

MESSAGE NO: 3332203 MESSAGE DATE: 11/28/2003  
MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: LIQ-Liquidation PUBLIC  NON-PUBLIC   
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 3310210  
MESSAGE #  
(s):

CASE #(s): A-570-863

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/11/2001 TO 11/30/2002

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: AMENDED PARTIAL LIQ. INSTR.- HONEY-CHINA MSG 3310210 REPLACED. MSG 3078201 ENJOINS LIQ. ON CERTAIN FIRMS - PARTIAL RECISSION OF ADMIN REV(A-570-863-001, 005, 006)

MESSAGE NO: 3332203

DATE: 11 28 2003

CATEGORY: ADA

TYPE: LIQ

REFERENCE: 3310210

REFERENCE DATE: 11 06 2003

CASES: A - 570 - 863

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- - - -

PERIOD COVERED: 05 11 2001 TO 11 30 2002

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: AMENDED PARTIAL LIQ. INSTR.- HONEY-CHINA MSG 3310210  
REPLACED. MSG 3078201 ENJOINS LIQ. ON CERTAIN FIRMS -  
PARTIAL RECISSION OF ADMIN REV(A-570-863-001, 005, 006)

1. THIS MESSAGE REPLACES MESSAGE NUMBER 3310210, DATED NOVEMBER 6, 2003. THE DEPARTMENT OF COMMERCE SENT PARTIAL LIQUIDATION INSTRUCTIONS, UNDER MESSAGE NUMBER 3310210, FOR THE PARTIAL LIQUIDATION OF ENTRIES UNDER THE ABOVE-REFERENCED ANTIDUMPING ORDER (A-570-863). PLEASE DISREGARD MESSAGE NUMBER 3310210.

2. ON 07/25/2003, THE DEPARTMENT OF COMMERCE RESCINDED, IN PART, THE ADMINISTRATIVE REVIEW FOR HONEY FROM THE PEOPLE'S REPUBLIC OF CHINA COVERING THE PERIOD 05/11/2001 THROUGH 11/30/2002 FOR THE FOLLOWING COMPANIES:

ANHUI NATIVE PRODUCE AND ANIMAL BY-PRODUCTS IMPORT AND EXPORT CORPORATION (A-570-863-006)

SHANGHAI ESHELL ENTERPRISE CORPORATION (A-570-863-005)

INNER MONGOLIA AUTONOMOUS REGION NATIVE PRODUCE AND ANIMAL BY-PRODUCT IMPORT AND EXPORT CORPORATION (A-570-863-001)

3. IN ACCORDANCE WITH SECTION 351.212(c) OF THE DEPARTMENT OF COMMERCE'S REGULATIONS, YOU ARE TO ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION AT THE CASH DEPOSIT OR BONDING RATE SPECIFIC TO EACH OF THE ABOVE-REFERENCED COMPANIES REQUIRED AT THE TIME OF ENTRY.

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PLEASE NOTE, HOWEVER, THAT CERTAIN OF THESE ENTRIES ARE

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SUBJECT TO THE TERMS OF THE MARCH 10, 2003, INJUNCTION

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ENJOINING LIQUIDATION OF CERTAIN ENTRIES OF HONEY FROM THE

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PEOPLE'S REPUBLIC OF CHINA. MESSAGE NUMBER 3078201, SENT MARCH 19, 2003, NOTIFIED THE U.S. CUSTOMS AND BORDER PROTECTION (CBP) OF THIS INJUNCTION COVERING THE ANTIDUMPING DUTY ORDER AND INSTRUCTED THE CBP NOT TO LIQUIDATE CERTAIN ENTRIES IMPORTED BY

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

KUNSHAN FOREIGN TRADE CO.,

CHINA (TUSHU) SUPER FOOD IMPORT AND EXPORT CORP.,

HIGH HOPE INTERNATIONAL GROUP JIANGSU FOODSTUFFS IMPORT AND

EXPORT CORP.,  
NATIONAL HONEY PACKERS AND DEALERS ASSOCIATION (NHPDA),  
ALFRED L. WOLFF, INC.,  
C.M. GOETTSCHE AND CO.,  
CHINA PRODUCTS NORTH AMERICA, INC.,  
D.F. INTERNATIONAL (USA) INC.,  
EVERGREEN COYLE GROUP, INC., EVERGREEN PRODUCE, INC.,  
PURE SWEET HONEY FARM, INC., AND  
SUNLAND INTERNATIONAL, INC.

THEREFORE, IN LIQUIDATING ANY ENTRIES OF HONEY FROM THE PEOPLE'S REPUBLIC OF CHINA ENTERED DURING THE PERIOD 05/11/2001 THROUGH 11/30/2002, PLEASE CONTINUE TO FOLLOW ALL INSTRUCTIONS CONTAINED IN THIS PRIOR MESSAGE NUMBER 3078201.

4. THIS E-MAIL MESSAGE CONSTITUTED THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE FIRMS AND MERCHANDISE LISTED ABOVE DURING THE INDICATED PERIOD.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CBP ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT THE CBP PAYS INTEREST ON OVERPAYMENTS. OR ASSESSES INTEREST ON UNDER PAYMENTS, 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, THE CBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF THE DEPARTMENT OF COMMERCE'S REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION OF THE ENTRY.

IF THE IMPORTER HAS BEEN REIMBURSED ANTIDUMPING DUTIES, THE CBP SHOULD DOUBLE THE ANTIDUMPING DUTIES DUE 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, THE CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 (G3O8:AM).

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