

MESSAGE NO: 2365204 MESSAGE DATE: 12/31/2002
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: PRE-Preliminary PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-878

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 12/27/2002 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 DUMPING INVESTIGATION OF SACCARIN FROM CHINA (A-570-878

MESSAGE NO: 2365204 DATE: 12 31 2002

CATEGORY: ADA TYPE: PRE

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 878 - -

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PERIOD COVERED: 12 27 2002 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: PRELIMINARY DETERMINATION IN THE DUMPING INVESTIGATION OF SACCARIN FROM CHINA (A-570-878

1. ON DECEMBER 27, 2002, THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS PRELIMINARY DETERMINATION OF SALES AT LESS THAN FAIR VALUE IN THE ANTIDUMPING DUTY INVESTIGATION OF SACCHARIN FROM THE PEOPLE'S REPUBLIC OF CHINA (67 FR 79049).

2. THE PRODUCT COVERED BY THIS INVESTIGATION IS SACCHARIN. SACCHARIN IS DEFINED AS A NON-NUTRITIVE SWEETENER USED IN

BEVERAGES AND FOODS, PERSONAL CARE PRODUCTS SUCH AS TOOTHPASTE, TABLE TOP SWEETENERS, AND ANIMAL FEEDS. IT IS ALSO USED IN METALWORKING FLUIDS. THERE ARE FOUR PRIMARY CHEMICAL COMPOSITIONS OF SACCHARIN: (1) SODIUM SACCHARIN (AMERICAN CHEMICAL SOCIETY CHEMICAL ABSTRACT SERVICE ("CAS") REGISTRY #128-44-9); (2) CALCIUM SACCHARIN (CAS REGISTRY #6485-34-3); (3) ACID (OR INSOLUBLE) SACCHARIN (CAS REGISTRY #81-07-2); AND (4) RESEARCH GRADE SACCHARIN. MOST OF THE U.S.-PRODUCED AND IMPORTED GRADES OF SACCHARIN FROM THE PRC ARE SODIUM AND CALCIUM SACCHARIN, WHICH ARE AVAILABLE IN GRANULAR, POWDER, SPRAY-DRIED POWDER, AND LIQUID FORMS.

THE MERCHANDISE SUBJECT TO THIS INVESTIGATION IS CLASSIFIABLE UNDER SUBHEADING 2925.11.00 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS) AND INCLUDES ALL TYPES OF SACCHARIN IMPORTED UNDER THIS HTSUS SUBHEADING, INCLUDING RESEARCH AND SPECIALIZED GRADES. ALTHOUGH THE HTSUS SUBHEADING IS PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE DEPARTMENT'S WRITTEN DESCRIPTION OF THE SCOPE OF THIS INVESTIGATION REMAINS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER A-570-878.

4. FOR IMPORTS OF SACCHARIN FROM THE PEOPLE'S REPUBLIC OF CHINA, THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATIONS OF SUCH SHIPMENTS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER DECEMBER 27, 2002. EFFECTIVE DECEMBER 27, 2002, CUSTOMS SHALL REQUIRE FOR SUCH ENTRIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE MARGINS SHOWN BELOW:

MFR/PRODUCER EXPORTER	CUSTOMS ID NUMBER	MARGIN PERCENTAGE
SUZHOU FINE CHEMICALS GROUP CO., LTD.	A-570-878-001	231.62%
SHANGHAI FORTUNE CHEMICAL CO., LTD.	A-570-878-002	74.96%

KAIFENG XINGHUA FINE CHEMICAL FACTORY A-570-878-003 197.55%
ALL OTHERS A-570-878-000 363.22%

5. IN ACCORDANCE WITH THE LONGSTANDING POLICY OF THE 1985 TREASURY DECISION, T.D. 85-145, AT THE DISCRETION OF THE CUSTOMS SERVICE, CUSTOMS OFFICERS MAY ACCEPT EITHER A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND OR A CONTINUOUS BASIC IMPORTATION AND ENTRY BOND ONLY IF THE AMOUNT OF THE ESTIMATED ANTIDUMPING DUTY IS LESS THAN FIVE PERCENT AD VALOREM (OR THE EQUIVALENT). OTHERWISE, WHERE THE IMPORTER HAS THE OPTION TO POST A BOND FOR ESTIMATED ANTIDUMPING DUTIES, CUSTOMS OFFICERS MUST REQUIRE A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND PURSUANT TO T.D. 85-145. AS HAS BEEN THE CASE SINCE ENACTMENT OF THIS TREASURY DECISION, YOU ARE INSTRUCTED TO ADHERE TO THE REQUIREMENTS OF T.D. 85-145 WITH RESPECT TO THESE BONDING REQUIREMENTS.

6. 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 SALLY C. GANNON AT 202-482-0162, AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.

7. 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