

MESSAGE NO: 3177204

MESSAGE DATE: 06/26/2003

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: ADM

PUBLIC

NON-PUBLIC

SUB-TYPE:

FR CITE: FR

FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-831

EFFECTIVE DATE:

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED: 06/19/2003

TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: CASH DEPOSIT INSTRUCTIONS FOR FRESH GARLIC FROM CHINA (HUAIYANG HONGDA DEHYDRATED VEGETABLE COMPANY A-570-831-002)

MESSAGE NO: 3177204 DATE: 06 26 2003

CATEGORY: ADA TYPE: ADM

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 831 - -

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PERIOD COVERED: 06 19 2003 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: CASH DEPOSIT INSTRUCTIONS FOR FRESH GARLIC FROM CHINA
(HUAIYANG HONGDA DEHYDRATED VEGETABLE COMPANY
A-570-831-002)

1. THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER (68 FR 36767) ON 06/19/2003 THE FINAL RESULTS OF A NEW SHIPPER REVIEW OF THE ANTIDUMPING DUTY ORDER ON FRESH GARLIC FROM THE PEOPLE'S REPUBLIC OF CHINA (PRC) FOR THE PERIOD 11/01/2001 THROUGH 04/30/2002.

2. AS A RESULT OF THE NEW SHIPPER REVIEW, FOR SHIPMENTS OF FRESH GARLIC FROM THE PRC PRODUCED OR EXPORTED BY HUAIYANG HONGDA DEHYDRATED VEGETABLE COMPANY (A-570-831-002) AND ENTERED, OR

WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 06/19/2003, CUSTOMS SHALL REQUIRE A CASH DEPOSIT RATE OF 376.67 PERCENT.

3. FOR ALL OTHER COMPANIES NAMED IN THE ANTIDUMPING DUTY MODULE, THE CASH DEPOSIT RATE IS THE RATE PROVIDED THEREIN EXCEPT FOR THOSE EXPORTERS AND PRODUCERS IDENTIFIED IN MESSAGE NUMBER 3013204, DATED 01/13/2003, AND INVOLVED IN UNCOMPLETED NEW SHIPPER REVIEWS. FOR ALL OTHER MANUFACTURERS OR EXPORTERS OF FRESH GARLIC FROM THE PRC WHICH DO NOT HAVE A SPECIFIC RATE IN THE MODULE, THE CASH DEPOSIT RATE CONTINUES TO BE 376.67 PERCENT. FOR ALL NON-PRC EXPORTERS OF FRESH GARLIC FROM THE PRC, THE CASH-DEPOSIT RATE WILL BE THE RATE APPLICABLE TO THE PRC SUPPLIER OF THAT EXPORTER.

4. IMPORTERS MAY NO LONGER POST A BOND OR OTHER SECURITY IN LIEU OF A CASH DEPOSIT ON IMPORTS OF SUBJECT MERCHANDISE PRODUCED OR EXPORTED BY HONGDA. IMPORTERS OF SUBJECT MERCHANDISE FROM THE PRODUCER AND EXPORTER COMBINATIONS LISTED IN MESSAGE NUMBER 3013204, DATED 01/13/2003, HAVE THE OPTION OF POSTING A BOND OR OTHER SECURITY DEPOSIT IN LIEU OF A CASH DEPOSIT AT THE RATE OF 376.67 PERCENT. IN ACCORDANCE WITH 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 OR COUNTERVAILING DUTY IS LESS THAN FIVE PERCENT AD VALOREM (OR THE EQUIVALENT). OTHERWISE, AS IN THE CASE OF FRESH GARLIC FROM THE PRC, WHERE THE IMPORTER HAS THE OPTION TO POST A BOND FOR ESTIMATED ANTIDUMPING OR COUNTERVAILING DUTIES, CUSTOMS OFFICERS MUST REQUIRE A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND PURSUANT TO T.D. 85-145. YOU ARE INSTRUCTED TO ADHERE TO THE REQUIREMENTS OF T.D. 85-145 WITH RESPECT TO THESE BONDING REQUIREMENTS.

5. THESE CASH DEPOSIT REQUIREMENTS WILL REMAIN IN EFFECT UNTIL PUBLICATION OF THE FINAL RESULTS OF THE NEXT ADMINISTRATIVE REVIEW.

6. DO NOT LIQUIDATE ANY ENTRIES OF THE MERCHANDISE INCLUDED IN THE NEW SHIPPER REVIEW FOR THE PERIOD OF 11/01/2001 THROUGH 04/30/2002 UNTIL YOU RECEIVE LIQUIDATION INSTRUCTIONS.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, THE IMPORTING PUBLIC, OR INTERESTED PARTIES, PLEASE CONTACT EDYTHE ARTMAN, OFFICE OF AD/CVD ENFORCEMENT 3, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-3931 OR VIA E-MAIL AT EDYTHE__ARTMAN AT ITA.DOC.GOV.

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