

MESSAGE NO: 3248220 MESSAGE DATE: 09/05/2003
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-504

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 08/01/2001 TO 07/31/2002

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: NON REVIEW/AUTOMATIC INSTRUCTIONS - PETROLEUM WAX CANDLES FROM
THE PEOPLE'S REPUBLIC OF CHINA (A570-504)

MESSAGE NO: 3248220 DATE: 09 05 2003

CATEGORY: ADA TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 504 - -

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PERIOD COVERED: 08 01 2001 TO 07 31 2002

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NON REVIEW/AUTOMATIC INSTRUCTIONS - PETROLEUM WAX
CANDLES FROM THE PEOPLE'S REPUBLIC OF CHINA
(A570-504)

1. THE DEPARTMENT OF COMMERCE DOES NOT AUTOMATICALLY CONDUCT ADMINISTRATIVE REVIEWS OF ANTIDUMPING FINDINGS/DUTY ORDERS. INSTEAD, REVIEWS MUST BE REQUESTED IN ACCORDANCE WITH SECTION 351.213 OF THE COMMERCE DEPARTMENT REGULATIONS.

2. THE DEPARTMENT OF COMMERCE HAS NOT RECEIVED A REQUEST FOR AN ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER FOR THE PERIOD AND ON THE MERCHANDISE LISTED BELOW, EXCEPT FOR THE FIRMS

NOTED. THEREFORE, IN ACCORDANCE WITH SECTION 351.212(c) OF THE COMMERCE DEPARTMENT REGULATIONS, YOU ARE TO ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION AT THE CASH DEPOSIT OR BONDING RATE REQUIRED ON THE DATE OF ENTRY.

PETROLEUM WAX CANDLES FROM THE PEOPLE'S REPUBLIC OF CHINA
(A-570-504)

PERIOD: 08/01/2001 - 07/31/2002

RATE: CASH DEPOSIT RATE REQUIRED AT THE TIME OF ENTRY

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT:

MFR/PRODUCER/EXPORTER

DONGGUAN FAY CANDLE COMPANY, LTD.

GENERALUXE FACTORY

GUANGDONG XIN HUI CITY SI QIAN ART AND CRAFT FACTORY

SINCERE FACTORY COMPANY

QINGDAO KINGKING APPLIED CHEMISTRY CO., LTD.

DDP QINGDAO

ADP (NINGBO, PRC)

ADP SHANGHAI

ALLOCK LTD.

AMSTAR BUSINESS COMPANY LIMITED

ANYWAY INTERNATIONAL TRADING AND MANUFACTURING CO., LTD.

HUANGYAN IMP. AND EXP. CORP.

AROMA CONSUMER PRODUCTS (HANGZHOU) CO., LTD.

CANDLE WORLD INDUSTRIAL CO.

CHINA HEBEI BOYE GREAT NATION CANDLE CO., LTD.

CHINA OVERSEAS TRADING DALIAN CORP.

CHINA PACKAGING IMPORT AND EXPORT LIAONING CO.

CHINA XINXING ZHONGYUAN (WUHAN) IMP. AND EXP.

CNACC (ZHEJIANG) IMPORTS AND EXPORT CO., LTD.

CNART CHINA GIFTS IMPORT AND EXPORT CORP.

DALIAN HANBO LIGHTING CO., LTD.

DANDONG HENGTONG HANDICRAFT ARTICLE CO., LTD.

DANDONG HENGTONG HANDICRAFTARTICLE CO., LTD.
EVER-GAIN INDUSTRIAL CO.
EXCEL NETWORK LIMITED
FAR GOING CANDLE GIFTS CO., LTD.
DONGIJENG FECUND IMP. AND EXP. CO. LTD.
FUJIAN PROVINCIAL ARTS AND CRAFTS IMP. AND EXP. CORP.
FU KIT
FUSHUN CANDLE CORPORATION
FUSHUN ECONOMY DEVELOPMENT ZONE XINYANG CANDLE FACTORY
FUSHUN HUAIYUAN WAX PRODUCTS CO., LTD.
FUSHUN YUHUA CRAFTS FACTORY
FUSHUN YUANHANG PARAFFIN PRODUCTS INDUSTRIAL COMPANY
GANSU TEXTILES IMP. AND EXP. CORP.
GREEN ISLANDS INDUSTRY SHANGHAI CO. LTD.
HUANGYAN IMP. AND EXP. CORP.
JASON CRAFT CORP.
JIANGSU HOLLY CORPORATION
JILIN PROVINCE ARTS AND CRAFTS
JIANGSU YIXING FOREIGN TRADE CORP.
JINTAN FOREIGN TRADE CORP.
KINGKING A.C. CO., LTD.
KUEHNE AND NAGEL (HONG KONG) BEIJING
KWUNG'S INTERNATIONAL TRADE CO., LTD.
LIAONING ARTS AND CRAFTS IMPORT AND EXPORT
LIAONING NATIVE PRODUCT IMPORT AND EXPORT CORPORATION, LTD.
LIAONING LIGHT INDUSTRIAL PRODUCTS IMPORT AND EXPORT CORP.
LIAONING LIGHT
LIAONING PROVINCE BUILDING MATERIALS INDUSTRIAL IM
LIAONING XINYUAN TEXTILES IMPORT AND EXPORT
LI AND FUNG TRADING LTD.
LU KE TRADING CO., LTD.
NINGBO FREE ZONE TOP RANK TRADING CO.
NINGBO FREE TRADE ZONE WEICHENG TRADING CO., LTD.
NINGBO KWUNG'S GIFTWARE CO., LTD.
NINGBO KWUNG'S IMPORT AND EXPORT CO.
NINGBO SINCERE DESIGNERS AND MANUFACTURERS LTD.
PREMIER CANDLE CO.
QINGDAO ALLITE RADIANCE CANDLE CO., LTD.

