

MESSAGE NO: 4321201 MESSAGE DATE: 11/16/2004
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-533-841

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 10/28/2004 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: NOTICE OF PRELIMINARY DETERMINATION AND POSTPONEMENT OF FINAL DETERMINATION: BOTTLE-GRADE POLYETHYLENE TEREPHTHALATE (PET) RESIN FROM INDIA (A-533-841)

MESSAGE NO: 4321201

DATE: 11 16 2004

CATEGORY: ADA

TYPE: PRE

REFERENCE:

REFERENCE DATE:

CASES: A - 533 - 841

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PERIOD COVERED: 10 28 2004 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NOTICE OF PRELIMINARY DETERMINATION AND POSTPONEMENT OF FINAL DETERMINATION: BOTTLE-GRADE POLYETHYLENE TEREPHTHALATE (PET) RESIN FROM INDIA (A-533-841)

1. ON 10/28/2004, THE DEPARTMENT OF COMMERCE WILL PUBLISH 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 PET RESIN FROM INDIA .

2. THE MERCHANDISE COVERED BY THIS INVESTIGATION IS BOTTLE-GRADE POLYETHYLENE TEREPHTHALATE (PET) RESIN, DEFINED AS HAVING AN INTRINSIC VISCOSITY OF AT LEAST 0.68 DECILITERS PER GRAM BUT NOT

MORE THAN 0.86 DECILITERS PER GRAM. THE SCOPE INCLUDES BOTTLE-
GRADE PET RESIN THAT CONTAINS VARIOUS ADDITIVES INTRODUCED IN THE
MANUFACTURING PROCESS. THE SCOPE DOES NOT INCLUDE POST-CONSUMER

RECYCLE (PCR) OR POST-INDUSTRIAL RECYCLE (PIR) PET RESIN;
HOWEVER, INCLUDED IN THE SCOPE IS ANY BOTTLE-GRADE PET RESIN
BLEND OF VIRGIN PET BOTTLE-GRADE RESIN AND RECYCLED PET (RPET).
WASTE AND SCRAP PET IS OUTSIDE THE SCOPE OF THE INVESTIGATIONS.
FIBER-GRADE PET RESIN, WHICH HAS AN INTRINSIC VISCOSITY OF LESS
THAN 0.68 DECILITERS PER GRAM, IS ALSO OUTSIDE THE SCOPE OF THE
INVESTIGATIONS.

THE MERCHANDISE SUBJECT TO THESE INVESTIGATIONS IS PROPERLY
CLASSIFIED UNDER SUBHEADING 3907.60.0010 OF THE HARMONIZED TARIFF
SCHEDULE OF THE UNITED STATES (HTSUS); HOWEVER, MERCHANDISE
CLASSIFIED UNDER HTSUS SUBHEADING 3907.60.0050 THAT OTHERWISE
MEETS THE WRITTEN DESCRIPTION OF THE SCOPE IS ALSO SUBJECT TO
THESE INVESTIGATIONS. ALTHOUGH THE HTSUS SUBHEADINGS ARE
PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN
DESCRIPTION OF THE MERCHANDISE UNDER INVESTIGATION IS
DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED
INVESTIGATION NUMBER A-533-841.

4. FOR IMPORTS OF PET RESIN FROM INDIA, CUSTOMS AND BORDER
PROTECTION ("CBP") SHALL SUSPEND LIQUIDATIONS OF SUCH SHIPMENTS
ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER

10/28/2004. EFFECTIVE 10/28/2004, CBP SHALL REQUIRE, FOR SUCH
ENTRIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE
MARGINS SHOWN BELOW:

MANUFACTURER/PRODUCER/ EXPORTER	CUSTOMS ID NUMBER	WEIGHTED-AVERAGE MARGIN PERCENTAGE
ALL OTHERS	A-533-841-000	2.12 PERCENT

SOUTH ASIA PETROCHEM LTD. A-533-841-001 2.12 PERCENT

RELIANCE INDUSTRIES LTD. A-533-841-002 23.24 PERCENT

5. 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.

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 O1:SL).

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