

MESSAGE NO: 6212208 MESSAGE DATE: 07/31/2006
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-533-840

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 08/04/2004 TO 01/31/2006

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: AUTOMATIC LIQUIDATION INSTRUCTION FOR FROZEN WARMWATER SHRIMP FROM INDIA (A-533-840) LIQ ALL EXCEPT NAMED FIRMS.

MESSAGE NO: 6212208 DATE: 07 31 2006

CATEGORY: ADA TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: A - 533 - 840 - -

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- - - -

PERIOD COVERED: 08 04 2004 TO 01 31 2006

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: AUTOMATIC LIQUIDATION INSTRUCTION FOR FROZEN WARMWATER SHRIMP FROM INDIA (A-533-840) LIQ ALL EXCEPT NAMED FIRMS.

1. THE DEPARTMENT OF COMMERCE DOES NOT AUTOMATICALLY CONDUCT ADMINISTRATIVE REVIEWS OF ANTIDUMPING DUTY ORDERS. INSTEAD, REVIEWS MUST BE REQUESTED IN ACCORDANCE WITH SECTION 351.213 OF THE COMMERCE DEPARTMENT REGULATIONS.

2. THE DEPARTMENT OF COMMERCE HAS NOT RECEIVED A REQUEST FOR AN ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER FOR CERTAIN FROZEN WARMWATER SHRIMP FROM INDIA (A-533-840) FOR THE PERIOD AND ON THE MERCHANDISE LISTED BELOW, EXCEPT FOR THE FIRMS NOTED.

THEREFORE, IN ACCORDANCE WITH SECTION 351.212(c) OF THE COMMERCE DEPARTMENT REGULATIONS, YOU ARE TO ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION AT THE CASH DEPOSIT OR BONDING RATE IN EFFECT ON THE DATE OF ENTRY.

CERTAIN FROZEN WARMWATER SHRIMP FROM INDIA (A-533-840)
FOR PERIOD 08/04/2004-01/31/2006

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT:

A.S MARINE INDUSTRIES PVT LTD.
ABAD FISHERIES
ACCELERATED FREEZE DRYING CO., LTD.
ACCELERATED FREEZE-DRYING CO.
ADANI EXPORTSE
ADITYA UDYOG
AGRI MARINE EXPORTS LTD.

AL MUSTAFA EXP & IMP
ALAPATT MARINE EXPORTS
ALFUZZ FROZEN FOODS PVT. LTD.
ALL SEAS MARINE P. LTD.
ALLANA FROZEN FOODS PVT. LTD.
ALLANASONS LTD.
ALSA MARINE & HARVESTS LTD.
AMALGAM FOODS & BEVERAGES LIMITED
AMEENA ENTERPRISES
AMI ENTERPRISES
AMISON FOODS LTD.
AMISON SEAFOODS LTD.
AMULYA SEA FOODS
ANANDA AQUA EXPORTS PRIVATE LIMITED
ANANDA FOODS
ANDAMAN SEAFOODS PVT. LTD.
ANJANEYA SEAFOODS
ANJANI MARINE TRADERS
APEX EXPORTS

AQUA STAR MARINE FOODS
ARSHA SEAFOOD EXPORTS PVT. LTD.
ASF SEAFOODS
ASHWINI FROZEN FOODS
ASVINI EXPORTS
ASVINI FISHERIES
ASVINI FISHERIES LIMITED
ASVRM FISHERIES LTD.
ASWIN ASSOCIATES
ATTA EXPORT
AVANTI FEEDS LIMITED
AYSHWARYA SEA FOOD PRIVATE LIMITED
BABY MARINE (EASTERN) EXPORTS
BABY MARINE EXPORTS
BABY MARINE INTERNATIONAL
BABY MARINE PRODUCTS
BABY MARINE SARASS
BALAJI SEAFOOD EXPORTS I LTD.
BARAKA OVERSEAS TRADERS
BELL FOODS (MARINE DIVISION)
BENGAL MARINE PVT. LTD.
BHARAT SEAFOODS
BHATSONS AQUATIC PRODUCTS
BHAVANI SEAFOODS
BHISTI EXPORTS
BIJAYA MARINE PRODUCTS
BILAL FISH SUPPLIERS
BLUE WATER FOODS & EXPORTS P. LTD.
BLUEFIN ENTERPRISES
BLUEPARK SEAFOODS P. LTD.
BMR EXPORTS
BRILLIANT EXPORTS
BRITTO EXPORTS

