMINARY DETERMINATION RATE:147.80%
AMENDED PRELIMINARY DETERMINATION RATE: 48.20%

CASE NUMBER: A-570-929-005
EXPORTER: BEIJING FANGDA CARBON TECH CO., LTD.
PRODUCER: FANGDA CARBON NEW MATERIAL CO., LTD.
PRELIMINARY DETERMINATION RATE:147.80%
AMENDED PRELIMINARY DETERMINATION RATE: 48.20%

CASE NUMBER: A-570-929-006
EXPORTER: BEIJING FANGDA CARBON TECH CO., LTD.
PRODUCER: FUSHUN CARBON CO., LTD.
PRELIMINARY DETERMINATION RATE:147.80%
AMENDED PRELIMINARY DETERMINATION RATE: 48.20%

CASE NUMBER: A-570-929-007
EXPORTER: CHENGDU RONGGUANG CARBON CO., LTD.
PRODUCER: CHENGDU RONGGUANG CARBON CO., LTD.
PRELIMINARY DETERMINATION RATE:147.80%
AMENDED PRELIMINARY DETERMINATION RATE: 48.20%

CASE NUMBER: A-570-929-008
EXPORTER: JILIN CARBON IMPORT AND EXPORT COMPANY
PRODUCER: SINOSTEEL JILIN CARBON CO., LTD.
PRELIMINARY DETERMINATION RATE:140.30%
AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-009
EXPORTER: GUANGHAN SHIDA CARBON CO., LTD.
PRODUCER: GUANGHAN SHIDA CARBON CO., LTD.
PRELIMINARY DETERMINATION RATE:140.30%
AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-010
EXPORTER: NANTONG RIVER-EAST CARBON JOINT STOCK CO., LTD.

PRODUCER: NANTONG RIVER-EAST CARBON CO., LTD.
PRELIMINARY DETERMINATION RATE:140.30%
AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-011
EXPORTER: NANTONG RIVER-EAST CARBON JOINT STOCK CO., LTD.
PRODUCER: NANTONG YANGZI CARBON CO., LTD.
PRELIMINARY DETERMINATION RATE:140.30%
AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-012
EXPORTER: XINGHE COUNTY MUZI CARBON CO. LTD.
PRODUCER: XINGHE COUNTY MUZI CARBON CO., LTD.
PRELIMINARY DETERMINATION RATE: 140.30%
AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-013
EXPORTER: BRILLIANT CHARTER LIMITED
PRODUCER: NANTONG FALTER NEW ENERGY CO., LTD.
PRELIMINARY DETERMINATION RATE: 140.30%
AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-014
EXPORTER: BRILLIANT CHARTER LIMITED
PRODUCER: SHANXI JINNENG GROUP CO., LTD.
PRELIMINARY DETERMINATION RATE: 140.30%
AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-015
EXPORTER: SHIJIAZHUANG HUANAN CARBON FACTORY
PRODUCER: SHIJIAZHUANG HUANAN CARBON FACTORY
PRELIMINARY DETERMINATION RATE: 140.30%
AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-016
EXPORTER: SHENYANG JINLI METALS & MINERALS IMP & EXP CO., LTD.
PRODUCER: SHENYANG JINLI METALS & MINERALS IMP. & EXP. CO.,LTD.
PRELIMINARY DETERMINATION RATE: 140.30%

AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-017

EXPORTER: SHANGHAI JINNENG INTERNATIONAL TRADE CO., LTD.

PRODUCER: SHANXI JINNENG GROUP DATONG ENERGY DEVELOPMENT CO.,LTD.

PRELIMINARY DETERMINATION RATE: 140.30%

AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-018

EXPORTER: DALIAN THRIVE METALLURGY IMPORT AND EXPORT CO., LTD.

PRODUCER: LINGHAI HONGFENG CARBON PRODUCTS CO., LTD.

PRELIMINARY DETERMINATION RATE:140.30%

AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-019

EXPORTER: DALIAN THRIVE METALLURGY IMPORT AND EXPORT CO., LTD.

PRODUCER: TIANZHEN JINTIAN GRAPHITE ELECTRODES CO., LTD.

PRELIMINARY DETERMINATION RATE:140.30%

AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-020

EXPORTER: DALIAN THRIVE METALLURGY IMPORT AND EXPORT CO., LTD.

PRODUCER: JIAOZUO ZHONGZHOU CARBON PRODUCTS CO., LTD.

PRELIMINARY DETERMINATION RATE:140.30%

AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-021

EXPORTER: DALIAN THRIVE METALLURGY IMPORT AND EXPORT CO., LTD.

PRODUCER: HEILONGJIANG XINYUAN CARBON PRODUCTS CO., LTD.

PRELIMINARY DETERMINATION RATE:140.30%

AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-022

EXPORTER: DALIAN THRIVE METALLURGY IMPORT AND EXPORT CO., LTD.

PRODUCER: XUZHOU JIANGLONG CARBON MANUFACTURE CO., LTD.

PRELIMINARY DETERMINATION RATE:140.30%

AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-023

EXPORTER: DALIAN THRIVE METALLURGY IMPORT AND EXPORT CO., LTD.

PRODUCER: XINGHE XINYUAN CARBON PRODUCTS CO., LTD.

PRELIMINARY DETERMINATION RATE:140.30%

AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-024

EXPORTER: GES (CHINA) CO., LTD.

PRODUCER: SHANGHAI GC CO., LTD.

PRELIMINARY DETERMINATION RATE:140.30%

AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-025

EXPORTER: GES (CHINA) CO., LTD.

PRODUCER: FUSHUN JINLI PETROCHEMICAL CARBON CO., LTD.

PRELIMINARY DETERMINATION RATE:140.30%

AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER; A-570-929-026

EXPORTER: GES (CHINA) CO., LTD.

PRODUCER: XINGHE COUNTY MUZI CARBON PLANT

PRELIMINARY DETERMINATION RATE:140.30%

AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-027

EXPORTER: GES (CHINA) CO., LTD.

PRODUCER: LINYI COUNTY LUBEI CARBON CO., LTD. SHANDONG PROVINCE

PRELIMINARY DETERMINATION RATE:140.30%

AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

CASE NUMBER: A-570-929-028

EXPORTER: QINGDAO HAOSHENG METALS & MINERALS IMP & EXP CO.,LTD.

PRODUCER: SINOSTEEL JILIN CARBON CO., LTD.

PRELIMINARY DETERMINATION RATE:140.30%

AMENDED PRELIMINARY DETERMINATION RATE: 90.50%

4. ENTRIES OF SMALL DIAMETER GRAPHITE ELECTRODES FROM THE PEOPLE'S REPUBLIC OF CHINA FROM THE EXPORTER/PRODUCER COMBINATIONS LISTED IN PARAGRAPH 3 ABOVE SHOULD NOT BE LIQUIDATED UNTIL LIQUIDATION INSTRUCTIONS ARE RECEIVED.

5. INTEREST PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930 DO NOT APPLY.

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 ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY: 04MAZ).

7. 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