

MESSAGE NO: 4146202 MESSAGE DATE: 05/25/2004  
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-570-891

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/24/2004 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: NOTICE OF A PRELIMINARY DETERMINATION IN THE ANTIDUMPING INVESTIGATION OF HAND TRUCKS AND CERTAIN PARTS THEREOF FROM CHINA(A-570-891).

MESSAGE NO: 4146202 DATE: 05 25 2004

CATEGORY: ADA TYPE: PRE

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 891 - -

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PERIOD COVERED: 05 24 2004 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NOTICE OF A PRELIMINARY DETERMINATION IN THE ANTIDUMPING INVESTIGATION OF HAND TRUCKS AND CERTAIN PARTS THEREOF FROM CHINA(A-570-891).

1. ON MAY 24, 2004, THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS PRELIMINARY DETERMINATION OF SALES AT LESS THAN FAIR VALUE AND THE POSTPONEMENT OF THE FINAL DETERMINATION IN THE ANTIDUMPING DUTY INVESTIGATION OF HAND TRUCKS AND CERTAIN PARTS THEREOF FROM THE PEOPLE'S REPUBLIC OF CHINA (69 FR 29509) (A-570-891).

2. SCOPE LANGUAGE

FOR THE PURPOSE OF THIS INVESTIGATION, THE PRODUCT COVERED CONSISTS OF HAND TRUCKS MANUFACTURED FROM ANY MATERIAL, WHETHER ASSEMBLED OR UNASSEMBLED, COMPLETE OR INCOMPLETE, SUITABLE FOR ANY USE, AND CERTAIN PARTS THEREOF, NAMELY THE VERTICAL FRAME, THE HANDLING AREA AND THE PROJECTING EDGES OR TOE PLATE, AND ANY COMBINATION THEREOF.

A COMPLETE OR FULLY ASSEMBLED HAND TRUCK IS A HAND-PROPELLED BARROW CONSISTING OF A VERTICALLY DISPOSED FRAME HAVING A HANDLE OR MORE THAN ONE HANDLE AT OR NEAR THE UPPER SECTION OF THE VERTICAL FRAME; AT LEAST TWO WHEELS AT OR NEAR THE LOWER SECTION OF THE VERTICAL FRAME; AND A HORIZONTAL PROJECTING EDGE OR EDGES, OR TOE PLATE, PERPENDICULAR OR ANGLED TO THE VERTICAL FRAME, AT OR NEAR THE LOWER SECTION OF THE VERTICAL FRAME. THE PROJECTING EDGE OR EDGES, OR TOE PLATE, SLIDES UNDER A LOAD FOR PURPOSES OF LIFTING AND/OR MOVING THE LOAD.

THAT THE VERTICAL FRAME CAN BE CONVERTED FROM A VERTICAL SETTING TO A HORIZONTAL SETTING, THEN OPERATED IN THAT HORIZONTAL SETTING

AS A PLATFORM, IS NOT A BASIS FOR EXCLUSION OF THE HAND TRUCK FROM THE SCOPE OF THIS PETITION. THAT THE VERTICAL FRAME, HANDLING AREA, WHEELS, PROJECTING EDGES OR OTHER PARTS OF THE HAND TRUCK CAN BE COLLAPSED OR FOLDED IS NOT A BASIS FOR EXCLUSION OF THE HAND TRUCK FROM THE SCOPE OF THE PETITION. THAT OTHER WHEELS MAY BE CONNECTED TO THE VERTICAL FRAME, HANDLING AREA, PROJECTING EDGES, OR OTHER PARTS OF THE HAND TRUCK, IN ADDITION TO THE TWO OR MORE WHEELS LOCATED AT OR NEAR THE LOWER SECTION OF THE VERTICAL FRAME, IS NOT A BASIS FOR EXCLUSION OF THE HAND TRUCK FROM THE SCOPE OF THE PETITION. FINALLY, THAT THE HAND TRUCK MAY EXHIBIT PHYSICAL CHARACTERISTICS IN ADDITION TO THE VERTICAL FRAME, THE HANDLING AREA, THE PROJECTING EDGES OR TOE PLATE, AND THE TWO WHEELS AT OR NEAR THE LOWER SECTION OF THE VERTICAL FRAME, IS NOT A BASIS FOR EXCLUSION OF THE HAND TRUCK FROM THE SCOPE OF THE PETITION.

