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MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: INF-Information Notice PUBLIC NON-PUBLIC
SUB-TYPE:

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REFERENCE
MESSAGE #
(s):

CASE #(s): A-462-809

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/12/1999 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: SUSPENSION AGREEMENT ON CERTAIN HOT-ROLLED FLAT-ROLLED CARBON
QUALITY STEEL PRODUCTS FROM RUSSIA (A-462-809)

MESSAGE NO: 0031202

DATE: 01 31 2000

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REFERENCE:

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CASES: A - 462 - 809

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PERIOD COVERED: 07 12 1999 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: SUSPENSION AGREEMENT ON CERTAIN HOT-ROLLED FLAT-ROLLED
CARBON QUALITY STEEL PRODUCTS FROM RUSSIA (A-462-809)

1. ON 07/12/1999, THE DEPARTMENT OF COMMERCE AND THE
GOVERNMENT
OF THE RUSSIAN FEDERATION ENTERED INTO AN AGREEMENT
SUSPENDING THE ANTIDUMPING INVESTIGATION OF CERTAIN HOT-
ROLLED FLAT-ROLLED CARBON QUALITY STEEL PRODUCTS FROM THE
RUSSIAN FEDERATION ("THE SUSPENSION AGREEMENT ON CERTAIN HOT-
ROLLED STEEL FROM RUSSIA"). CERTAIN HOT-ROLLED STEEL FROM
RUSSIA, AS DESCRIBED IN PARAGRAPH 7 BELOW, IS COVERED BY
THIS AGREEMENT, AND IS ALSO SUBJECT TO AN ANTIDUMPING

PRELIMINARY DETERMINATION CASH DEPOSIT OR BOND REQUIREMENT UNDER COMMERCE CASE NUMBER (A-821-809) AND, FOR CUSTOMS PURPOSES, (A-462-809). THESE WERE ESTABLISHED IN MESSAGE NUMBER 9197113 AND AMENDED WITH MESSAGE NUMBER 9314211.

2. THE EFFECTIVE DATE OF IMPORT RESTRICTIONS IN THE SUSPENSION AGREEMENT OF CERTAIN HOT-ROLLED STEEL FROM RUSSIA IS 07/12/1999.

3. FOR ALL PRODUCTS COVERED UNDER THE SUSPENSION AGREEMENT ON CERTAIN HOT-ROLLED STEEL FROM RUSSIA, EXPORT LICENSES OR TEMPORARY DOCUMENTS ARE NOW REQUIRED ON SHIPMENTS OF THESE PRODUCTS ENTERED INTO THE UNITED STATES, INCLUDING MERCHANDISE ADMITTED INTO ANY FOREIGN TRADE ZONE, OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION ON OR AFTER 07/12/1999. THE SUSPENSION AGREEMENT DEFINES FOREIGN TRADE ZONES LOCATED WITHIN THE TERRITORY OF THE UNITED STATES AS PART OF THE UNITED STATES.

4. FOR SHIPMENTS ENTERED INTO THE UNITED STATES, INCLUDING FOREIGN TRADE ZONES, OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION ON OR AFTER 07/12/1999, ENTRY RELEASE SHALL BE PERMITTED FOR THE SHIPMENTS OF MERCHANDISE COVERED BY THE SUSPENSION AGREEMENT ON CERTAIN HOT-ROLLED STEEL FROM RUSSIA ONLY UPON PRESENTATION OF EITHER A VALID EXPORT LICENSE OR A TEMPORARY DOCUMENT ENDORSED BY THE MINISTRY OF TRADE OF THE RUSSIAN FEDERATION ("MOT"). THE GOVERNMENT OF THE RUSSIAN FEDERATION AGREED TO EXPORT LIMITS OF THIS MERCHANDISE OF ZERO FOR 1999. ON OR AFTER 01/01/2000, HOWEVER, VALID LICENSES MAY BE ISSUED UNDER THE AGREEMENT BY MOT. THE TEMPORARY DOCUMENT AGREED TO BY THE DEPARTMENT OF COMMERCE AND MOT IS VIRTUALLY IDENTICAL IN FORM TO THE EXPORT LICENSE. THE UNITED STATES SHALL REQUIRE PRESENTATION OF EITHER OF THESE DOCUMENTS AS A CONDITION OF ENTRY OF THIS MERCHANDISE INTO THE UNITED STATES, INCLUDING FOREIGN TRADE ZONES, FOR DIRECT AND INDIRECT EXPORTS FROM RUSSIA. THE UNITED STATES WILL PROHIBIT THE ENTRY OF ANY MERCHANDISE NOT ACCOMPANIED BY EITHER A VALID EXPORT LICENSE OR A TEMPORARY DOCUMENT ENDORSED BY THE MOT. THE UNITED STATES WILL ALSO