C P AQUACULTURE (INDIA) LTD.
CALCUTTA SEAFOODS
CAPITAL FREEZING COMPLEX
CAPITHAN EXPORTING CO.

CASTLECROCK SEAFOODS LTD.
CASTLEROCK FISHERIES LTD.
CENTRAL CALCUTTA COLD STORAGE
CHAM EXPORTS LTD.
CHAM OCEAN TREASURES CO., LTD.
CHAM TRADING ORGANIZATION
CHAND INTERNATIONAL
CHEMMEENS (REGD.)
CHERUKATTU INDUSTRIES (MARINE DIV.)
CHOICE CANNING COMPANY
CHOICE TRADING CORPORATION PVT. LTD.
COASTAL TRAWLERS LTD.
COCHIN FROZEN FOOD EXPORTS PVT. LTD.
CORLIM MARINE EXPORTS PVT. LTD.
CORLINE EXPORTS
DANDA FISHERIES
DARIAPUR AQUATIC PVT. LTD.
DEEPMALA MARINE EXPORTS
DEVI FISHERIES LIMITED
DEVI MARINE FOOD EXPORTS LTD.
DEVI MARINE FOOD EXPORTS PRIVATE LIMITED
DEVI SEAFOODS LIMITED
DEVI SEAFOODS PVT. LTD.
DHANAMJAYA IMPEX P. LTD.
DIAMOND SEAFOODS EXPORTS
DIGHA SEAFOOD EXPORTS
DOROTHY FOODS
EDHAYAM FROZEN FOODS PVT. LTD.
EL-TE MARINE PRODUCTS
ESMORIO EXPORT ENTERPRISES
EXCEL ICE SERVICES/CHIRAG INT'L
EXPORTER CORELINE EXPORTS
FALCON MARINE EXPORTS LIMITED
FERNANDO INTRCONTINENTAL
FIROZ & COMPANY
FIVE STAR MARINE EXPORTS
FIVE STAR MARINE EXPORTS PRIVATE LIMITED
FORSTAR FROZEN FOODS PVT. LTD.

FREEZE ENGINEERING INDUSTRIES (PVT. LTD.)
FRIGERIO CONSERVA ALLANA LIMITED
FRONTLINE EXPORTS PVT. LTD.
G A RANDERIAN LTD.
GK.S BUSINESS ASSOCIATES (P) LTD.
GADRE MARINE EXPORTS
GAJULA EXIM P. LTD.

GALAXY MARITECH EXPORTS P. LTD.
GAUSIA COLD STOIAGE P. LTD.
GAYATHRI SEAFOODS
GEO AQUATIC PRODUCTS (P) LTD.
GEO SEAFOODS
GLOBAL SEA FOODS & HOTELS LTD.
GOAN BOUNTY
GOLD FARM FOODS (P) LTD.
GOLDEN STAR COLD STOIAGE
GOPAL SEAFOODS
GRANDTRUST OVERSEAS (P) LTD.
GTC GLOBAL LTD.
GVR EXPORTS
GVR EXPORTS PVT. LTD.
HA & R ENTERPRISES
HANJAR ICE AND COLD STORAGE
HANSWATI EXPORTS P. LTD.
HARIPRIYA MARINE FOOD EXPORTS
HIC ABF SPECIAL FOODS PVT. LTD.
HINDUSTAN LEVER, LTD.
HIRAVATI ICE & COLD STORAGE
HIRAVATA EXPORTS PVT. LTD.
HIRAVATI INTERNATIONAL P. LTD.
HMG INDUSTRIES LTD.
HONEST FROZEN FOOD COMPANY
I AHAMED & COMPANY
IFB AGRO INDUSTRIES LTD. (AQUATIC & MARINE PRODUCTS DIV.)
INDIA SEAFOODS
INDIAN AQUATIC PRODUCTS
INDIAN SEAFOOD CORPORATION

