

MESSAGE NO: 5089203 MESSAGE DATE: 03/30/2005
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-570-868

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 06/01/2003 TO 05/31/2004

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATIONS AND NOTIFICATION OF PARTIAL RESCISSION OF ANTIDUMPING DUTY ORDER ON FOLDING METAL TABLES & CHAIRS FROM CHINA FOR A-570-868-002 AND A-570-868-005

MESSAGE NO: 5089203

DATE: 03 30 2005

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REFERENCE:

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CASES: A - 570 - 868

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PERIOD COVERED: 06 01 2003 TO 05 31 2004

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATIONS AND NOTIFICATION OF PARTIAL RESCISSION OF ANTIDUMPING DUTY ORDER ON FOLDING METAL TABLES & CHAIRS FROM CHINA FOR A-570-868-002 AND A-570-868-005

1. THE ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER ON FOLDING METAL TABLES AND CHAIRS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-868), COVERING THE PERIOD 06/01/2003 THROUGH 05/31/2004 HAS BEEN PARTIALLY RESCINDED AT THE REQUEST OF DONGGUAN SHICHANG METALS FACTORY CO., LTD. DONGGUAN SHICHANG METALS FACTORY LTD., AND MAXCHIEF INVESTMENTS LIMITED (COLLECTIVELY KNOWN AS SHICHANG) (A-570-868-002) AND LIFETIME HONG KONG LTD. AND LIFETIME (XIAMEN) PLASTIC PRODUCTS LTD.

(COLLECTIVELY KNOWN AS LIFETIME) (A-570-868-005). THIS NOTICE OF PARTIAL RESCISSION WAS PUBLISHED IN THE FEDERAL REGISTER ON 03/22/2005 (70 FR 14444). YOU ARE TO ASSESS ANTIDUMPING DUTIES ON THIS MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD LISTED BELOW FOR THE CASH DEPOSIT OR BONDING RATE REQUIRED AT THE TIME OF ENTRY.

FOLDING METAL TABLES AND CHAIRS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-868)

PERIOD: (06/01/2003 - 05/31/2004)

LIQUIDATE ALL ENTRIES FROM THE FOLLOWING FIRMS:

DONGGUAN SHICHANG METALS FACTORY CO., LTD. DONGGUAN SHICHANG METALS FACTORY LTD., AND MAXCHIEF INVESTMENTS LIMITED (COLLECTIVELY KNOWN AS SHICHANG) (A-570-868-002)

LIFETIME HONG KONG LTD. AND LIFETIME (XIAMEN) PLASTIC PRODUCTS LTD. (COLLECTIVELY KNOWN AS LIFETIME) (A-570-868-005)

2. THESE INSTRUCTIONS CONSTITUTE THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE MERCHANDISE AND PERIOD LISTED ABOVE. YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

3. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CUSTOMS AND BORDER PROTECTION ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAYS INTEREST ON OVERPAYMENTS OR ASSESSES INTEREST ON UNDER PAYMENTS, 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 OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES 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 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 FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP 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 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 O8: DML).

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