PROHIBIT THE ENTRY OF SUBJECT MERCHANDISE OF GRADES OTHER THAN THOSE SPECIFIED BELOW:

ASTM GRADES A36, A568, A569, A572, A607, AND A715

UNTIL FURTHER NOTICE, NO GRADES OF SUBJECT MERCHANDISE OTHER THAN THOSE SPECIFIED ABOVE MAY BE ENTERED INTO THE UNITED STATES.

THE PRESENTED LICENSE/TEMPORARY DOCUMENT MUST BE STAMPED, SIGNED, AND DATED BY THE MOT AND ISSUED NO EARLIER THAN 90 DAYS BEFORE THE DAY, MONTH, AND YEAR ON WHICH THE MERCHANDISE IS ACCEPTED BY A TRANSPORTATION COMPANY, AS INDICATED BY THE BILL OF LADING OR A COMPARABLE TRANSPORTATION DOCUMENT, FOR EXPORT.

THE EXPORT LICENSE OR TEMPORARY DOCUMENT SHALL INCLUDE THE FOLLOWING INFORMATION FOR EACH GRADE OF CERTAIN HOT-ROLLED STEEL COVERED BY THE LICENSE OR TEMPORARY DOCUMENT: 1) EXPORT LICENSE NUMBER/TEMPORARY DOCUMENT NUMBER, 2) DESCRIPTION OF MERCHANDISE (INCLUDING THE 10-DIGIT HTS CATEGORY, THE ASTM OR EQUIVALENT GRADE, AND THE GAUGE, WIDTH AND LENGTH (FOR PRODUCTS BOUND IN COILS, LENGTH WHERE APPROPRIATE), 3) QUANTITY EXPRESSED IN METRIC TONS, 4) F.O.B. SALES VALUE, INDICATING THE CURRENCY USED, 5) UNIT PRICE, 6) DATE OF SALE, 7) SALES ORDER NUMBER, 8) DATE OF EXPORT (THE DATE THE EXPORT LICENSE/ TEMPORARY DOCUMENT IS ISSUED, 9) TRADING COMPANY, 10) CUSTOMER, 11) CUSTOMER RELATIONSHIP (IF ANY), 12) QUOTA ALLOCATED TO EXPORTER, AND 13) QUOTA REMAINING TO THE INDIVIDUAL EXPORTER. IF NECESSARY, ADDITIONAL INFORMATION MAY BE INCLUDED ON THE EXPORT LICENSE/TEMPORARY DOCUMENT OR A SEPARATE PAGE ATTACHED TO THE EXPORT LICENSE/TEMPORARY DOCUMENT. THE EXPORT LICENSE/TEMPORARY DOCUMENT MUST BE IN ENGLISH AND MAY BE ACCOMPANIED BY A RUSSIAN TRANSLATION.

