

MESSAGE NO: 5002303 MESSAGE DATE: 01/02/2015
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: FIN-Final Determination PUBLIC NON-PUBLIC
SUB-TYPE: AFF-Affirmative
FR CITE: 79 FR 76970 FR CITE DATE: 12/23/2014

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-010

EFFECTIVE DATE: 12/23/2014 COURT CASE #:
PERIOD OF REVIEW: 04/01/2013 TO 09/30/2013
PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: Notice of final determination in the antidumping duty investigation of certain crystalline silicon photovoltaic products from the People's Republic of China (A-570-010)

1. On 12/23/2014, Commerce published in the Federal Register (79 FR 76970) its final determination of sales at less than fair value in the antidumping duty investigation of certain crystalline silicon photovoltaic products from the People's Republic of China ("PRC").
2. The merchandise covered by this investigation is modules, laminates and/or panels consisting of crystalline silicon photovoltaic cells, whether or not partially or fully assembled into other products, including building integrated materials. For purposes of this investigation, subject merchandise includes modules, laminates and/or panels assembled in the PRC consisting of crystalline silicon photovoltaic cells produced in a customs territory other than the PRC. Subject merchandise includes modules, laminates and/or panels assembled in the PRC consisting of crystalline silicon photovoltaic cells of thickness equal to or greater than 20 micrometers, having a p/n junction formed by any means, whether or not the cell has undergone other processing, including, but not limited to, cleaning, etching, coating, and/or addition of materials (including, but not limited to, metallization and conductor patterns) to collect and forward the electricity that is generated by the cell.

Excluded from the scope of this investigation are thin film photovoltaic products produced from amorphous silicon (a-Si), cadmium telluride (CdTe), or copper indium gallium selenide (CIGS). Also excluded from the scope of this investigation are modules, laminates and/or panels assembled in the PRC, consisting of crystalline silicon photovoltaic cells, not exceeding 10,000mm² in surface area, that are permanently integrated into a consumer good whose function is other than power generation and that consumes the electricity generated by the integrated crystalline silicon photovoltaic cells. Where more than one module, laminate and/or panel is permanently integrated into a consumer good, the surface area for purposes of this exclusion shall be the total combined surface area of all modules, laminates and/or panels that are integrated into the consumer good. Further, also excluded from the scope of this investigation are any products covered by the existing antidumping and countervailing duty orders on crystalline silicon photovoltaic cells, whether or not assembled into modules, laminates and/or panels, from the PRC. See Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled Into Modules, From

the People's Republic of China: Amended Final Determination of Sales at Less Than Fair Value, and Antidumping Duty Order, 77 FR 73018 (December 7, 2012); Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled Into Modules, From the People's Republic of China: Countervailing Duty Order, 77 FR 73017 (December 7, 2012).

Merchandise covered by this investigation is currently classified in the Harmonized Tariff Schedule of the United States (HTSUS) under subheadings 8501.61.0000, 8507.20.8030, 8507.20.8040, 8507.20.8060, 8507.20.8090, 8541.40.6020, 8541.40.6030 and 8501.31.8000. These HTSUS subheadings are provided for convenience and customs purposes; the written description of the scope of this investigation is dispositive.

3. This investigation has been assigned investigation number A-570-010.

4. For imports of certain crystalline silicon photovoltaic products from the PRC, CBP shall suspend liquidation of such shipments entered, or withdrawn from warehouse, for consumption on or after 12/23/2014.

5. Effective 12/23/2014, CBP shall require, for entries of certain crystalline silicon photovoltaic products from the PRC from the exporter/producer combinations listed below, a cash deposit equal to the antidumping duty cash deposit(s) shown below:

Exporter: PRC-Wide Entity

Case number: A-570-010-000

Cash deposit rate: 165.04%

Exporter: Changzhou Trina Solar Energy Co., Ltd./Trina Solar (Changzhou) Science & Technology Co., Ltd.

Producer: Changzhou Trina Solar Energy Co., Ltd./Trina Solar (Changzhou) Science & Technology Co., Ltd.

Case number: A-570-010-001

Cash deposit rate: 26.71%

Exporter: Renesola Jiangsu Ltd./Renesola Zhejiang Ltd./Jinko Solar Co. Ltd./Jinko Solar Import and Export Co., Ltd.

Producer: Renesola Jiangsu Ltd./Jinko Solar Co. Ltd.

Case number: A-570-010-002

Cash deposit rate: 78.42%

Exporter: Anji DaSol Solar Energy Science & Technology Co., Ltd.

Producer: Anji DaSol Solar Energy Science & Technology Co., Ltd.

Case number: A-570-010-003

Cash deposit rate: 52.13%

Exporter: Asun Energy Co., Ltd. (a/k/a Suzhou Asun Energy Co., Ltd.)

Producer: Asun Energy Co., Ltd. (a/k/a Suzhou Asun Energy Co., Ltd.)

