

MESSAGE NO: 2218206 MESSAGE DATE: 08/06/2002
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: ORD-Order PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-868

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/16/2002 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: DUMPING ORDER IN THE INVESTIGATION OF FOLDING METAL TABLES AND CHAIRS FROM CHINA (A-570-868)

MESSAGE NO: 2218206 DATE: 08 06 2002

CATEGORY: ADA TYPE: ORD

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 868 - -

- - - -

- - - -

PERIOD COVERED: 05 16 2002 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: DUMPING ORDER IN THE INVESTIGATION OF FOLDING METAL TABLES AND CHAIRS FROM CHINA (A-570-868)

1. ON 06/27/2002 (67 FR 43277), THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS ANTIDUMPING DUTY ORDER IN THE INVESTIGATION OF FOLDING METAL TABLES AND CHAIRS FROM THE PEOPLE'S REPUBLIC OF CHINA.

2. SCOPE LANGUAGE

THE MERCHANDISE SUBJECT TO THIS INVESTIGATION CONSISTS OF

ASSEMBLED AND UNASSEMBLED FOLDING TABLES AND FOLDING CHAIRS MADE
PRIMARILY OR EXCLUSIVELY FROM STEEL OR OTHER METAL, AS DESCRIBED
BELOW:

A. ASSEMBLED AND UNASSEMBLED FOLDING TABLES MADE PRIMARILY
OR EXCLUSIVELY FROM STEEL OR OTHER METAL ("FOLDING METAL TABLES"
). FOLDING METAL TABLES INCLUDE SQUARE, ROUND, RECTANGULAR, AND
ANY OTHER SHAPES WITH LEGS AFFIXED WITH RIVETS, WELDS, OR ANY
OTHER TYPE OF FASTENER, AND WHICH ARE MADE MOST COMMONLY, BUT NOT
EXCLUSIVELY, WITH A HARDBOARD TOP COVERED WITH VINYL OR FABRIC.
FOLDING METAL TABLES HAVE LEGS THAT MECHANICALLY FOLD
INDEPENDENTLY OF ONE ANOTHER, AND NOT AS A SET. THE SUBJECT
MERCHANDISE IS COMMONLY, BUT NOT EXCLUSIVELY, PACKED SINGLY, IN
MULTIPLE PACKS OF THE SAME ITEM, OR IN FIVE PIECE SETS CONSISTING
OF FOUR CHAIRS AND ONE TABLE. SPECIFICALLY EXCLUDED FROM THE
SCOPE OF THE FOLDING METAL TABLES ARE THE FOLLOWING:

LAWN FURNITURE;
TRAYS COMMONLY REFERRED TO AS "TV TRAYS";
SIDE TABLES;
CHILD-SIZED TABLES;
PORTABLE COUNTER SETS CONSISTING OF RECTANGULAR TABLES 36"
HIGH AND MATCHING STOOLS; AND
BANQUET TABLES. A BANQUET TABLE IS A RECTANGULAR TABLE WITH
A PLASTIC OR LAMINATED WOOD TABLE TOP APPROXIMATELY 28" TO 36"
WIDE BY 48" TO 96" LONG AND WITH A SET OF FOLDING LEGS AT EACH
END OF THE TABLE. ONE SET OF LEGS IS COMPOSED OF TWO INDIVIDUAL
LEGS THAT ARE AFFIXED TOGETHER BY ONE OR MORE CROSS-BRACES USING
WELDS OR FASTENING HARDWARE. IN CONTRAST, FOLDING METAL TABLES
HAVE LEGS THAT MECHANICALLY FOLD INDEPENDENTLY OF ONE ANOTHER,
AND NOT AS A SET.