CUSTOMS SHALL REQUIRE THE PRESENTATION OF AN ORIGINAL LICENSE/ TEMPORARY DOCUMENT EXCEPT WHERE THERE ARE MULTIPLE

SHIPMENTS UNDER A SINGLE LICENSE/TEMPORARY DOCUMENT. FOR MULTIPLE SHIPMENTS AT MULTIPLE PORTS, OR MULTIPLE ENTRIES AT ONE PORT, THE ORIGINAL LICENSE/TEMPORARY DOCUMENT SHALL BE PRESENTED WITH THE FIRST ENTRY AND THE VOLUME ENTERED AT THAT TIME WILL BE NOTED ON THE ORIGINAL LICENSE/TEMPORARY DOCUMENT. CUSTOMS WILL PROVIDE THE IMPORTER WITH A CERTIFIED PHOTOCOPY OF THE LICENSE/TEMPORARY DOCUMENT FOR PRESENTATION TO CUSTOMS WITH THE IMPORTER'S NEXT ENTRY UNDER THAT LICENSE/TEMPORARY DOCUMENT. SUBSEQUENT ENTRIES CAN BE MADE FROM A CERTIFIED COPY OF THE ORIGINAL LICENSE/TEMPORARY DOCUMENT WHICH REFLECTS ALL THE DEDUCTIONS MADE FROM THE ORIGINAL LICENSE/TEMPORARY DOCUMENT.

IF THE CUSTOMER/IMPORTER OF RECORD LISTED ON THE EXPORT LICENSE/TEMPORARY DOCUMENT DOES NOT MATCH THE CUSTOMER OF THE CUSTOMS FORM 7501, THE IMPORTER OF RECORD MUST PROVIDE WRITTEN DOCUMENTATION FROM THE CUSTOMER/IMPORTER OF RECORD LISTED ON THE EXPORT LICENSE/TEMPORARY DOCUMENT IDENTIFYING THE IMPORTER OF RECORD ON THE CUSTOMS FORM 7501.

5. FOR ALL IMPORTS OF HOT-ROLLED STEEL INTO THE UNITED STATES, REGARDLESS OF THE STATED COUNTRY OF ORIGIN OF THOSE IMPORTS, THE U.S. CUSTOMS SERVICE SHALL REQUIRE ALL IMPORTERS OF RECORD TO SUBMIT A WRITTEN STATEMENT, ON THE LAST DAY OF EVERY QUARTER, LISTING ALL ENTRIES OF SUCH MERCHANDISE AND CERTIFYING THAT THE HOT-ROLLED STEEL IMPORTED THAT QUARTER WAS NOT OBTAINED UNDER ANY ARRANGEMENT IN CIRCUMVENTION OF THIS AGREEMENT.

6. SPECIAL INSTRUCTIONS: PLEASE NOTE THAT THE WORD "QUOTA" APPEARS IN THE SUSPENSION AGREEMENT ON CERTAIN HOT-ROLLED STEEL FROM RUSSIA AND IS ALSO USED THROUGHOUT THESE IMPLEMENTING INSTRUCTIONS. HOWEVER, FOR CUSTOMS ENTRY PURPOSES, THESE ENTRIES ARE NOT QUOTA-TYPE ENTRIES BECAUSE THEY WILL NOT BE PROCESSED THROUGH THE CUSTOMS ACS QUOTA MODULE. THEREFORE, DO NOT USE ENTRY TYPED CODES 02, 07, 32, 38 IN BOX 2 OF THE CF 7501 (UNLESS THE ENTRY INCLUDES MERCHANDISE OTHER THAN THIS MERCHANDISE THAT IS SUBJECT TO

QUOTA PROCESSING, IN WHICH CASE, ENTRY TYPE CODE 07 OR 38 WOULD BE CORRECT). THERE IS NO QSUP INPUT FOR ENTRIES OF THIS MERCHANDISE FROM RUSSIA. THE QUANTITY OF THIS MERCHANDISE FROM RUSSIA WILL NOT BE REPORTED ON THE CUSTOMS WEEKLY QUOTA STATUS REPORTS.

7. CERTAIN HOT-ROLLED STEEL IS DEFINED AS FOLLOWS. ALTHOUGH THE HTSUS SUBHEADINGS FOR CERTAIN HOT-ROLLED STEEL ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE, AS PROVIDED, IS DISPOSITIVE.

