

MESSAGE NO: 2213306 MESSAGE DATE: 07/31/2012
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: ALI-Auto Liquidation

FR CITE: 77 FR 40565 FR CITE DATE: 07/10/2012

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-937

EFFECTIVE DATE: 07/10/2012 COURT CASE #:

PERIOD OF REVIEW: 05/01/2011 TO 04/30/2012

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 07/10/2012

TO: { Directors Of Field Operations, Port Directors }

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

RE: Non-review liquidation instruction for citric acid and certain citrate salts from the People's Republic of China for the period 05/01/2011 through 04/30/2012 (A-570-937)

1. Commerce does not automatically conduct administrative reviews of antidumping duty orders. Instead, reviews must be requested pursuant to section 751(a)(1) of the Tariff Act of 1930, as amended, and in accordance with 19 CFR 351.213.

2. Commerce will not revise the assessment rates for firms with a Non-Market Economy separate rate for which an antidumping administrative review was not requested for this period. The firms listed below have a Non-Market Economy separate rate and are not subject to the review for the period 05/01/2011 through 04/30/2012. Therefore, in accordance with 19 CFR 351.212(c), you are to assess antidumping duties on merchandise entered, or withdrawn from warehouse, for consumption for the firms listed below at the cash-deposit or bonding rate in effect at the time of entry.

Product: Citric acid and certain citrate salts

Country: The People's Republic of China

Case number: A-570-937

Period: 05/01/2011 through 04/30/2012

Liquidate all entries for the following firms:

Exporter: TTCA Co., Ltd., (a.k.a. Shandong TTCA Biochemistry Co., Ltd.)

Producer: TTCA Co., Ltd., (a.k.a. Shandong TTCA Biochemistry Co., Ltd.)

Case Number: A-570-937-001

Exporter: Anhui BBCA Biochemical Co., Ltd.

Producer: Anhui BBCA Biochemical Co., Ltd.

Case Number: A-570-937-003

Exporter: Anhui BBCA Biochemical Co., Ltd.

Producer: China BBCA Maanshan Biochemical Corp.

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Case Number: A-570-937-004

Exporter: A.H.A. International Co., Ltd.

Producer: Yixing Union Biochemical Co., Ltd.

Case Number: A-570-937-005

Exporter: A.H.A. International Co., Ltd.

Producer: Nantong Feiyu Fine Chemical Co., Ltd.

Case Number: A-570-937-006

Exporter: High Hope International Group Jiangsu Native Produce Imp & Exp Co., Ltd.

Producer: Yixing Union Biochemical Co., Ltd.

Case Number: A-570-937-007

Exporter: Huangshi Xinghua Biochemical Co., Ltd.

Producer: Huangshi Xinghua Biochemical Co., Ltd.

Case Number: A-570-937-008

Exporter: Lianyungang JF International Trade Co., Ltd

Producer: TTCA Co., Ltd., (a.k.a. Shandong TTCA Biochemistry Co., Ltd.)

Case Number: A-570-937-009

Exporter: Laiwu Taihe Biochemistry Co., Ltd.

Producer: Laiwu Taihe Biochemistry Co., Ltd.

Case Number: A-570-937-010

Exporter: Lianyungang Shuren Scientific Creation Import & Export Co., Ltd.

Producer: Lianyungang Great Chemical Industry Co., Ltd.

Case Number: A-570-937-011

Exporter: Penglai Marine Bio-Tech Co. Ltd.

Producer: Penglai Marine Bio-Tech Co. Ltd.

Case Number: A-570-937-012

Exporter: Shihezi City Changyun Biochemical Co., Ltd.

Producer: Shihezi City Changyun Biochemical Co., Ltd.

Case Number: A-570-937-016

Exporter: Weifang Ensign Industry Co., Ltd.

Producer: Weifang Ensign Industry Co., Ltd.

Case Number: A-570-937-017

3. There are no injunctions applicable to the entries covered by this instruction.

4. Entries of merchandise of firms not listed in paragraph 2 should not be liquidated until the issuance of specific instructions after completion of the administrative review for the period 05/01/2011 through 04/30/2012. Continue to suspend liquidation of all entries of merchandise that were exported by firms not listed in paragraph 2 and entered, or withdrawn from warehouse, for consumption during this period.

5. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 2 occurred with the publication of the notice of initiation of administrative review for the 05/2012 anniversary month (77 FR 40565, 07/10/2012). Unless instructed otherwise, for all other shipments of citric acid and certain citrate salts 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.

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 and/or countervailing duties, CBP shall double the antidumping duty and/or increase the antidumping duty by the amount of the countervailing 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 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 O4:KH.)

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