

MESSAGE NO: 4320204 MESSAGE DATE: 11/15/2004
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: LIQ INST FOR NEW SHIPPER REVIEW OF PETROLEUM WAX CANDLES FROM CHINA MANUFACTURED AND EXPORTED BY SHANGHAI R&R IMPORT/EXPORT CO., LTD. (A-570-504-009)

MESSAGE NO: 4320204 DATE: 11 15 2004

CATEGORY: ADA TYPE: LIQ

REFERENCE: REFERENCE DATE:

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: LIQ INST FOR NEW SHIPPER REVIEW OF PETROLEUM WAX CANDLES FROM CHINA MANUFACTURED AND EXPORTED BY SHANGHAI R&R IMPORT/EXPORT CO., LTD. (A-570-504-009)

1. THE DEPARTMENT OF COMMERCE HAS PUBLISHED IN THE FEDERAL REGISTER ON NOVEMBER 1, 2004 (69 FR 63362) THE RESCISSION OF ITS NEW SHIPPER REVIEW OF THE ANTIDUMPING DUTY ORDER (A-570-504) ON PETROLEUM WAX CANDLES FROM THE PEOPLE'S REPUBLIC OF CHINA FOR THE PERIOD AUGUST 1, 2002 THROUGH JULY 31, 2003 FOR SHANGHAI R&R IMPORT/EXPORT CO., LTD.

2. ACCORDINGLY, YOU ARE NOW INSTRUCTED TO LIQUIDATE ALL SHIPMENTS OF PETROLEUM WAX CANDLES FROM THE PEOPLE'S REPUBLIC OF CHINA PRODUCED AND EXPORTED BY THE MANUFACTURER/EXPORTER LISTED BELOW, AND ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION DURING THE PERIOD AUGUST 1, 2003 THROUGH JULY 31, 2003. THE FOLLOWING RATE IS APPLICABLE IF THIS MERCHANDISE WAS MANUFACTURED AND/OR EXPORTED BY SHANGHAI R&R IMPORT/EXPORT CO., LTD.:

ID NUMBER	COMPANY NAME	RATE (AD VALOREM)
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A-570-504-009 MANUFACTURER/EXPORTER:

QING YUAN HUAXING ARTS AND CRAFTS CANDLE
CO., LTD./SHANGHAI R&R IMPORT/EXPORT CO., LTD.

108.30%

IF THERE ARE ANY OTHER ENTRIES EXPORTED BY SHANGHAI R&R IMPORT/EXPORT CO., LTD. AND PRODUCED BY ANY OTHER COMPANY, ASSESS AT THE PRC-WIDE RATE OF 108.30 PERCENT.

3. THE ASSESSMENT OF ANTIDUMPING DUTIES BY 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, AS AMENDED (THE ACT). SECTION 778 OF THE ACT REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS AND 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 PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED 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.

4. 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'S REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CUSTOMS SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTHAM 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 O6:SL).

6. 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