Case number: A-570-010-004

Cash deposit rate: 52.13%

Exporter: Baoding Tianwei Yingli New Energy Resources Co., Ltd

Producer: Baoding Tianwei Yingli New Energy Resources Co., Ltd., Yingli Energy (China) Co., Ltd. and Lixian Yingli New Energy Co., Ltd

Case number: A-570-010-005

Cash deposit rate: 52.13%

Exporter: BYD (Shangluo) Industrial Co., Ltd.

Producer: BYD (Shangluo) Industrial Co., Ltd.

Case number: A-570-010-006

Cash deposit rate: 52.13%

Exporter: Canadian Solar International Limited

Producer: Canadian Solar Manufacturing (Luoyang) Inc., Canadian Solar Manufacturing (Changshu), Inc.

Case number: A-570-010-007

Cash deposit rate: 52.13%

Exporter: Canadian Solar Manufacturing (Changshu), Inc.

Producer: Canadian Solar Manufacturing (Changshu), Inc.

Case number: A-570-010-008

Cash deposit rate: 52.13%

Exporter: Canadian Solar Manufacturing (Luoyang) Inc.

Producer: Canadian Solar Manufacturing (Luoyang) Inc.

Case number: A-570-010-009

Cash deposit rate: 52.13%

Exporter: CEEG Nanjing Renewable Energy Co., Ltd.

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Producer: CEEG Nanjing Renewable Energy Co., Ltd.

Case number: A-570-010-010

Cash deposit rate: 52.13%

Exporter: Changzhou Almaden Co., Ltd.

Producer: Changzhou Almaden Co., Ltd.

Case number: A-570-010-011

Cash deposit rate: 52.13%

Exporter: Chint Solar (Zhejiang) Co., Ltd.

Producer: Chint Solar (Zhejiang) Co., Ltd.

Case number: A-570-010-012

Cash deposit rate: 52.13%

Exporter: ET Solar Industry Limited

Producer: ET Solar Industry Limited

Case number: A-570-010-013

Cash deposit rate: 52.13%

Exporter: Hainan Yingli New Energy Resources Co. Ltd

Producer: Hainan Yingli New Energy Resources Co. Ltd

Case number: A-570-010-014

Cash deposit rate: 52.13%

Exporter: Hangzhou Zhejiang University Sunny Energy Science and Technology Co., Ltd.

Producer: Hangzhou Zhejiang University Sunny Energy Science and Technology Co., Ltd.

Case number: A-570-010-015

Cash deposit rate: 52.13%

Exporter: Hanwha SolarOne (Qidong) Co., Ltd.

Producer: Hanwha SolarOne (Qidong) Co., Ltd.

Case number: A-570-010-016

Cash deposit rate: 52.13%

Exporter: Hanwha SolarOne Hong Kong Limited

Producer: Hanwha SolarOne (Qidong) Co., Ltd.

Case number: A-570-010-017

Cash deposit rate: 52.13%

Exporter: Hefei JA Solar Technology Co., Ltd.
Producer: Hefei JA Solar Technology Co., Ltd.
Case number: A-570-010-018
Cash deposit rate: 52.13%

Exporter: Hengdian Group DMEGC Magnetics Co., Ltd
Producer: Hengdian Group DMEGC Magnetics Co., Ltd
Case number: A-570-010-019
Cash deposit rate: 52.13%

Exporter: Hengshui Yingli New Energy Resources Company Limited
Producer: Hengshui Yingli New Energy Resources Company Limited
Case number: A-570-010-020
Cash deposit rate: 52.13%

Exporter: Jiangyin Hareon Power Co., Ltd.
Producer: Jiangyin Xinhui Solar Co., Ltd.; Altusvia Energy Taicang Co., Ltd.; Hareon Solar
Technology Co., Ltd.
Case number: A-570-010-021
Cash deposit rate: 52.13%

Exporter: Jiawei Solarchina Co., Ltd.
Producer: Jiawei Solarchina (Shenzhen) Co., Ltd.
Case number: A-570-010-022
Cash deposit rate: 52.13%

Exporter: Jiawei Technology (HK) Ltd.
Producer: Shenzhen Jiawei Photovoltaic Lighting Co. Ltd.
Case number: A-570-010-023
Cash deposit rate: 52.13%

Exporter: LDK Solar Hi-Tech (Nanchang) Co., Ltd.
Producer: LDK Solar Hi-Tech (Nanchang) Co., Ltd.
Case number: A-570-010-024
Cash deposit rate: 52.13%

Exporter: Lixian Yingli New Energy Company Ltd.

Producer: Lixian Yingli New Energy Company Ltd.

Case number: A-570-010-025

Cash deposit rate: 52.13%

Exporter: MOTECH (Suzhou) Renewable Energy Co., Ltd

Producer: MOTECH (Suzhou) Renewable Energy Co., Ltd

Case number: A-570-010-026

Cash deposit rate: 52.13%

Exporter: Ningbo Qixin Solar Electrical Appliance Co., Ltd.

Producer: Ningbo Qixin Solar Electrical Appliance Co., Ltd.

Case number: A-570-010-027

Cash deposit rate: 52.13%

Exporter: Perlight Solar Co., Ltd.

