

MESSAGE NO: 7059113 MESSAGE DATE: 02/28/1997
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: ORD-Order PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-560-801, A-570-844, A-583-825

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 02/25/1997 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: NOTICE OF ANTIDUMPING DUTY ORDERS FOR MELAMINE\ INSTITUTIONAL
DINNERWARE PRODUCTS FROM ID (A-560-801),\ TW (A-583-825) AND THE PRC (A-570-844)

MESSAGE NO: 7059113 DATE: 02 28 1997

CATEGORY: ADA TYPE: ORD

REFERENCE: REFERENCE DATE:

CASES: A - 560 - 801 A - 583 - 825

A - 570 - 844 - -

- - - -

PERIOD COVERED: 02 25 1997 TO

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, IMPORT OPERATIONS

RE: NOTICE OF ANTIDUMPING DUTY ORDERS FOR MELAMINE\
INSTITUTIONAL DINNERWARE PRODUCTS FROM ID (A-560-801),\
TW (A-583-825) AND THE PRC (A-570-844)

1. ON FEBRUARY 25,1997, THE DEPARTMENT OF COMMERCE
PUBLISHED IN THE FEDERAL REGISTER ITS ANTIDUMPING DUTY ORDERS FOR
MELAMINE INSTITUTIONAL DINNERWARE PRODUCTS FROM INDONESIA
(A-560-801), TAIWAN (A-583-825), AND THE PEOPLE'S REPUBLIC OF
CHINA (A-570-844).

2. THESE ORDERS COVER ALL DINNERWARE ITEMS (E.G., PLATES, CUPS,
SAUCERS, BOWLS, CREAMERS, GRAVY BOATS, SERVING DISHES, PLATTERS,
AND TRAYS) THAT CONTAIN AT LEAST 50 PERCENT MELAMINE BY WEIGHT

AND HAVE A MINIMUM WALL THICKNESS OF 0.08 INCHES AND ARE INTENDED FOR USE BY INSTITUTIONS. EXAMPLES OF INSTITUTIONS INCLUDE SCHOOLS, HOSPITALS, CAFETERIAS, RESTAURANTS, AND NURSING HOMES. MINIMUM THICKNESS IS THE THICKNESS OF THE PRODUCT AT ITS THINNEST POINT. MELAMINE DINNERWARE THAT MEETS THE PHYSICAL CHARACTERISTICS DESCRIBED ABOVE THAT IS GENERALLY SOLD TO THE RETAIL SECTOR AND IS INTENDED FOR USE BY HOUSEHOLDS IS NOT COVERED BY THESE ORDERS. EXCLUDED AS WELL FROM THE SCOPE OF THESE ORDERS ARE FLATWARE PRODUCTS (E.G., KNIVES, FORKS, AND SPOONS). THIS MERCHANDISE IS CLASSIFIABLE UNDER SUBHEADINGS 3924.10.20, 3924.10.30, AND 3924.10.50 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE SCOPE OF THESE ORDERS IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES, THESE CASES HAVE BEEN ASSIGNED INVESTIGATION NUMBERS A-560-801, A-583-825, AND A-570-844.

4. FOR MELAMINE DINNERWARE PRODUCTS NOT INTENDED FOR INSTITUTIONAL USE, CUSTOMS OFFICERS SHALL REQUIRE IMPORTERS TO HAVE ON FILE A DECLARATION THAT THE MERCHANDISE IS INTENDED FOR SALE TO THE RETAIL SECTOR AND FOR USE BY HOUSEHOLDS. IF THE CUSTOMS OFFICER IS SATISFIED THAT THE INTENDED USE OF THE IMPORTED MERCHANDISE IS NOT FOR INSTITUTIONAL PURPOSES, THE ENTRY WILL NOT BE COVERED BY THESE ORDERS. ALL MELAMINE DINNERWARE OVER 0.08 INCH IN MINIMUM THICKNESS MUST BE ENTERED AS SUBJECT TO THE ANTIDUMPING ORDER UNLESS THE DECLARATION FOR RETAIL USE IS ON FILE.

