

Final 1/25/2017

**Automated Commercial Environment (ACE)
Definitions for Antidumping and Countervailing Duty (AD/CVD) Terms**

The following ACE terms are found in the Search AD/CVD Case “Company Status” field (*i.e.*, 10-digit level company case page). The Department of Commerce (Commerce) populates this information through the AD/CVD Case Reference File (CRF) within ACE. In the definitions below, unless otherwise specified, “company” may refer to a single company (or group-entity) designated as an exporter, a producer, or a specific producer/exporter combination.

Please note that this information is used for cash deposit purposes only. Merchandise may be entered under a specific case number with an assigned cash deposit rate, but may be liquidated at a different AD or CVD rate.

- 1) Active: *This case number is active and entries may be made under this case number.*** When Commerce adds a 10-digit company-specific case number (including the -000 case number) in ACE, the company status field will indicate “Active.” This indicates that the company has an active company-specific case number under that AD/CVD proceeding. With respect to the -000 case number, that means there is an active “all others” case number in a market economy proceeding and an active “country-wide entity” case number in a nonmarket economy proceeding.
 - a. For all active 10-digit company case-numbers, Commerce directs CBP to suspend liquidation of the entry, and separately directs CBP regarding the amount of the cash deposit required for entries under that case number. AD/CVD should be reported at the time of entry.¹
 - b. A zero percent cash deposit rate for an active case number is not an indicator that the merchandise is not subject to the respective AD/CVD order. Rather it means that the last calculated cash deposit rate for that company was zero, and AD/CVD should be reported at the time of entry. Should a positive rate be determined at the end of an administrative review, the importer will receive a bill for the difference between its zero cash deposit and the final margin.
- 2) Inactive - company revoked: *Order does not apply to this company.*** Commerce typically applies “Inactive – company revoked” when it issues a determination to revoke a producer, exporter, or a specific producer/exporter combination from an order, meaning that merchandise from that revoked producer/exporter combination (when not sold through a third party reseller) is no longer subject to the AD/CVD order.² As a result, entries of merchandise from the excluded producer/exporter may not be entered under this 10-digit case number.

Please note: Commerce’s revocation determination does not apply to a reseller’s exports to the United States of merchandise sourced from the revoked producer, exporter or producer/exporter combination. Accordingly, the importer should enter merchandise sourced from the reseller under

¹ Bonding, in lieu of cash deposit, is no longer allowed for any entries subject to AD/CVD.

² The regulatory provision that allowed for company specific revocations was rescinded on 5/21/2012, thus company-specific revocations from an order no longer occur effective 6/20/2012, (see 77 FR 29875). Accordingly, there are generally no new company-specific revocations from an order after rescission of the regulation.

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the reseller's 10-digit case number (or where the reseller does not have its own 10-digit case number, the merchandise should enter under the case number ending in -000). Under the reseller scenario, AD/CVD should be reported for merchandise from the reseller at the time of entry.

- 3) Inactive - termination: *Investigation terminated, no duties on this product from any company in this particular AD or CVD investigation.*** Commerce typically applies "Inactive – termination" when it terminates an AD/CVD investigation because the U.S. International Trade Commission determines no injury or no threat of injury, or Commerce determines there is no dumping or subsidization. It may also occur if the Petitioners withdraw the petition. In such instances, the investigation is usually terminated and the termination carries through from the principal (*i.e.*, 7-digit) case number to all of the 10-digit company case numbers. As a result, no AD/CVD is reported at the time of entry.
- 4) Inactive – company deactivated: *The order likely still applies to this company, but this case number does not.*** Commerce typically applies "Inactive – company deactivated" when there has been a change in status for the company. Note, however, that a "company deactivated" status does not mean that the company is not subject to the AD/CVD order; rather it means that this particular case number is no longer active for the company and merchandise can no longer be entered under this 10-digit case number. The appropriate 10-digit case number for the company will be identified in the AD/CVD cash deposit instructions. If the company is given a different 10-digit company number, that will be noted in the ACE AD/CVD case reference file. Otherwise if the company is still subject to the order but does not have its own case number, its entries should be made under the "all others" or "country-wide" "000" case number. AD/CVD must be reported at the time of entry using the case number that replaced the deactivated case number for that company.

Commerce generally updates the CRF's AD/CVD Company events tab to reflect "company deactivated" under the following circumstances:

- a) ***Nonmarket economy AD proceedings:***
- i) when Commerce issues a final result of administrative review that a company is no longer entitled to separate rate status, and therefore becomes part of the country-wide entity, Commerce will deactivate the 10-digit case number previously applicable to that company, as subsequent shipments from that company should be entered under the country-wide entity case number (*i.e.*, -000).
 - ii) when Commerce issues a final results of administrative review that an exporter that previously was part of an exporter/producer combination separate rate is entitled to an exporter separate rate (meaning the rate is applicable to the exporter regardless of what company manufactured the merchandise), Commerce will establish a new 10-digit case number for the exporter and deactivate the 10-digit case number(s) applicable to the exporter/producer combination.
- b) ***Market economy (AD and CVD) and non-market economy (AD and CVD) proceedings:*** when Commerce makes an affirmative successor-in-interest determination, Commerce will establish a new 10-digit case number for the company determined to be the successor-in-interest and deactivate the 10-digit case number of the original company.

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c) ***Market economy (AD and CVD) and non-market economy (AD and CVD) new shipper reviews:***
When Commerce issues a final results of new shipper review finding that the new shipper's sales were not bona fide, or when Commerce rescinds a new shipper review, Commerce will deactivate the 10-digit case number that was set up to allow bonding for imports of merchandise shipped by that new shipper exporter/producer combination. Subsequently, entries of shipments from this exporter/producer combination should be made under the country-wide entity case number (*i.e.*, -000).

5) ***Inactive – final exclusion: Order does not apply to this company.*** Commerce typically applies “Inactive – final exclusion” when it issues a final determination that merchandise from a particular producer/exporter combination (when not sold through a third party reseller) is excluded from the AD/CVD order as a result of a *de minimis* or zero margin determination in the underlying investigation. As a result, entries of merchandise from the excluded producer/exporter are not subject to AD/CVD and merchandise may not be entered under this AD/CVD case number.

Please note: Commerce’s final exclusion determination does not apply to a resellers’ exports to the United States of merchandise sourced from the excluded producer/exporter chain. Accordingly, the importer should enter merchandise sourced from the reseller under the reseller’s 10-digit case number (or where it does not have its own 10-digit case number, it should enter merchandise under the case number ending in -000). Under the reseller scenario, AD/CVD should be reported for merchandise from the reseller at the time of entry..

6) ***Inactive – deactivated: This case number no longer applies to any company.*** When Commerce updates the AD/CVD Case Reference File’s AD/CVD Case events tab to “Deactivated,” ACE automatically revises the CRF AD/CVD Case and Company status fields to “Inactive – deactivated.” Commerce generally uses this designation when it is making a correction to a previously inactivated or deactivated case number. To make the correction, Commerce has to first reactivate the case number and so uses this designation to deactivate after the correction is completed. As a result, no entries may be made under this case number. However, entries of merchandise from the exporter or producer formerly associated with that case number may still be subject to AD/CVD and, in such case, should be entered under the appropriate AD/CVD case number.

7) ***Inactive – order revoked: Order no longer applies to any company.*** Commerce typically applies “Inactive – order revoked” when it issues a determination to revoke the order, for example, pursuant to an AD/CVD sunset proceeding. As a result, no AD/CVD is reported at the time of entry.