CERTAIN HOT-ROLLED FLAT-ROLLED CARBON- QUALITY STEEL PRODUCTS OF A RECTANGULAR SHAPE, OF A WIDTH OF 0.5 INCH OR GREATER, NEITHER CLAD, PLATED, NOR COATED WITH METAL AND WHETHER OR NOT PAINTED, VARNISHED, OR COATED WITH PLASTICS OR OTHER NON-METALLIC SUBSTANCES, IN COILS (WHETHER OR NOT IN SUCCESSIVELY SUPERIMPOSED LAYERS) REGARDLESS OF THICKNESS, AND IN STRAIGHT LENGTHS, OF A THICKNESS LESS THAN 4.75 MM AND OF A WIDTH MEASURING AT LEAST 10 TIMES THE THICKNESS. UNIVERSAL MILL PLATE (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 A THICKNESS NOT LESS THAN 4.0 MM IS NOT INCLUDED WITHIN THE SCOPE OF THESE ORDERS.

SPECIFICALLY INCLUDED IN THIS SCOPE ARE VACUUM DEGASSED, FULLY STABILIZED (COMMONLY REFERRED TO AS INTERSTITIAL-FREE ("IF")) STEELS, HIGH STRENGTH LOW ALLOY ("HSLA") STEELS, AND THE SUBSTRATE FOR MOTOR LAMINATION STEELS. IF STEELS ARE RECOGNIZED AS LOW CARBON STEELS WITH MICRO-ALLOYING LEVELS OF ELEMENTS SUCH AS TITANIUM AND/OR NIOBIUM ADDED TO STABILIZE CARBON AND NITROGEN ELEMENTS. HSLA STEELS ARE RECOGNIZED AS STEELS WITH MICRO-ALLOYING LEVELS OF ELEMENTS SUCH AS CHROMIUM, COPPER, NIOBIUM, TITANIUM, VANADIUM, AND MOLYBDENUM. THE SUBSTRATE FOR MOTOR LAMINATION STEELS CONTAINS MICRO-ALLOYING LEVELS OF ELEMENTS SUCH AS SILICON AND ALUMINUM.

STEEL PRODUCTS TO BE INCLUDED IN THE SCOPE OF THIS ORDER, REGARDLESS OF HTSUS DEFINITIONS, ARE PRODUCTS IN WHICH: 1) IRON PREDOMINATES, BY WEIGHT, OVER EACH OF THE OTHER CONTAINED ELEMENTS; 2) THE CARBON CONTENT IS 2 PERCENT OR LESS, BY WEIGHT; AND 3) NONE OF THE ELEMENTS LISTED BELOW EXCEEDS THE QUANTITY, BY WEIGHT, RESPECTIVELY INDICATED:

1.80 PERCENT OF MANGANESE, OR

1.50 PERCENT OF SILICON, OR

1.00 PERCENT OF COPPER, OR

0.50 PERCENT OF ALUMINUM, OR

1.25 PERCENT OF CHROMIUM, OR

0.30 PERCENT OF COBALT, OR

0.40 PERCENT OF LEAD, OR

1.25 PERCENT OF NICKEL, OR

0.30 PERCENT OF TUNGSTEN, OR

0.012 PERCENT OF BORON, OR

0.10 PERCENT OF MOLYBDENUM, OR

0.10 PERCENT OF NIOBIUM, OR

0.41 PERCENT OF TITANIUM, OR

0.15 PERCENT OF VANADIUM, OR

0.15 PERCENT OF ZIRCONIUM.

ALL PRODUCTS THAT MEET THE PHYSICAL AND CHEMICAL DESCRIPTION PROVIDED ABOVE ARE WITHIN THE SCOPE OF THIS ORDER UNLESS OTHERWISE EXCLUDED. THE FOLLOWING PRODUCTS, BY WAY OF EXAMPLE, ARE OUTSIDE AND/OR SPECIFICALLY EXCLUDED FROM THE SCOPE OF THIS ORDER:

ALLOY HOT-ROLLED STEEL PRODUCTS IN WHICH AT LEAST ONE OF THE CHEMICAL ELEMENTS EXCEEDS THOSE LISTED ABOVE (INCLUDING E.G., ASTM SPECIFICATIONS A543, A387, A514, A517, AND A506).

SAE/AISI GRADES OF SERIES 2300 AND HIGHER.

