

MESSAGE NO: 4167307 MESSAGE DATE: 06/16/2014
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: ADRV-Administrative Review

FR CITE: 69 FR 7193 FR CITE DATE: 02/13/2004

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-848

EFFECTIVE DATE: 02/13/2004 COURT CASE #:

PERIOD OF REVIEW: 09/01/2001 TO 08/31/2002

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 02/13/2004

TO: { Directors Of Field Operations, Port Directors }

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

RE: Liquidation instructions for freshwater crawfish tail meat from the People's Republic of China exported by Weishan Zhenyu Foodstuff Co., Ltd. for the period 09/01/2001 through 08/31/2002 (A-570-848)

1. Entries by Weishan Zhenyu Foodstuff Co., Ltd. of freshwater crawfish tail meat from the People's Republic of China during the period 09/01/2001 through 02/28/2002 were liquidated in accordance with message number 3255205, dated 09/12/2003, and 68 FR 43085. Pursuant to the publication of the final results of review (69 FR 7193, 02/13/2004), the administrative review during the period 09/01/2001 through 08/31/2002 was rescinded with respect to Weishan Zhenyu Foodstuff Co., Ltd. Therefore, for entries of freshwater crawfish tail meat from the People's Republic of China, entered, or withdrawn from warehouse, for consumption during the period 03/01/2002 through 08/31/2002, entered under case number A-570-848-000 or A-570-848-033, assess antidumping duties at the cash deposit, per-unit amount, or bonding rate in effect on the date of the entry.
2. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 1 occurred with the publication of the final results of administrative review (69 FR 7193, 02/13/2004). Unless instructed otherwise, for all other shipments of freshwater crawfish tail meat from the People's Republic of China you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.
3. There are no injunctions applicable to the entries covered by this instruction.
4. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. 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 payment of estimated antidumping duties is required 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.

5. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's 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 manufacturer, producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

6. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, 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 OV:JH.)

7. 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