

MESSAGE NO: 1149204 MESSAGE DATE: 05/29/2001  
MESSAGE STATUS: Active CATEGORY: Countervailing  
TYPE: PRE-Preliminary PUBLIC  NON-PUBLIC   
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): C-427-819

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/14/2001 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: PRELIMINARY DETERMINATION IN THE COUNTERVAILING DUTY INVESTIGATION  
OF LOW ENRICHED URANIUM FROM FRANCE (C-427-819)

MESSAGE NO: 1149204 DATE: 05 29 2001

CATEGORY: CVD TYPE: PRE

REFERENCE: REFERENCE DATE:

CASES: C - 427 - 819 - -

- - - -

- - - -

PERIOD COVERED: 05 14 2001 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: PRELIMINARY DETERMINATION IN THE COUNTERVAILING DUTY  
INVESTIGATION OF LOW ENRICHED URANIUM FROM FRANCE  
(C-427-819)

1. ON MAY 14, 2001, THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS PRELIMINARY AFFIRMATIVE DETERMINATION AND ALIGNMENT OF ITS FINAL COUNTERVAILING DUTY DETERMINATION WITH THE FINAL ANTIDUMPING DUTY DETERMINATION IN THE COUNTERVAILING DUTY INVESTIGATION OF LOW ENRICHED URANIUM FROM FRANCE, THEREBY ALIGNING IT WITH THE DUE DATE FOR THE FINAL DETERMINATION IN THE ANTIDUMPING DUTY INVESTIGATION OF LOW ENRICHED URANIUM FROM FRANCE (A-427-818).

2. THE MERCHANDISE SUBJECT TO THIS INVESTIGATION IS LOW ENRICHED URANIUM (LEU). LEU IS ENRICHED URANIUM HEXAFLUORIDE (UF<sub>6</sub>) WITH A U<sub>235</sub> PRODUCT ASSAY OF LESS THAN 20 PERCENT THAT HAS NOT BEEN CONVERTED INTO ANOTHER CHEMICAL FORM, SUCH AS UO<sub>2</sub>, OR FABRICATED INTO NUCLEAR FUEL ASSEMBLIES, REGARDLESS OF THE MEANS BY WHICH THE LEU IS PRODUCED (INCLUDING LEU PRODUCED THROUGH THE DOWN-BLENDING OF HIGHLY ENRICHED URANIUM).

CERTAIN MERCHANDISE IS OUTSIDE THE SCOPE OF THIS INVESTIGATION. SPECIFICALLY, THIS INVESTIGATION DOES NOT COVER ENRICHED URANIUM HEXAFLUORIDE WITH A U<sub>235</sub> ASSAY OF 20 PERCENT OR GREATER, ALSO KNOWN AS HIGHLY ENRICHED URANIUM.

IN ADDITION, FABRICATED LEU IS NOT COVERED BY THE SCOPE OF THIS INVESTIGATION.

FOR PURPOSES OF THIS INVESTIGATION, FABRICATED URANIUM IS DEFINED AS ENRICHED URANIUM DIOXIDE (UO<sub>2</sub>), WHETHER OR NOT CONTAINED IN NUCLEAR FUEL RODS OR ASSEMBLIES.

NATURAL URANIUM CONCENTRATES (U<sub>3</sub>O<sub>8</sub>) WITH A U<sub>235</sub> CONCENTRATION OF NO GREATER THAN 0.711 PERCENT AND NATURAL URANIUM CONCENTRATES CONVERTED INTO URANIUM HEXAFLUORIDE WITH A U<sub>235</sub> CONCENTRATION OF NO GREATER THAN 0.711 PERCENT ARE NOT COVERED BY THE SCOPE OF THE INVESTIGATION.

THE MERCHANDISE SUBJECT TO THIS INVESTIGATION IS CLASSIFIED IN THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS) AT SUBHEADING 2844.20.0020.

SUBJECT MERCHANDISE MAY ALSO ENTER UNDER 2844.20.0030, 2844.20.0050, AND 2844.40.00.

ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND

U.S. CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER INVESTIGATION IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED

INVESTIGATION NUMBER C-427-819.

4. FOR IMPORTS OF LOW ENRICHED URANIUM FROM FRANCE, THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATIONS OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER MAY 14, 2001.

EFFECTIVE MAY 14, 2001, CUSTOMS SHALL REQUIRE, FOR SUCH ENTRIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE SUBSIDY RATES SHOWN BELOW:

MFR/PRODUCER EXPORTER	CUSTOMS ID NUMBER (PERCENT)	SUBSIDY RATE
EURODIF, S.A.	C-427-819-001	13.94
ALL OTHERS	C-427-819-000	13.94

5. 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 OTHER INTERESTED PARTIES SHOULD CONTACT MICHAEL GROSSMAN, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-2786.

6. 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