BALL BEARING STEELS, AS DEFINED IN THE HTSUS.

TOOL STEELS, AS DEFINED IN THE HTSUS.

SILICO-MANGANESE (AS DEFINED IN THE HTSUS) OR SILICON

ELECTRICAL STEEL WITH A SILICON LEVEL EXCEEDING 1.50 PERCENT.

ASTM SPECIFICATIONS A710 AND A736.

USS ABRASION-RESISTANT STEELS (USS AR 400, USS AR 500).

HOT-ROLLED STEEL COIL WHICH MEETS THE FOLLOWING CHEMICAL, PHYSICAL AND MECHANICAL SPECIFICATIONS:

C 0.10 - 0.14%
MN 0.90% MAX
P 0.025% MAX
S 0.005% MAX
SI 0.30 - 0.50%
CR 0.50 - 0.70%
CU 0.20 - 0.40%
NI 0.20% MAX

WIDTH EQUALS 44.80 INCHES MAXIMUM; THICKNESS EQUALS 0.063 - 0.198 INCHES;

YIELD STRENGTH EQUALS 50,000 PSI MINIMUM; TENSILE STRENGTH EQUALS 70,000 - 88,000 PSI.

HOT-ROLLED STEEL COIL WHICH MEETS THE FOLLOWING CHEMICAL, PHYSICAL AND MECHANICAL SPECIFICATIONS:

C 0.10 - 0.16%
MN 0.70 - 0.90%
P 0.025% MAX
S 0.006% MAX
SI 0.30 - 0.50%
CR 0.50 - 0.70%
CU 0.25% MAX
NI 0.20% MAX
MO 0.21% MAX

WIDTH EQUALS 44.80 INCHES MAXIMUM; THICKNESS EQUALS 0.350 INCHES MAXIMUM;

YIELD STRENGTH EQUALS 80,000 PSI MINIMUM; TENSILE STRENGTH EQUALS 105,000 PSI AIM.

HOT-ROLLED STEEL COIL WHICH MEETS THE FOLLOWING CHEMICAL, PHYSICAL AND MECHANICAL SPECIFICATIONS:

C 0.10 - 0.14%
MN 1.30 - 1.80%
P 0.025% MAX
S 0.005% MAX
SI 0.30 - 0.50%
CR 0.50 - 0.70%
CU 0.20 - 0.40%
NI 0.20% MAX
V(WT.) 0.10 MAX
CB 0.08% MAX

WIDTH EQUALS 44.80 INCHES MAXIMUM; THICKNESS EQUALS 0.350 INCHES MAXIMUM;

YIELD STRENGTH EQUALS 80,000 PSI MINIMUM; TENSILE STRENGTH EQUALS 105,000 PSI AIM.

HOT-ROLLED STEEL COIL WHICH MEETS THE FOLLOWING CHEMICAL, PHYSICAL AND MECHANICAL SPECIFICATIONS:

C 0.15% MAX
MN 1.40% MAX
P 0.025% MAX
S 0.010% MAX
SI 0.50% MAX
CR 1.00% MAX
CU 0.50% MAX
NI 0.20% MAX
NB 0.005% MIN
CA TREATED
AL 0.01 - 0.07%

WIDTH EQUALS 39.37 INCHES; THICKNESS EQUALS 0.181 INCHES MAXIMUM; YIELD STRENGTH EQUALS 70,000 PSI

MINIMUM FOR THICKNESSES 0.148 INCHES AND 65,000 PSI
MINIMUM FOR THICKNESSES >0.148 INCHES; TENSILE STRENGTH
EQUALS 80,000 PSI MINIMUM.

HOT-ROLLED DUAL PHASE STEEL, PHASE-HARDENED, PRIMARILY
WITH A FERRITIC-MARTENSITIC MICROSTRUCTURE, CONTAINS
0.9 PERCENT UP TO AND INCLUDING 1.5 PERCENT SILICON BY
WEIGHT, FURTHER CHARACTERIZED BY EITHER (I) TENSILE
STRENGTH BETWEEN 540 N/MM AND 640 N/MM AND AN
ELONGATION PERCENTAGE 26 PERCENT FOR THICKNESSES OF 2
MM AND ABOVE, OR (II) A TENSILE STRENGTH BETWEEN 590
N/MM AND 690 N/MM AND AN ELONGATION PERCENTAGE 25
PERCENT FOR THICKNESSES OF 2MM AND ABOVE.

