

MESSAGE NO: 4328302 MESSAGE DATE: 11/24/2014
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: ADRV-Administrative Review

FR CITE: 79 FR 65377 FR CITE DATE: 11/04/2014

REFERENCE MESSAGE # (s): 4301302, 4301303, 4322309

CASE #(s): A-552-802

EFFECTIVE DATE: 11/04/2014 COURT CASE #:

PERIOD OF REVIEW: 02/01/2012 TO 01/31/2013

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 11/04/2014

TO: { Directors Of Field Operations, Port Directors }

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

RE: Liquidation instructions for certain frozen warmwater shrimp from the Socialist Republic of Vietnam exported by various companies for the period 02/01/2012 through 01/31/2013 (A-552-802)

1. Various companies reported to Commerce that they had no shipments of certain frozen warmwater shrimp from the Socialist Republic of Vietnam during the period 02/01/2012 through 01/31/2013. Therefore, pursuant to the publication of the amended final results of review (79 FR 65377, 11/04/2014) and as a result of Commerce's clarification of its assessment regulation (10/24/2011, 76 FR 65694), for all shipments of certain frozen warmwater shrimp from the Socialist Republic of Vietnam exported by the companies listed below, entered, or withdrawn from warehouse, for consumption during the period 02/01/2012 through 01/31/2013, entered under the case numbers listed below, assess antidumping duties at the Vietnam-wide rate. The Vietnam-wide rate is 25.76 percent.

Exporter: Anvifish Joint Stock Company

This company did not have its own case number during the period of review; entries may have been made under A-552-802-000 or other company specific case numbers.

Exporter: Bien Dong Seafood Co., Ltd.

This company did not have its own case number during the period of review; entries may have been made under A-552-802-000 or other company specific case numbers.

Exporter: Seavina Joint Stock Company

This company did not have its own case number during the period of review; entries may have been made under A-552-802-000 or other company specific case numbers.

Exporter: Vinh Hoan Corporation

This company did not have its own case number during the period of review; entries may have been made under A-552-802-000 or other company specific case numbers.

Exporter: Camranh Seafoods Co. Ltd. or Camranh Seafoods Processing Enterprise Pte., or Cam Ranh Seafoods Processing Enterprise Company

Case Number: A-552-802-026; entries may have been made under A-552-802-055.

Exporter: Ngoc Sinh Private Enterprise, or Ngoc Sinh Seafoods Processing and Trading Enterprises, or Ngoc Sinh Seafoods

Case Number: A-552-802-034

Exporter: Bac Lieu Fisheries Joint Stock Company

Case Number: A-552-802-038

Exporter: Nhat Duc Co., Ltd.

Case Number: A-552-802-087

Exporter: Ngoc Tri Seafood Joint Stock Company

Case Number: A-552-802-089

2. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 1 occurred with the publication of the amended final results of administrative review (79 FR 65377, 11/04/2014). Unless instructed otherwise, for all other shipments of certain frozen warmwater shrimp from the Socialist Republic of Vietnam you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.

3. The injunction with court number 10-00250 discussed in message number 4301303, dated 10/28/2014, is applicable to the entries which were produced and/or exported by Quoc Viet Seaproducts Processing Trading and Import-Export Co., Ltd. during the period 02/01/2012 through 01/31/2013. Accordingly, until further notice, continue to suspend liquidation of these entries until liquidation instructions are issued.

4. The injunction with court number 10-00249 discussed in message number 4301302, dated 10/28/2014, is applicable to the entries which were imported by Tri Union Frozen Products, Inc., d.b.a. Chicken of the Sea Frozen Foods, a.k.a. Empress International Ltd; Mazzetta Company LLC; or Ore-Cal Corporation during the period 02/01/2012 through 01/31/2013. Accordingly, until further notice, continue to suspend liquidation of these entries until liquidation instructions are issued.

5. The injunction with court number 10-00258 discussed in message number 4322309, dated 11/18/2014, is applicable to the entries which were produced and/or exported by the companies identified below during the period 02/01/2012 through 01/31/2013. Accordingly, until further notice, continue to suspend liquidation of these entries until liquidation instructions are issued.

BIM Seafood Joint Stock Company

Minh Hai Sea Products Import Export Company, aka Ca Mau Seafood Joint Stock Company, aka Seaprimexco Vietnam, aka Seaprimexco, aka Minh Hai Seaproducts Co Ltd.