QINGDAO HAPPY CHEMICAL PRODUCTS CO., LTD.
QINGDAO KINGKING APPLIED CHEMISTRY CO., LTD.
QUANZHOU WENBAO LIGHT INDUSTRY CO.
RED SUN ARTS MANUFACTURE (YIXING) CO., LTD.
RICH TALENT TRADING LTD.
ROUND-THE-WORLD (USA) CORP.
ROUND-THE-WORLD INTERNATIONAL TRADE AND TRANS. SERVICE (TIANJIN)
CO., LTD.
SEVEN SEAS CANDLE LTD.
SHANDONG H ANDT CORP.
SHANGDONG JIAYE GENERAL MERCHANDISE CO. LTD.
SHANDONG NATIVE PRODUCE INTERNATIONAL TRADING CO., LTD.
SHANGHAI ASIAN DEVELOPMENT INT'L TR
SHANGHAI BROAD TRADING CO. LTD.
SHANGHAI CHARMING WAX CO., LTD.
SHANGHAI GIFTS AND TRAVEL
SHANGHAI GIFT AND TRAVEL PRODUCTS IMPORT AND EXPORT CORP.
SHANGHAI JERRY CANDLE CO., LTD.
SHANGHAI ORNATE CANDLE ART CO., LTD.
SHANGHAI NEW STAR IM/EX CO., LTD.
SHANGHAI SINCERE GIFTS DESIGNERS AND MANUFACTURERS, LTD.
SHANGHAI SHEN HONG CORP.
SHANGHAI SUCCESS ARTS AND CRAFTS FACTORY
SHANGHAI XIETONG GROUP O/B ASIA 2 TRADING COMPANY
SHANGHAI ZHEN HUA C/O SHANGHAI LIGHT INDUSTRIAL INT'L CORP., LTD.
SILKROAD GIFTS
SIMON INTERNATIONAL
SUZHOU INDUSTRIAL PARK NAM KWONG IMP AND EXP CO., LTD.
SUZHOU INDUSTRIAL PARK NAM KWONG IMP AND EXP CO., LTD.
TIANJIN NATIVE PRODUCE IMPORT AND EXPORT GROUP CORP., LTD.
TAIZHOU INTERNATIONAL TRADE CORP.
TAIZHOU SUNGOD GIFTS CO., LTD.
THI GROUP LTD. AND THI (HK) LTD.
T.H.I.. (HK) LTD.
THI (HK) LTD.
TONGLU TIANDI
SHANGHAI ARTS AND CRAFTS COMPANY
UNIVERSAL CANDLE COMPANY LTD.

WELTACH

WORLD-GREEN (SHANGDONG) CORP., LTD.

WORLD WAY INTERNATIONAL (XIAMEN)

XIAMEN AIDER IMPORT AND EXPORT COMPANY

XIAMEN C D INC.

XIETONG (GROUP) CO., LTD.

ZEN CONTINENTAL CO., INC. (SHANGHAI OFFICE)

ZHEJIANG NATIVE PRODUCE AND ANIMAL BY-PRODUCTS IMPORT AND EXPORT
CORP.

ZHONG HANG-SCANWELL INTERNATIONAL

ZHONGNAM CANDLE

ZHONG NAM INDUSTRIAL (INTERNATIONAL) CO., LTD.

ZHONGXING SHENYANG COMMERCIAL BUILDING (GROUP) CO., LTD.

3. ENTRIES OF MERCHANDISE OF EXCEPTED FIRMS SHOULD NOT BE LIQUIDATED UNTIL YOU RECEIVE SPECIFIC INSTRUCTIONS AFTER THE COMPLETION OF THE ANTIDUMPING REVIEW. CONTINUE TO SUSPEND LIQUIDATION OF ALL ENTRIES OF MERCHANDISE EXPORTED OR PRODUCED BY THE LISTED FIRMS AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THIS PERIOD.

4. THESE INSTRUCTIONS CONSTITUTE THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE MERCHANDISE AND PERIODS LISTED ABOVE. YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR SUBSEQUENT ENTRIES OF THE SUBJECT MERCHANDISE AT THE CURRENT RATES.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE BUREAU OF CUSTOMS AND BORDER PROTECTION (CUSTOMS) ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS OR ASSESS INTEREST ON UNDERPAYMENTS, OF

THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING

DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CUSTOMS SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF THE COMMERCE DEPARTMENT REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO

LIQUIDATION OF THE ENTRY. IF THE IMPORTER HAS BEEN REIMBURSED ANTIDUMPING DUTIES, CUSTOMS SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER FAILS TO RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CUSTOMS SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, THE IMPORTING PUBLIC, OR INTERESTED PARTIES PLEASE CONTACT JAVIER BARRIENTOS, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-2243.

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