INDO AQUATICS
INNOVATIVE MARINE FOODS LIMITED/AMALGAM FOODS LIMITED
INTERFISH
INTERNATIONAL FREEZEFISH EXPORTS
INTERSEA EXPORTS CORPORATION
INTERSEAS
ITC LTD.
J R K SEAFOODS PVT. LTD.
JAGADEESH MARINE EXPORTS
JAYA SATYA MARINE EXPORTS
JAYALAKSHMI SEAFOODS (P) LTD.
JAYA LAKSHMI SEA FOODS PVT. LTD.
JINNY MARINE TRADERS
K.R.M. MARINE EXPORTS
K R M MARINE EXPORTS LTD.
K.V MARINE EXPORTS
KADALKANNY FROZEN FOODS
KADER EXPORTS
KADER EXPORTS PRIVATE LIMITED

KADER INVESTMENT AND TRADING COMPANY PRIVATE LIMITED
KALYANEE MARINE
KAUSHALYA AQUA MARINE PRODUCT EXPORTS PVT. LTD.
KAY KAY EXPORTS
KESHODWALA FOODS
KEY FOODS
KING FISH INDUSTRIES
KINGS MARINE PRODUCTS
KNR MARINE EXPORTS
KOLUTHARA EXPORTS LTD.
KONARK AQUATICS & EXPORTS PVT. LTD.
KONKAN FISHERIES PVT. LTD.
L.G SEAFOODS
LAKSHMI MARINE PRODUCTS
LANSEA FOODS PVT. LTD.
LAXMI NARAYAN EXPORTS
LEWIS NATURAL FOODS LTD.
LIBERTY FROZEN FOODS PRIVATE LIMITED

LIBERTY GROUP
LIBERTY OIL MILLS
LIBRAN COLD STORAGES (P) LTD.
LOTUS SEA FARMS
LOURDE EXPORTS
M K EXPORTS
M.R.H. TRADING COMPANY
MAGNUM ESTATE PRIVATE
MAGNUM ESTATE PRIVATE LIMITED
MAGNUM EXPORT
MAGNUM SEA FOODS PVT. LTD.
MALABAR MARINE EXPORTS
MALNAD EXPORTS PVT. LTD.
MAMTA COLD STORAGE
MANGALA MARINE EXIM PVD. LTD.
MANGALA SEA PRODUCTS
MANUFACTURER FALCON MARINE EXPORTS
MARINA MARINE EXPORTS
MARINE FOOD PACKERS
MARKOORLOSE SEA FOODS
MEENAXI FISHERIES PVT. LTD.
MIKI EXPORTS INTERNATIONAL
MSC MARINE EXPORTERS
MSNGR AQUA INTL
MUMBAI KAMGAR MGSM LTD.
N.C DAS & COMPANY
NAGA HANUMAN FISH PACKERS
NAIK ICE & COLD STORAGE
NAIK SEAFOODS LTD.
NAS FISHERIES PVT LTD.