EXAMPLES OF NAMES COMMONLY USED TO REFERENCE HAND TRUCKS ARE  
HAND

TRUCK, CONVERTIBLE HAND TRUCK, APPLIANCE HAND TRUCK, CYLINDER  
HAND TRUCK, BAG TRUCK, DOLLY, OR HAND TROLLEY. THEY ARE  
TYPICALLY IMPORTED UNDER HEADING 8716.80.50.10 OF THE HARMONIZED  
TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS"), ALTHOUGH THEY MAY  
ALSO BE IMPORTED UNDER HEADING 8716.80.50.90. SPECIFIC PARTS OF  
A HAND TRUCK, NAMELY THE VERTICAL FRAME, THE HANDLING AREA AND  
THE PROJECTING EDGES OR TOE PLATE, OR ANY COMBINATION THEREOF,  
ARE TYPICALLY IMPORTED UNDER HEADING 8716.90.50.60 OF THE HTSUS.  
ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND

FOR THE PURPOSES OF U.S. CUSTOMS AND BORDER PROTECTION, THE  
DEPARTMENT'S WRITTEN DESCRIPTION OF THE SCOPE IS DISPOSITIVE.

EXCLUDED FROM THE SCOPE ARE SMALL TWO-WHEEL OR FOUR-WHEEL UTILITY

CARTS SPECIFICALLY DESIGNED FOR CARRYING LOADS LIKE PERSONAL BAGS  
OR LUGGAGE IN WHICH THE FRAME IS MADE FROM TELESCOPING TUBULAR  
MATERIAL MEASURING LESS THAN 5/8 INCH IN DIAMETER; HAND TRUCKS  
THAT USE MOTORIZED OPERATIONS EITHER TO MOVE THE HAND TRUCK FROM  
ONE LOCATION TO THE NEXT OR TO ASSIST IN THE LIFTING OF ITEMS  
PLACED ON THE HAND TRUCK; VERTICAL CARRIERS DESIGNED SPECIFICALLY  
TO TRANSPORT GOLF BAGS; AND WHEELS AND TIRES USED IN THE  
MANUFACTURE OF HAND TRUCKS.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED  
INVESTIGATION NUMBER A-570-891.

4. FOR IMPORTS OF HAND TRUCKS AND CERTAIN PARTS THEREOF FROM THE  
PEOPLE'S REPUBLIC OF CHINA, THE U.S. BUREAU OF CUSTOMS AND BORDER  
PROTECTION SHALL SUSPEND LIQUIDATION OF SUCH SHIPMENTS ENTERED OR  
WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER MAY 24,  
2004. EFFECTIVE MAY 24, 2004 CUSTOMS SHALL REQUIRE, FOR SUCH  
ENTRIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE  
MARGIN RATES SHOWN BELOW:

MFR/PRODUCER EXPORTER	CUSTOMS ID NUMBER	MARGIN PERCENTAGE
QINGDAO XINGHUA GROUP CO., LTD	A-570-891-006	216.36
QINGDAO HUATIAN HAND TRUCK CO.,LTD.	A-570-891-005	74.88
QINGDAO TAIFA GROUP IMPORT & EXPORT CO., LTD	A-570-891-004	31.87
TRUE POTENTIAL COMPANY	A -570-891-003	24.62
SHANDONG MACHINERY IMPORT & EXPORT GROUP	A-570-891-002	76.15
QINGDAO FUTURE TOOL, INC.	A-570-891-001	76.15
PRC-WIDE RATE	A-570-891-000	346.94

5. 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, 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.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS 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 (GENERATED BY G1O1:ART).

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