5. FOR IMPORTS OF MELAMINE INSTITUTIONAL DINNERWARE PRODUCTS FROM INDONESIA, TAIWAN, AND THE PEOPLE'S REPUBLIC OF CHINA, THE CUSTOMS SERVICE SHALL CONTINUE TO SUSPEND LIQUIDATION OF SUCH SHIPMENTS THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER AUGUST 22, 1996, EXCEPT FOR IMPORTS FROM THE PRC MANUFACTURED AND SOLD TO THE UNITED STATES BY CHEN HAO (XIAMEN) PLASTIC INDUSTRIAL CO., LTD. ("CHEN HAO XIAMEN"), GIN HARVEST MELAMINE (HEYUAN) ENTERPRISES CO. LTD. ("GIN HARVEST"),

AND SAM CHOAN PLASTIC CO. LTD. ("SAM CHOAN"), AND FOR IMPORTS FROM TAIWAN SOLD BY YU CHEER INDUSTRIAL CO., LTD. ("YU CHEER"). ACCORDINGLY, FOR SHIPMENTS FROM THESE EXPORTERS, ALL BONDS MAY BE RELEASED AND THEIR ENTRIES MAY BE LIQUIDATED WITHOUT REGARD TO ANTIDUMPING DUTIES. FOR ALL OTHER EXPORTERS, CUSTOMS OFFICERS MUST REQUIRE A CASH DEPOSIT EQUAL TO THE ESTIMATED WEIGHTED-AVERAGE ANTIDUMPING DUTY MARGINS AS NOTED BELOW. THE "ALL OTHERS" OR "PRC-WIDE" RATE LISTED FOR EACH COUNTRY APPLIES TO ALL EXPORTERS OF MELAMINE INSTITUTIONAL DINNERWARE NOT SPECIFICALLY LISTED BELOW.

MFR/PRODUCER EXPORTER	CUSTOMS ID NUMBER	MARGIN PERCENTAGE
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INDONESIA

P.T. MAYER CROCOCILE	A-560-801-001	12.90%
P.T. MULTI RAYA INDAH ABADI	A-560-801-002	8.95%
ALL OTHERS	A-560-801-000	8.95%

TAIWAN

CHEN HAO PLASTIC CO., LTD.	A-583-825-001	3.25%
YU CHEER INDUSTRIAL CO., LTD.	A-583-825-002	0.00%

IKEA TRADING FAR EAST LTD.	A-583-825-003	53.13%
GALLANT CHEMICAL CORPORATION	A-583-825-004	53.13%
ALL OTHERS	A-583-825-000	3.25%

THE PEOPLE'S REPUBLIC OF CHINA

CHEN HAO (XIAMEN) PLASTIC INDUSTRIAL CO., LTD/ SPARKLE MARK, LTD.	A-570-844-001	0.00%(DE MINIMIS)
DONGGUAN WAN CHAO MELAMINE PRODUCTS CO. LTD THOUSAND NEATS, LTD SHYAU FA LTD.	A-570-844-002	7.06%
GIN HARVEST MELAMINE (HEYUAN) ENTERPRISES CO. LTD. KING SINCERE ENTERPRISES LTD.	A-570-844-003	0.00%(DE MINIMIS)

SAM CHOAN PLASTIC CO., LTD. A-570-844-004 0.00%(DE MINIMIS)
SUN TSUEN CO./YEOU HAO TRADING CO. LTD.
TAR-HONG MELAMINE A-570-844-005 2.74%
XIAMEN CO. LTD
PRC-WIDE RATE A-570-844-000 7.06%

IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, IMPORT OPERATIONS, ANTIDUMPING/COUNTERVAILING

DUTY USING ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT DAVID J. GOLDBERGER OR EVERETT KELLY, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-4136 AND (202) 482-4194, RESPECTIVELY.

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ
(ACTING)

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party