Producer: Perlight Solar Co., Ltd.

Case number: A-570-010-028

Cash deposit rate: 52.13%

Exporter: Risen Energy Co., Ltd.

Producer: Risen Energy Co., Ltd.

Case number: A-570-010-029

Cash deposit rate: 52.13%

Exporter: Shanghai JA Solar Technology Co., Ltd.

Producer: Shanghai JA Solar Technology Co., Ltd.

Case number: A-570-010-030

Cash deposit rate: 52.13%

Exporter: Shanghai Solar Energy Science & Technology Co., Ltd.

Producer: Lianyungang Shenzhou New Energy Co., Ltd.

Case number: A-570-010-031

Cash deposit rate: 52.13%

Exporter: Shenzhen Jiawei Photovoltaic Lighting Co. Ltd.

Producer: Shenzhen Jiawei Photovoltaic Lighting Co. Ltd.

Case number: A-570-010-032

Cash deposit rate: 52.13%

Exporter: Shenzhen Sungold Solar Co., Ltd.
Producer: Shenzhen Sungold Solar Co., Ltd.
Case number: A-570-010-033
Cash deposit rate: 52.13%

Exporter: Shenzhen Topray Solar Co., Ltd.
Producer: Shenzhen Topray Solar Co., Ltd.
Case number: A-570-010-034
Cash deposit rate: 52.13%

Exporter: Sun Earth Solar Power Co., Ltd.
Producer: Sun Earth Solar Power Co., Ltd.
Case number: A-570-010-035
Cash deposit rate: 52.13%

Exporter: Sunny Apex Development Ltd.
Producer: Shenzhen Jiawei Photovoltaic Lighting Co. Ltd., Wuhan FYY Technology Co., Ltd.
Case number: A-570-010-036
Cash deposit rate: 52.13%

Exporter: SunPower Systems SARL
Producer: SunEnergy (S.Z.) Co., Ltd.
Case number: A-570-010-037
Cash deposit rate: 52.13%

Exporter: tenKsolar (Shanghai) Co., Ltd.
Producer: tenKsolar (Shanghai) Co., Ltd.
Case number: A-570-010-045
Cash deposit rate: 52.13%

Exporter: Upsolar Global Co., Ltd. and including Upsolar Group, Co., Ltd.
Producer: Shandong Dahai Group Co. Ltd.
Case number: A-570-010-038
Cash deposit rate: 52.13%

Exporter: Wanxiang Import & Export Co., Ltd.
Producer: Zhejiang Wanxiang Solar Co., Ltd.

Case number: A-570-010-039

Cash deposit rate: 52.13%

Exporter: Wuhan FYY Technology Co., Ltd.

Producer: Wuhan FYY Technology Co., Ltd.

Case number: A-570-010-040

Cash deposit rate: 52.13%

Exporter: Wuxi Suntech Power Co., Ltd.

Producer: Wuxi Suntech Power Co., Ltd.

Case number: A-570-010-041

Cash deposit rate: 52.13%

Exporter: Yingli Energy (China) Company Limited

Producer: Yingli Energy (China) Company Limited, Baoding Tianwei Yingli New Energy Resources Co., Ltd. and Lixian Yingli New Energy Co., Ltd

Case number: A-570-010-042

Cash deposit rate: 52.13%

Exporter: Yingli Green Energy International Trading Limited

Producer: Yingli Energy (China) Company Limited, Baoding Tianwei Yingli New Energy Resources Co., Ltd., and Hainan Yingli New Energy Resources Co., Ltd.

Case number: A-570-010-043

Cash deposit rate: 52.13%

Exporter: Zhongli Talesun Solar Co., Ltd.

Producer: Zhongli Talesun Solar Co., Ltd.

Case number: A-570-010-044

Cash deposit rate: 52.13%

6. For all other entries of product from country, the following cash deposit/bonding instructions apply:

A. For all PRC exporters of certain crystalline silicon photovoltaic products from the PRC which have not received their own rate, the cash deposit will be the PRC-wide rate.

B. For all non-PRC exporters of certain crystalline silicon photovoltaic products from the PRC which have not received their own rate, the cash deposit rate will be the rate applicable to the

exporter/producer combinations that supplied that non-PRC exporter.

7. In message number 4220303, dated 08/08/2014, the Department announced that the importer and PRC exporter of those solar modules covered by this investigation are required to certify the claim and maintain documentation supporting the certifications. However, the Department is revoking the importer and exporter certification requirements. Importers and PRC exporters will not be required to maintain the certifications for merchandise entered, or withdrawn from warehouse, for consumption on or after 07/31/2014, the effective date of message number 4220303. The revocation of the certification requirements previously established in this investigation does not change or rescind the certification requirements established in connection with the existing AD order on crystalline silicon photovoltaic cells, whether or not assembled into modules, from the PRC. See Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled Into Modules, From the People's Republic of China: Amended Final Determination of Sales at Less Than Fair Value, and Antidumping Duty Order, 77 FR 73018 (December 7, 2012).

8. 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 OIV: TEM)

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