

MESSAGE NO: 4225203 MESSAGE DATE: 08/12/2004  
MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: ORD-Order PUBLIC  NON-PUBLIC   
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-549-821

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 08/09/2004 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: ANTIDUMPING DUTY ORDER IN THE INVESTIGATION OF POLYETHYLENE RETAIL CARRIER BAGS FROM THAILAND (A-549-821)

MESSAGE NO: 4225203 DATE: 08 12 2004

CATEGORY: ADA TYPE: ORD

REFERENCE: REFERENCE DATE:

CASES: A - 549 - 821 - -

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PERIOD COVERED: 08 09 2004 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: ANTIDUMPING DUTY ORDER IN THE INVESTIGATION OF  
POLYETHYLENE RETAIL CARRIER BAGS FROM THAILAND  
(A-549-821)

THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

1. ON AUGUST 9, 2004, THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS ANTIDUMPING DUTY ORDER IN THE INVESTIGATION OF POLYETHYLENE RETAIL CARRIER BAGS FROM THAILAND.

2. THE MERCHANDISE SUBJECT TO THIS ANTIDUMPING DUTY ORDER IS POLYETHYLENE RETAIL CARRIER BAGS (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 0.035 INCH (0.889 MM) AND NO LESS THAN 0.00035 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 PACKAGING 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, OUR WRITTEN DESCRIPTION OF THE SCOPE OF THIS INVESTIGATION IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER A-549-821.

4. FOR IMPORTS OF POLYETHYLENE RETAIL CARRIER BAGS FROM THAILAND

FROM THE BELOW-LISTED FIRMS, U.S. CUSTOMS AND BORDER PROTECTION (CBP) SHALL CONTINUE TO SUSPEND LIQUIDATION OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER

AUGUST 9, 2004. EFFECTIVE AUGUST 9, 2004, CBP SHALL REQUIRE A CASH DEPOSIT EQUAL TO THE MARGINS SHOWN BELOW:

EXPORTER OR PRODUCER NUMBER	CUSTOMS ID PERCENTAGE	MARGIN
THAI PLASTIC BAGS INDUSTRIES CO., LTD., WINNER'S PACK CO., LTD., OR APEC FILM LTD.	A-549-821-001	2.26
ADVANCE POLYBAG INC., ALPINE PLASTICS INC., API ENTERPRISES INC., AND UNIVERSAL POLYBAG CO., LTD.	A-549-821-002	5.35
CHAMPION PAPER POLYBAGS LTD.	A-549-821-003	122.88
TRC POLYPACK	A-549-821-004	122.88
ZIP-PAC CO., LTD.	A-549-821-005	122.88

5. EFFECTIVE AUGUST 9, 2004, WITH RESPECT TO ENTRIES OF SUBJECT MERCHANDISE FROM FIRMS OTHER THAN THOSE COVERED BY PARAGRAPH 4 OF

THIS MESSAGE, CBP SHALL REQUIRE A CASH DEPOSIT AT A RATE OF 2.80% (A-549-821-000).

6. 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 05: YJC).

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