NATIONAL SEAFOODS COMPANY
NATIONAL STEEL
NATIONAL STEEL & AGRO IND.
NAVAYUGA EXPORTS LTD.
NAVYAUGA EXPORTS
NEKKANTI SEA FOODS LIMITED
NEW ROYAL FROZEN FOODS

NG.R AQUA INTERNATIONAL
NILA SEA FOODS PVT. LTD.
NOBLE AQUA PVT. LTD.
NOORANI EXPORTS PVT. LTD.
NSIL EXPORTS
OMSONS MARINES LTD.
OVERSEAS MARINE EXPORT
PADMAJA EXPORTS
PARTYTIME ICE PVT LTD.
PENVER PRODUCTS (P) LTD.
PHILIPS FOODS INDIA PVT LTD.
PIJIKAY INTERNATIONAL EXPORTS P LTD.
PISCES SEAFOOD INTERNATIONAL
PREMIER EXPORTS INTERNATIONAL
PREMIER MARINE FOODS
PREMIER MARINE PRODUCTS
PREMIER SEAFOODS EXIM (P) LTD.
PRONTO FOODS PVT. LTD.
R F. EXPORTS
R K ICE & COLD STORAGE
RAA SYSTEMS PVT. LTD.
RAHUL FOODS (GOA)
RAHUL INTERNATIONAL
RAJ INTERNATIONAL
RAJU EXPORTS
RAMALMGESWARA PROTEINS & FOODS LTD.
RAMESHWAR COLD STORAGE
RAM'S ASSORTED COLD STORAGE LTD.
RAUNAQ ICE & COLD STORAGE
RAVI FROZEN FOODS LTD.
RAYSONS AQUATICS PVT. LTD.
RAZBAN SEAFOODS LTD.
RBT EXPORTS
REDDY & REDDY IMPORTERS & EXPORTS
REGENT MARINE INDUSTRIES
RELISH FOODS
RIVIERA EXPORTS PVT. LTD.
ROHI MARINE PRIVATE LTD.

ROYAL COLD STORAGE INDIA P LTD.

ROYAL LINK EXPORTS

RUBIAN EXPORTS

RUBY MARINE FOODS

RUCHI WORLDWIDE

RVR MARINE PRODUCTS

S & S SEAFOODS

S A EXPORTS

S B AGRO (INDIA) LTD.

S CHANCHALA COMBINES

S K EXPORTS (P) LTD.

S S INTERNATIONAL

SAANTHI SEA FOOD PRIVATE LIMITED

SABRI FOOD PRODUCTS

SAFA ENTERPRISES

SAGAR FOODS

SAGAR GRANDHI EXPORTS PVT. LTD.

SAGAR SAMRAT SEAFOODS

SAGRVIHAR FISHERIES PVT. LTD. 9

SAI MARINE EXPORTS PVT. LTD.

SALET SEAFOODS PVT LTD.

SAMRAT MIDDLE EAST EXPORTS (P) LTD.

SANCHITA MARINE PRODUCTS P. LIMITED

SANDHYA MARINES LIMITED

SANTHI FISHERIES & EXPORTS LTD.

SARVESHWARI ICE & COLD STORAGE P LTD.

SATYA SEAFOODS PRIVATE LIMITED

SATYAM MARINE EXPORTS

SAWANT FOOD PRODUCTS

SEA ROSE MARINES (P) LTD.

SEAGOLD OVERSEAS PVT. LTD.

SEALAND FISHERIES LTD.

SEAPERL INDUSTRIES

SELVAM EXPORTS PRIVATE LIMITED

SHARON EXPORTS

SHART INDUSTRIES LTD.

SHEIMAR SEAFOODS LTD.

SHIMPO EXPORTS
SHIPPER EXPORTER NATIONAL STEEL
SHIVAGANGA MARINE PRODUCTS
SHROFF PROCESSED FOOD & COLD ZSTORAGE P LTD.
SIDDIQ SEAFOODS
SILVER SEAFOOD
SITA MARINE EXPORTS
SKYFISH
SLS EXPORTS PVT. LTD.
SONIA FISHERIES
SOURAB
SPRINT EXPORTS
SREE VAIALAKSHRM EXPORTS
SREEVAS EXPORT ENTERPRISES
SRI CHANDRAKANTHA MARINE EXPORTS
SRI SAKTHI MARINE PRODUCTS P LTD.