Cadovimex Seafood Import-Export and Processing Joint Stock Company, aka Cai Doi Vam Seafood Import-Export Company, aka Caidoivam Seafood Company, aka Cadovimex-Vietnam, aka Cadovimex

Cafatex Fishery Joint Stock Corporation, aka Cafatex Corporation, aka Cafatex Corp., aka Cafatex, aka Taydo Seafood Enterprise, aka Xi Nghiep Che Bien Thuy Suc San Xuat Kau Cantho

Camau Frozen Seafood Processing Import Export Corporation, aka Camimex, aka Camau Seafood Factory No. 4, aka Camau Seafood Factory No. 5, aka Camau Frozen Seafood Processing Import Export Corp. (CAMIMEX-FAC 25), aka Frozen Factory No. 4

Camau Seafood Processing and Service Joint-Stock Company

Can Tho Import Export Fishery Limited Company, aka CAFISH

Coastal Fisheries Development Corporation, aka COFIDEC, aka Coastal Fisheries Development Corp., aka Coastal Fisheries Development Co., aka Coastal Fisheries Development

C.P. Vietnam Corporation, aka C.P. Vietnam Livestock Corporation, aka C.P. Vietnam Livestock Company Limited, aka C.P. Vietnam

Cuu Long Seaproducts Company, aka Cuu Long Seaproducts Limited, aka Cuulong Seapro, aka Cuu Long Seapro

Danang Seaproducts Import Export Corporation, aka Danang Sea Products Import Export Corporation, aka Tho Quang Seafood Processing & Export Company, aka Tho Quang Seafood Processing and Export Company, aka Tho Quang, aka Tho Quang Co., aka Seaprodex Danang

Hai Viet Corporation

Investment Commerce Fisheries Corporation, aka Investment Commerce Fisheries Corp., aka Investment Commerce Fisheries, aka Incomfish, aka Incomfish Corp., aka Incomfish Corporation

Kim Anh Company Limited, aka Kim Anh Co, Ltd.

Minh Hai Export Frozen Seafood Processing Joint-Stock Company, aka Minh Hai Jostoco

Minh Hai Joint-Stock Seafoods Processing Company, aka Seaprodex Minh Hai, aka Sea Minh Hai, aka Seaprodex Min Hai, aka Seaprodex Minh Hai-Factory No. 78, aka Seaprodex Minh Hai (Minh Hai Joint Stock Seafoods Processing Co.), aka Seaprodex Minh Hai Workshop 1, aka Seaprodex Minh Hai Factory No. 69

Minh Phu Group, consisting of Minh Phu Seafood Corp., aka Minh Phu Seafood Corporation, aka Minh Phu Seafood Pte, aka Minh Phu Hau Giang Seafood Co., Ltd., aka Minh Phu-Hau Giang Seafood Processing Co., Ltd., aka Minh Phu-Hau Giang Seafood Processing Corporation, aka Minh Phat Seafood Co., Ltd., aka Minh Qui Seafood Co., Ltd.

Nha Trang Fisheries Joint Stock Company, aka Nha Trang Fisco, aka Nhatrang Fisheries Joint Stock Company, aka Nhatrang Fisco, aka Nha Trang Fisheries, Joint Stock

Nha Trang Seaproducts Company, aka Nha Trang Seafoods, aka NT Seafoods Corporation, aka NT Seafoods, aka Nha Trang Seafoods-F.89 Joint Stock Company, aka Nha Trang Seafoods-F.89, aka NTSF Seafoods Joint Stock Company, aka NTSF Seafoods

Phu Cuong Jostoco Seafood Corporation, aka Phu Cuong Seafood Processing and Import-Export Co., Ltd., aka Phu Cuong Seafood Processing and Import Export Company Limited, aka Phu Cuong Jostoco Seafood Corp.

Phuong Nam Foodstuff Corp., aka Phuong Nam Co., Ltd.

Quoc Viet Seaproducts Processing Trading and Import-Export Co., Ltd.

Sao Ta Foods Joint Stock Company, aka Fimex VN, aka Sao Ta Seafood Factory, aka Saota Seafood Factory

Soc Trang Seafood Joint Stock Company, aka Stapimex, aka Soc Trang Aquatic Products and General Import Export Company, aka Soc Trang Aquatic Products and General Import Export Company ("Stapimex"), aka Stapmex

Thuan Phuoc Seafoods and Trading Corporation, aka Thuan Phuoc Corp., aka Frozen Seafoods

Factory No. 32, aka Seafoods and Foodstuff Factory, aka Seafoods and Foodstuff Factory Vietnam, aka My Son Seafoods Factory

Thong Thuan Company Limited, aka Cong Ty Tnhh Thong Thuan

UTXI Aquatic Products Processing Corporation, aka UT XI Aquatic Products Processing Corporation, aka UTXI AquaticProducts Processing Company, aka UT XI Aquatic Products Processing Company, aka UTXI Co. Ltd., aka UTXI, aka UTXICO, aka Hoang Phuong Seafood Factory, aka Hoang Phong Seafood Factory

Viet Foods Co., Ltd., aka Nam Hai Foodstuff and Export Company Ltd.

Viet I-Mei Frozen Foods Co., Ltd.

Vietnam Clean Seafood Corporation, aka Vina Cleanfood

6. 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.

7. 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.

8. If there are any questions by the importing public regarding this message, please contact the
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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:RJP.)

9. 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