B. ASSEMBLED AND UNASSEMBLED FOLDING CHAIRS MADE PRIMARILY
OR EXCLUSIVELY FROM STEEL OR OTHER METAL ("FOLDING METAL CHAIRS"
). FOLDING METAL CHAIRS INCLUDE CHAIRS WITH ONE OR MORE CROSS-
BRACES, REGARDLESS OF SHAPE OR SIZE, AFFIXED TO THE FRONT AND/OR

REAR LEGS WITH RIVETS, WELDS OR ANY OTHER TYPE OF FASTENER. FOLDING METAL CHAIRS INCLUDE: THOSE THAT ARE MADE SOLELY OF STEEL OR OTHER METAL; THOSE THAT HAVE A BACK PAD, A SEAT PAD, OR BOTH A BACK PAD AND SEAT PAD; AND THOSE THAT HAVE SEATS OR BACKS MADE OF PLASTIC OR OTHER MATERIALS. THE SUBJECT MERCHANDISE IS COMMONLY, BUT NOT EXCLUSIVELY, PACKED SINGLY, IN MULTIPLE PACKS OF THE SAME ITEM, OR IN FIVE PIECE SETS CONSISTING OF FOUR CHAIRS AND ONE TABLE. SPECIFICALLY EXCLUDED FROM THE SCOPE OF FOLDING METAL CHAIRS ARE THE FOLLOWING:

FOLDING METAL CHAIRS WITH A WOODEN BACK OR SEAT, OR BOTH;
LAWN FURNITURE;
STOOLS;
CHAIRS WITH ARMS; AND
CHILD-SIZED CHAIRS.

THE SUBJECT MERCHANDISE IS CURRENTLY CLASSIFIABLE UNDER SUBHEADINGS 9401710010, 9401710030, 9401790045, 9401790050, 940320010 AND 9403200030 OF THE HTSUS. 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 A-570-868.

4. THE U.S. INTERNATIONAL TRADE COMMISSION DETERMINED THAT CRITICAL CIRCUMSTANCES DO NOT EXIST WITH RESPECT TO SUBJECT IMPORTS FROM ALL PRODUCERS AND EXPORTERS FROM THE PEOPLE'S REPUBLIC OF CHINA. AS A RESULT OF THE COMMISSION'S NEGATIVE CRITICAL CIRCUMSTANCES DETERMINATION, THE CUSTOMS SERVICE WILL REFUND ALL CASH DEPOSITS AND RELEASE ALL BONDS COLLECTED ON IMPORTS OF FOLDING METAL TABLES AND CHAIRS FROM THE PEOPLE'S REPUBLIC OF CHINA, FROM ANY PRODUCER OR EXPORTER, ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 09/04/2001, AND BEFORE 12/03/2001. INTEREST PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930 DO NOT APPLY.

5. FOR IMPORTS OF FOLDING METAL TABLES AND CHAIRS FROM THE PEOPLE'S REPUBLIC OF CHINA FROM THE FOLLOWING MANUFACTURERS/EXPORTERS, THE CUSTOMS SERVICE SHALL CONTINUE TO SUSPEND LIQUIDATION OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 12/03/2001. EFFECTIVE 05/16/2002, CUSTOMS SHALL REQUIRE A CASH DEPOSIT EQUAL TO THE RATES SHOWN BELOW:

MFR/PRODUCER EXPORTER	CUSTOMS ID NUMBER	CASH DEPOSIT RATE
--------------------------	----------------------	----------------------

FEILI FURNITURE DEVELOPMENT CO., LTD. AND FEILI (FUJIAN) CO., LTD.

A-570-868-001 13.72%

DONGGUAN SHICHANG METALS FACTORY CO. LTD.

A-570-868-002 13.72%

NEW-TEC INTEGRATION CO., LTD.

A-570-868-003 13.72%

CHINA-WIDE A-570-868-000 70.71%

6. THE DEPARTMENT OF COMMERCE FOUND THAT NO MARGIN EXISTS WITH RESPECT TO FOLDING METAL TABLES AND CHAIRS MANUFACTURED BY SHIN CREST PTE. LTD. ACCORDINGLY, CUSTOMS IS DIRECTED NOT TO SUSPEND LIQUIDATION OF SHIPMENTS OF FOLDING METAL TABLES AND CHAIRS MANUFACTURED BY SHIN CREST PTE. LTD. ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 12/03/2001.

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 OTHER INTERESTED PARTIES SHOULD CONTACT HELEN KRAMER, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0405.

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

CATHY SAUCEDA

Company Details

*Party Indicator Value:

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