

MESSAGE NO: 0173210 MESSAGE DATE: 06/21/2000
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-427-804, C-427-805

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 09/17/1992 TO 12/31/1999

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION INSTRUCTIONS FOR CERTAIN HOT ROLLED LEAD AND BISMUTH
CARBON STEEL PRODUCTS FROM FRANCE (A-427-804 AND C-427-805)

MESSAGE NO: 0173210

DATE: 06 21 2000

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: A - 427 - 804

C - 427 - 805

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PERIOD COVERED: 09 17 1992 TO 12 31 1999

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: LIQUIDATION INSTRUCTIONS FOR CERTAIN HOT ROLLED LEAD AND
BISMUTH CARBON STEEL PRODUCTS FROM FRANCE
(A-427-804 AND C-427-805)

1. THE PRELIMINARY INJUNCTION ON CERTAIN HOT-ROLLED LEAD AND
BISMUTH CARBON STEEL PRODUCTS FROM FRANCE (C-427-805) IS NO
LONGER IN EFFECT BECAUSE THERE IS NOW A FINAL AND CONCLUSIVE
COURT DECISION IN THIS CASE.

2. THE MERCHANDISE COVERED BY THESE INSTRUCTIONS IS HOT-
ROLLED BARS AND RODS OF NONALLOY OR OTHER ALLOY STEEL, WHETHER OR

NOT DESCALED, CONTAINING BY WEIGHT 0.03 PERCENT OR MORE OF LEAD

OR 0.05 PERCENT OR MORE OF BISMUTH, IN COILS OR CUT LENGTHS, AND IN NUMEROUS SHAPES AND SIZES. EXCLUDED FROM THESE INSTRUCTIONS ARE OTHER ALLOY STEELS (AS DEFINED BY THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS) CHAPTER 72, NOTE (F)), EXCEPT STEELS CLASSIFIED AS OTHER ALLOY STEELS BY REASON OF CONTAINING BY WEIGHT 0.4 PERCENT OR MORE OF LEAD, OR 0.1 PERCENT OR MORE OF BISMUTH, TELLURIUM, OR SELENIUM. ALSO EXCLUDED ARE SEMI-FINISHED STEELS AND FLAT-ROLLED PRODUCTS. THE MERCHANDISE COVERED BY THESE INSTRUCTIONS IS CURRENTLY PROVIDED FOR UNDER HARMONIZED TARIFF SCHEDULE ITEM NUMBERS: 7213.31.30.00, 7213.31.60.00, 7213.39.00.30, 7213.29.00.60, 7213.29.00.90, 7213.91.30.00, 7213.91.45.00, 7213.91.60.00, 7213.99.00, 7214.40.00.10, 7214.40.00.30, 7214.40.00.50, 7214.50.00.10, 7214.50.00.30, 7214.50.00.50, 7214.60.00.10, 7214.60.00.50, AND 7228.30.80.50.

3. ACCORDINGLY, YOU ARE NOW INSTRUCTED TO ASSESS COUNTERVAILING DUTIES OF 12.88 PERCENT OF THE ENTERED VALUE OF ALL SHIPMENTS OF THIS MERCHANDISE EXPORTED ON OR AFTER 09/17/1992 AND ON OR BEFORE 01/14/1993 AND 23.11 PERCENT OF THE ENTERED VALUE OF ALL SHIPMENTS OF THIS MERCHANDISE EXPORTED ON OR AFTER 03/22/1993 AND ON OR BEFORE 12/31/1999. SHIPMENTS OF THIS MERCHANDISE EXPORTED ON OR AFTER 01/15/1993 AND ON OR BEFORE 03/21/1993 SHOULD BE LIQUIDATED WITHOUT REGARD TO COUNTERVAILING DUTIES.

4. WITH REGARD TO ANTIDUMPING DUTIES ON SHIPMENTS OF THIS MERCHANDISE, YOU ARE NOW INSTRUCTED TO ASSESS ANTIDUMPING DUTIES AT THE RATE ENTERED ON ANY UNLIQUIDATED ENTRIES OF MERCHANDISE, ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 09/28/1992 AND ON OR BEFORE 12/31/1999.

5. THE SUSPENSION OF LIQUIDATION ORDERED FOR THE MERCHANDISE IDENTIFIED ABOVE EXPORTED ON OR BEFORE 12/31/1999 IS LIFTED. THE SUSPENSION OF LIQUIDATION FOR ALL SHIPMENTS OF THE MERCHANDISE IDENTIFIED ABOVE EXPORTED AFTER 12/31/1999 WAS TERMINATED DUE TO A SUNSET REVOCATION AS EXPLAINED IN MESSAGE NUMBERS 0019218 AND

0021217 DATED 01/19/2000 AND 01/21/2000, RESPECTIVELY.

6. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE CUSTOMS SERVICE ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS AND ASSESS

INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE ENTRY DATE OR DATE OF DEPOSIT, WHICHEVER IS LATER, OR ESTIMATED COUNTERVAILING DUTIES 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. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL , THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT GAYLE LONGEST, AD/CVD ENFORCEMENT OFFICE VI, IMPORT ADMINISTRATION, DEPARTMENT OF COMMERCE AT (202) 482-3338.

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

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