

MESSAGE NO: 4133211 MESSAGE DATE: 05/12/2004
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: 08/01/2002 TO 07/31/2003

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: NOTIFICATION OF RESCISSION OF ANTIDUMPING ADMIN. REVIEW OF
ANTIDUMPING DUTY ORDER OF ANTIDUMPING DUTY ORDER OF PETROLEUM WAX
CANDLES FROM CHINA

MESSAGE NO: 4133211

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CASES: A - 570 - 504

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PERIOD COVERED: 08 01 2002 TO 07 31 2003

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NOTIFICATION OF RESCISSION OF ANTIDUMPING ADMIN. REVIEW
OF ANTIDUMPING DUTY ORDER OF ANTIDUMPING DUTY ORDER OF
PETROLEUM WAX CANDLES FROM CHINA

1. THE ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER ON
PETROLEUM WAX CANDLES FROM THE PEOPLE'S REPUBLIC OF CHINA
(A-570-504), COVERING THE PERIOD 08/01/2002 THROUGH 07/31/2003,
HAS BEEN FULLY RESCINDED. THE DEPARTMENT PUBLISHED THREE
SEPARATE NOTICES OF RESCISSION IN THE FEDERAL REGISTER: ON
02/10/2004 (69 FR 6258), ON 03/16/2004 (69 FR 12302), AND ON
04/09/2004 (69 FR 18871). YOU ARE TO ASSESS ANTIDUMPING DUTIES

ON THIS MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR

CONSUMPTION DURING THE PERIOD LISTED BELOW AT THE CASH DEPOSIT OR BONDING RATE REQUIRED AT THE TIME OF ENTRY:

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

PERIOD: 08/01/2002 - 07/31/2003

RATE: CASH DEPOSIT REQUIRED AT THE TIME OF ENTRY.

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT FOR THE FIRMS NOTED BELOW IN PARAGRAPH 2.

2. DO NOT LIQUIDATE ENTRIES FOR THE FOLLOWING PRODUCER/EXPORTER COMBINATIONS ONLY (WHICH ARE CURRENTLY BEING REVIEWED IN SEPARATE NEW SHIPPER REVIEWS COVERING THE SAME PERIOD):

(A-570-504-008)

EXPORTER: CHANGSHAN IMPORT/EXPORT CO., LTD.

PRODUCER: SHAOXING YOUCHENG ARTCRAFT KNITTING CO., LTD.

(A-570-504-009)

EXPORTER: SHANGHAI R&R IMPORT/EXPORT CO., LTD.

PRODUCER: QING YUAN HUAXING ARTS AND CRAFTS CANDLE CO., LTD.

(A-570-504-010)

EXPORTER: SHANDONG HUIHE TRADE CO., LTD.

PRODUCER: SHANDONG HUIHE TRADE CO., LTD.

3. ENTRIES OF MERCHANDISE OF EXCEPTED FIRMS NOTED IN PARAGRAPH 2 SHOULD NOT BE LIQUIDATED UNTIL YOU RECEIVE SPECIFIC INSTRUCTIONS AFTER THE COMPLETION OF THE NEW SHIPPER REVIEWS. 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. IN ACCORDANCE WITH SECTION 351.212(C) OF THE COMMERCE REGULATIONS, YOU ARE TO ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION AT THE CASH

DEPOSIT OR BONDING RATE REQUIRED AT THE TIME OF ENTRY EXCEPT FOR THOSE COMPANIES MENTIONED ABOVE.

5. THIS E-MAIL MESSAGE CONSTITUTES THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE FIRMS AND MERCHANDISE LISTED ABOVE IN PARAGRAPH 1, DURING THE INDICATED PERIOD.

6. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE U.S. CUSTOMS AND BORDER PROTECTION (CBP) ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP 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.

7. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP 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, 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, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

8. 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, INTERACTIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 (GENERATED BY G307:SW).

9. 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