SRI SATYA MARINE EXPORTS
SRI SIDHI FREEZERS & EXPORTERS PVT. LTD.
SRI VENKATA PADMAVATHI MARINE FOODS PVT. LTD.
SSFLTD.
STAR AGRO MARINE EXPORTS PRIVATE LIMITED
STAR FISH EXPORTS
STERLING FOODS
SUN-BIO TECHNOLOGY LIMITED
SUPREME EXPORTS
SURYA MARINE EXPORTS
SUVARNA REKHA EXPORTS PRIVATE LIMITED
SUVARNA REKHA MARINES P LTD.
SWARNA SEAFOODS LTD.
TBR EXPORTS PVT LTD.
TEEKAY MAINE P. LTD.
THE CANNING INDUSTRIES (COCHIN) LTD.
THE WATERBASE LTD.
THEVA & COMPANY
TIM TIM FAR EAST EXPORT TRADING CO.(P) LTD.
TONY HARRIS SEAFOODS LTD.
TRI MARINE FOODS PVT. LTD.

TRINITY EXPORTS
TRI-TEE SEAFOOD COMPANY
TRIVENI FISHERIES P LTD.
ULKA SEAFOODS (P) LTD.
UNIROYAL MARINE EXPORTS LTD.
UNIVERSAL COLD STORAGE LIMITED
UPASANA EXPORTS
USHA SEAFOODS
V MARINE EXPORTS
V.S EXIM PVT LTD.
VAIBHAV SEA FOODS
VARNITA COLD STORAGE
VEEJAY IMPEX
VERAVAL MARINES & CHEMICALS P LTD.
VICTORIA MARINE & AGRO EXPORTS LTD.
VIJAYALAXMI SEAFOODS
VINNER MARINE
WATERBASE
WELLCOME FISHERIES LIMITED
WELLCOME FISHERIES (P) LTD.
WINNER SEAFOODS
WISDOM MARINE EXPORTS
Z A. FOOD PRODUCTS

3. PLEASE NOTE THAT FOR THE FOLLOWING COMPANIES THE NAMES DIFFER FROM THE INITIATION NOTICE: AMULYA SEA FOODS; AYSHWARYA SEA FOOD PRIVATE LIMITED; MAGNUM EXPORT; MAGNUM SEA FOODS PVT. LTD.; NILA SEA FOODS PVT. LTD.; SAANTHI SEA FOOD PRIVATE LIMITED; AND SRI CHANDRAKANTHA MARINE EXPORTS. THE DEPARTMENT HAS OBTAINED INFORMATION DEMONSTRATING THAT THE NAMES AS LISTED ABOVE ARE CORRECT.

4. ENTRIES OF MERCHANDISE OF EXCEPTED FIRMS SHOULD NOT BE LIQUIDATED UNTIL YOU RECEIVE SPECIFIC INSTRUCTIONS AFTER THE COMPLETION OF THE ANTIDUMPING REVIEW. CONTINUE TO SUSPEND LIQUIDATION OF ALL ENTRIES OF MERCHANDISE EXPORTED OR PRODUCED BY THE LISTED FIRMS AND ENTERED, OR WITHDRAWN FROM WAREHOUSE,

FOR CONSUMPTION DURING THIS PERIOD.

5. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE DURING THE PERIOD 8/04/2004 THROUGH 1/31/2006 OCCURRED WITH THE PUBLICATION OF THE NOTICE OF INITIATION OF ADMINISTRATIVE REVIEW (71 FR 17819, 04/07/2006). FOR ALL OTHER SHIPMENTS OF CERTAIN FROZEN WARMWATER SHRIMP FROM

INDIA YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

6. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CUSTOMS AND BORDER PROTECTION ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS OR 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 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.

7. 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.

8. 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 OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O2:NZ).

9. 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