

MESSAGE NO: 2307301 MESSAGE DATE: 11/02/2012
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: INJ-Injunction PUBLIC NON-PUBLIC
SUB-TYPE: PRELIM-Preliminary

FR CITE: FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-351-840

EFFECTIVE DATE: 10/26/2012 COURT CASE #: 12-00340

PERIOD OF REVIEW: 03/01/2010 TO 02/28/2011

PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: Preliminary injunction on certain orange juice from Brazil for the period 3/1/2010 through 2/28/11 for Fischer S.A. Comercio, Industria, and Agricultura (A-351-840), court number 12-00340

1. On 10/26/2012, the U.S. Court of International Trade issued a preliminary injunction enjoining liquidation of certain entries which are subject to the antidumping duty order on certain orange juice from Brazil (A-351-840) for the period 3/1/2010 through 2/28/2011.

2. This injunction was issued in connection with court case number 12-00340 and enjoins liquidation of the entries described in paragraph 3 below.

3. Accordingly, until further notice, do not liquidate entries of subject merchandise which were subject to administrative review in Certain Orange Juice from Brazil: Final Results of Antidumping Duty Administrative Review and Final No Shipment Determination, 77 FR 63291 (October 16, 2012), produced and/or exported by Fischer S.A. Comercio, Industria, and Agricultura (including any exports made by or under the name of Fischer S/A – Agroindustria), and entered, or withdrawn from warehouse, for consumption on or after March 1, 2010, through February 28, 2011. Any entries that are set for liquidation must be unset immediately. Continue to suspend liquidation of these entries until liquidation instructions are issued.

4. Liquidation instructions for entries affected by the injunction have not yet been issued.

5. Effective immediately, CBP is instructed to prevent liquidation of any entries subject to the above.

6. Commerce's APO Docket Center was served with the above-referenced injunction on 10/31/2012. Pursuant to the terms of the injunction, no liquidation of the entries covered by the injunction may be made for entries which remain unliquidated as of 10/26/2012.

7. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O2:HR.)

8. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

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