

MESSAGE NO: 9265111 MESSAGE DATE: 09/22/1999
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: REV-Revocation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-614-801

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 06/01/1997 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: REVOCATION OF ANTIDUMPING DUTY ORDER ON FRESH KIWIFRUIT FROM NEW ZEALAND (A-614-801)

MESSAGE NO: 9265111 DATE: 09 22 1999

CATEGORY: ADA TYPE: REV

REFERENCE: REFERENCE DATE:

CASES: A - 614 - 801 - -

- - - -

- - - -

PERIOD COVERED: 06 01 1997 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: REVOCATION OF ANTIDUMPING DUTY ORDER ON FRESH KIWIFRUIT FROM NEW ZEALAND (A-614-801)

1. AS A RESULT OF A NOTIFICATION FROM THE PETITIONER, THE CALIFORNIA KIWIFRUIT COMMISSION, THAT IT IS NO LONGER INTERESTED IN THE ANTIDUMPING DUTY ORDER ON FRESH KIWIFRUIT FROM NEW ZEALAND, THE DEPARTMENT OF COMMERCE HAS REVOKED THIS ANTIDUMPING DUTY ORDER AND PUBLISHED THE REVOCATION IN THE FEDERAL REGISTER ON SEPTEMBER 17, 1999.

2. THEREFORE, CUSTOMS IS DIRECTED TO TERMINATE THE SUSPENSION

OF LIQUIDATION FOR ALL SHIPMENTS OF FRESH KIWIFRUIT FROM NEW ZEALAND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER JUNE 1, 1997. ALL ENTRIES OF THE SUBJECT PRODUCT THAT WERE SUSPENDED ON OR AFTER JUNE 1, 1997, SHOULD BE LIQUIDATED WITHOUT REGARD TO ANTIDUMPING DUTIES (I.E., RELEASE ALL BONDS AND REFUND ALL CASH DEPOSITS).

3. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAYS INTEREST ON OVERPAYMENTS AND 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.
4. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT JOHN MALONEY AT 202-482-1503, AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.
5. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

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