

MESSAGE NO: 4201202 MESSAGE DATE: 07/19/2004  
MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: FIN-Final Determination PUBLIC  NON-PUBLIC   
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 4174202  
MESSAGE #  
(s):

CASE #(s): A-570-886

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/15/2004 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: NOTICE OF AMENDED FINAL DETERMINATION IN AN ANTIDUMPING DUTY INVESTIGATION OF POLYETHYLENE RETAIL CARRIER BAGS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-886)

MESSAGE NO: 4201202

DATE: 07 19 2004

CATEGORY: ADA

TYPE: FIN

REFERENCE: 4174202

REFERENCE DATE: 06 22 2004

CASES: A - 570 - 886

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PERIOD COVERED: 07 15 2004 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NOTICE OF AMENDED FINAL DETERMINATION IN AN ANTIDUMPING DUTY INVESTIGATION OF POLYETHYLENE RETAIL CARRIER BAGS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-886)

THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

1. ON JULY 15, 2004, THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER (69 FR 42419) ITS AMENDED FINAL DETERMINATION OF SALES AT LESS THAN FAIR VALUE IN THE ANTIDUMPING DUTY INVESTIGATION OF POLYETHYLENE RETAIL CARRIER BAGS (PRCBS) FROM THE PEOPLE'S REPUBLIC OF CHINA (PRC). THIS MESSAGE UPDATES THE CASH DEPOSIT RATES CONTAINED IN MESSAGE NUMBER 4174202 DATED JUNE

22, 2004.

2. THE MERCHANDISE SUBJECT TO THIS INVESTIGATION IS PRCBS WHICH MAY BE REFERRED TO AS T-SHIRT SACKS, MERCHANDISE BAGS, GROCERY BAGS, OR CHECKOUT BAGS. THE SUBJECT MERCHANDISE IS DEFINED AS NON-SEALABLE SACKS AND BAGS WITH HANDLES (INCLUDING DRAWSTRINGS), WITHOUT ZIPPERS OR INTEGRAL EXTRUDED CLOSURES, WITH OR WITHOUT GUSSETS, WITH OR WITHOUT PRINTING, OF POLYETHYLENE FILM HAVING A THICKNESS NO GREATER THAN .035 INCH (0.889 MM) AND NO LESS THAN .00035 INCH (0.00889 MM), AND WITH NO LENGTH OR WIDTH SHORTER THAN 6 INCHES (15.24 CM) OR LONGER THAN 40 INCHES (101.6 CM). THE DEPTH OF THE BAG MAY BE SHORTER THAN 6 INCHES BUT NOT LONGER THAN 40 INCHES (101.6 CM).

PRCBS ARE TYPICALLY PROVIDED WITHOUT ANY CONSUMER PACKAGING AND FREE OF CHARGE BY RETAIL ESTABLISHMENTS (E.G., GROCERY, DRUG, CONVENIENCE, DEPARTMENT, SPECIALTY RETAIL, DISCOUNT STORES, AND RESTAURANTS) TO THEIR CUSTOMERS TO PACKAGE AND CARRY THEIR PURCHASED PRODUCTS. THE SCOPE OF THE INVESTIGATION EXCLUDES (1) POLYETHYLENE BAGS THAT ARE NOT PRINTED WITH LOGOS OR STORE NAMES AND THAT ARE CLOSEABLE WITH DRAWSTRINGS MADE OF POLYETHYLENE FILM

AND (2) POLYETHYLENE BAGS THAT ARE PACKED IN CONSUMER PACKING WITH PRINTING THAT REFERS TO SPECIFIC END-USES OTHER THAN PACKAGING AND CARRYING MERCHANDISE FROM RETAIL ESTABLISHMENTS (E.G., GARBAGE BAGS, LAWN BAGS, TRASH-CAN LINERS).

IMPORTS OF THE SUBJECT MERCHANDISE ARE CLASSIFIED UNDER STATISTICAL CATEGORY 3923.21.0090 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). THIS SUBHEADING ALSO COVERS PRODUCTS THAT ARE OUTSIDE THE SCOPE OF THIS INVESTIGATION. FURTHERMORE, ALTHOUGH THE HTSUS SUBHEADING IS PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS INVESTIGATION IS DISPOSITIVE.

3. FOR IMPORTS OF PRCBS FROM THE PRC, MANUFACTURED AND EXPORTED BY HANG LUNG PLASTIC MANUFACTORY LTD., NO SUSPENSION OF LIQUIDATION IS REQUIRED.