HOT-ROLLED BEARING QUALITY STEEL, SAE GRADE 1050, IN
COILS, WITH AN INCLUSION RATING OF 1.0 MAXIMUM PER ASTM
E 45, METHOD A, WITH EXCELLENT SURFACE QUALITY AND
CHEMISTRY RESTRICTIONS AS FOLLOWS: 0.012 PERCENT
MAXIMUM PHOSPHORUS, 0.015 PERCENT MAXIMUM SULFUR, AND
0.20 PERCENT MAXIMUM RESIDUALS INCLUDING 0.15 PERCENT
MAXIMUM CHROMIUM.

GRADE ASTM-A570-50 HOT-ROLLED STEEL SHEET IN COILS OR
CUT LENGTHS, WIDTH OF 74 INCHES (NOMINAL, WITHIN ASTM
TOLERANCES), THICKNESS OF 11 GAUGE (0.119 INCH
NOMINAL), MILL EDGE AND SKIN PASSED, WITH MINIMUM
COPPER CONTENT OF 0.20 PERCENT.

THE MERCHANDISE SUBJECT TO THIS SUSPENSION AGREEMENT IS
CLASSIFIED IN THE HARMONIZED TARIFF SCHEDULE OF THE UNITED
STATES ("HTSUS") AT SUBHEADINGS: 7208.10.15.00,
7208.10.30.00, 7208.10.60.00, 7208.25.30.00, 7208.25.60.00,
7208.26.00.30, 7208.26.00.60, 7208.27.00.30, 7208.27.00.60,
7208.36.00.30, 7208.36.00.60, 7208.37.00.30, 7208.37.00.60,
7208.38.00.15, 7208.38.00.30, 7208.38.00.90, 7208.39.00.15,
7208.39.00.30, 7208.39.00.90, 7208.40.60.30, 7208.40.60.60,
7208.53.00.00, 7208.54.00.00, 7208.90.00.00, 7210.70.30.00,
7210.90.90.00, 7211.14.00.30, 7211.14.00.90, 7211.19.15.00,
7211.19.20.00, 7211.19.30.00, 7211.19.45.00, 7211.19.60.00,

7211.19.75.30, 7211.19.75.60, 7211.19.75.90, 7212.40.10.00,
7212.40.50.00, 7212.50.00.00. CERTAIN HOT-ROLLED FLAT-
ROLLED CARBON-QUALITY STEEL INCLUDE: VACUUM DEGASSED, FULLY
STABILIZED; HIGH STRENGTH LOW ALLOY; AND THE SUBSTRATE FOR
MOTOR LAMINATION STEEL MAY ALSO ENTER UNDER THE FOLLOWING
TARIFF NUMBERS: 7225.11.00.00, 7225.19.00.00,
7225.30.30.50, 7225.30.70.00, 7225.40.70.00, 7225.99.00.90,
7226.11.10.00, 7226.11.90.30, 7226.11.90.60, 7226.19.10.00,
7226.19.90.00, 7226.91.50.00, 7226.91.70.00, 7226.91.80.00,
AND 7226.99.00.00.

8. IF CUSTOMS OFFICERS HAVE ANY QUESTIONS REGARDING THESE
INSTRUCTIONS, PLEASE CONTACT THE AD/CVD PROGRAM BY E-MAIL
ATTRIBUTE HQ OAB. THE IMPORTING PUBLIC AND OTHER INTERESTED
PARTIES SHOULD CONTACT JEAN KEMP OR BECKY HAGEN, IMPORT
ADMINISTRATION, AD/CVD ENFORCEMENT GROUP III BY TELEPHONE AT
(202) 482-4037 OR (202) 482-3362, RESPECTIVELY.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

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