

MESSAGE NO: 3224301 MESSAGE DATE: 08/12/2013
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: ALIWE-Auto Liq Exception

FR CITE: 69 FR 56745 FR CITE DATE: 09/22/2004

REFERENCE MESSAGE # (s): 5269206, 6160215

CASE #(s): A-201-827

EFFECTIVE DATE: 09/22/2004 COURT CASE #:

PERIOD OF REVIEW: 08/01/2003 TO 07/31/2004

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 09/22/2004

TO: { Directors Of Field Operations, Port Directors }

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

RE: Automatic liquidation instructions for Carbon and Alloy Seamless Standard, Line, and Pressure Pipe from Mexico for the period 08/01/2003 through 07/31/2004 (A-201-827)

1. Commerce does not automatically conduct administrative reviews of antidumping duty orders. Instead, reviews must be requested pursuant to section 751(a)(1) of the Tariff Act of 1930, as amended, and in accordance with 19 CFR 351.213.

2. Commerce did not receive a request for an administrative review of the antidumping duty order for the period and on the merchandise identified below except for the firm Tubos de Acero de Mexico, S.A. Therefore, in accordance with 19 CFR 351.212(c), you are to assess antidumping duties on merchandise entered, or withdrawn from warehouse, for consumption at the cash deposit rate in effect on the date of entry, unless paragraph 3 is applicable:

Product: Carbon and Alloy Seamless Standard, Line, and Pressure Pipe

Country: Mexico

Case number: A-201-827

Period: 08/01/2003 through 07/31/2004

Liquidate all entries for all firms.

3. Commerce rescinded the administrative review covering Tubos de Acero de Mexico, S.A. (A-201-827-001) and published the notice of rescission on 09/13/2005 (70 FR 54017). Entries of subject merchandise of Tubos de Acero de Mexico, S.A. were liquidated via message 5269206, dated 09/26/2005.

4. There are no injunctions applicable to the entries covered by this instruction.

5. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 2 occurred with the publication of the notice of initiation of administrative review for the 08/2005 anniversary month (69 FR 56745, 09/22/2004). In addition, due to a sunset review, suspension of liquidation of all entries of subject merchandise was terminated on or after 08/05/2005 as explained in message 6160215, dated 06/09/2006.

6. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or 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.

7. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of commerce's 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 producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

8. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by CLU:GL.)

9. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

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