

MESSAGE NO: 4321202 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-549-823

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 A PRELIMINARY DETERMINATION IN THE ANTIDUMPING DUTY INVESTIGATION OF POLYETHYLENE TEREPHTHALATE (PET) RESIN FROM THAILAND (A-549-823)

MESSAGE NO: 4321202 DATE: 11 16 2004

CATEGORY: ADA TYPE: PRE

REFERENCE: REFERENCE DATE:

CASES: A - 549 - 823 - -

- - - -

- - - -

PERIOD COVERED: 10 28 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 DUTY INVESTIGATION OF POLYETHYLENE TEREPHTHALATE (PET) RESIN FROM THAILAND (A-549-823)

1. ON OCTOBER 28, 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 POLYETHYLENE TEREPHTHALATE ("PET") RESIN FROM THAILAND (69 FR 62850).

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 THIS INVESTIGATION 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-549-823.

4. FOR IMPORTS OF PET RESIN FROM THAILAND, 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
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ALL OTHERS                      A-533-841-000 26.03 PERCENT

BANGKOK POLYESTER PUBLIC  
COMPANY LTD.                      A-533-841-001 26.03 PERCENT

THAI SHINKONG INDUSTRY  
CORPORATION LTD.                      A-533-841-002 41.28 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:NK).

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