4. FOR IMPORTS OF PRCBS FROM THE PRC, MANUFACTURED AND EXPORTED BY NANTONG HUASHENG PLASTIC PRODUCTS CO., LTD., NO SUSPENSION OF LIQUIDATION IS REQUIRED.

5. FOR ALL ENTRIES OF SUBJECT MERCHANDISE ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION ON OR AFTER JULY 15, 2004, BY THE BELOW-LISTED FIRMS, U.S. CUSTOMS AND BORDER PROTECTION (CBP) SHALL REQUIRE A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE MARGINS SHOWN BELOW:

EXPORTER OR PRODUCER NUMBER	CUSTOMS ID PERCENTAGE	MARGIN
DONGGUAN HUANG JIANG UNITED WAH PLASTIC BAG FACTORY, DONGWAN NOZAWA PLASTICS, OR UNITED POWER PACKAGING, LTD.	A-570-886-002	23.22
RALLY PLASTICS CO., LTD.	A-570-886-004	23.85
SHANGHAI GLOPACK PACKING CO. LTD. AND SEA LAKE POLYETHYLENE ENTERPRISE LTD., OR SEA LAKE PLASTICS IMPORT MATERIAL PROCESSING FACTORY, OR SEA LAKE PLASTICS CO. LTD.	A-570-886-005	19.79
XIAMEN MING PAK PLASTICS CO., LTD.	A-570-886-006	35.58
ZHONGSHAN DONGFENG HUNG WAI PLASTIC PLASTIC BAG MANUFACTORY	A-570-886-007	41.28
BEIJING LIANBIN PLASTICS ANDLTD. PRINTING CO. LTD.	A-570-886-008	25.69
DONGGUAN ZHONGQIAO COMBINE PLASTIC BAG FACTORY OR DONGGUAN MARUMAN PLASTIC PACKAGING COMPANY, LTD.	A-570-886-009	25.69

GOOD-IN HOLDINGS LTD. A-570-886-010 25.69

GUANGDONG ESQUEL PACKAGING CO.,LTD. A-570-886-011 25.69

RAIN CONTINENT SHANGHAI CO., LTD. A-570-886-012 25.69

SHANGHAI DAZHI ENTERPRISE A-570-886-013 25.69  
DEVELOPMENT CO., LTD.

SHANGHAI FANGSHENG COLOURED A-570-886-014 25.69  
PACKAGING CO., LTD.

SHANGHAI JINGTAI PACKAGING A-570-886-015 25.69  
MATERIAL CO., LTD.

SHANGHAI LIGHT INDUSTRIAL PRODUCTS A-570-886-016 25.69  
IMPORT AND EXPORT CORP.

SHANGHAI MINMENTALS DEVELOPMENT A-570-886-017 25.69  
LTD.

SHANGHAI NEW AI LIAN IMPORT AND A-570-886-018 25.69  
EXPORT CO., LTD.

SHANGHAI OVERSEAS INTERNATIONAL A-570-886-019 25.69  
TRADING CO., LTD.

SHANGHAI YAFU PLASTICS INDUSTRIES A-570-886-020 25.69  
CO., LTD.

WEIHAI WEIQUN PLASTIC AND RUBBER A-570-886-021 25.69  
PRODUCTS CO., LTD.

XIAMEN XINGYATAI INDUSTRY CO., A-570-886-022 25.69

XINHUI HENGLONG A-570-886-023 25.69

NAN SING PLASTICS, LTD.            A-570-886-024    25.69

NINGBO FANRONG PLASTIC PRODUCTS    A-570-886-025    25.69  
CO., LTD.

NINGBO HUANSEN PLASTHETICS CO.,    A-570-886-026    25.69  
LTD.

6. WITH RESPECT TO ENTRIES OF SUBJECT MERCHANDISE FROM FIRMS OTHER THAN THOSE COVERED BY PARAGRAPHS 3, 4 AND 5 OF THIS MESSAGE, CBP SHALL REQUIRE A CASH DEPOSIT OR POSTING OF A BOND AT A RATE OF 77.57% (A-570-886-000).

7. IN ACCORDANCE WITH T.D. 85-145, AT THE DISCRETION OF CBP, CBP 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, CBP 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.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577, RESPECTIVELY (GENERATED BY O5: KC).

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