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MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: ADRV-Administrative Review

FR CITE: 80 FR 32355 FR CITE DATE: 06/08/2015

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-851

EFFECTIVE DATE: 06/08/2015 COURT CASE #:

PERIOD OF REVIEW: 02/01/2013 TO 01/31/2014

PERIOD COVERED: 02/01/2013 TO 01/31/2014

Notice of Lifting of Suspension Date: 06/08/2015

TO: { Directors Of Field Operations, Port Directors }

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

RE: Liquidation instructions for certain preserved mushrooms from the People's Republic of China exported by the PRC-wide entity for the period 02/01/2013 through 01/31/2014 (A-570-851)

1. For all shipments of certain preserved mushrooms from the People's Republic of China (PRC) exported by the PRC-wide entity (A-571-851-000), entered, or withdrawn from warehouse, for consumption during the period 02/01/2013 through 01/31/2014 assess an antidumping liability equal to 308.33 percent of entered value of subject merchandise. The following companies are considered part of the PRC-wide entity:

Exporter: China National Cereals, Oils & Foodstuffs Import & Export Corp.

Exporter: China Processed Food Import & Export Co.

Exporter: Dalian J&N Foods Co., Ltd.

Exporter: Fujian Dongshan Changlong Trade Co., Ltd.

Exporter: Fujian Haishan Foods Co., Ltd.

Exporter: Fujian Pinghe Baofeng Canned Foods

Exporter: Fujian Tongfa Foods Group Co., Ltd.

Exporter: Fujian Yuxing Fruits and Vegetables Foodstuffs Development Co., Ltd.

Exporter: Fujian Zishan Group Co., Ltd.

Exporter: Fuzhou Sunshine Imp. & Exp. Co., Ltd.

Exporter: Guangxi Eastwing Trading Co., Ltd.

Exporter: Inter-Foods (Dongshan) Co., Ltd.

Exporter: Longhai Guangfa Food Co., Ltd.

Exporter: Longhai Jiasheng Food Co., Ltd.

Exporter: Primera Harvest (Xiangfan) Co., Ltd.

Exporter: Qingdao Canned Foods Co., Ltd.

Exporter: Shandong Fengyu Edible Fungus Corporation Ltd.

Exporter: Shandong Yinfeng Rare Fungus Corporation, Ltd.

Exporter: Synehon (Xiamen) Trading Co., Ltd.

Exporter: Sun Wave Trading Co., Ltd.

Exporter: Xiamen Carre Food Co., Ltd.

Exporter: Xiamen Choice Harvest Imp.

Exporter: Xiamen Greenland Import & Export Co., Ltd.

Exporter: Xiamen Gulong Import & Export Co., Ltd.
Exporter: Xiamen Gulong Import Export Co. Ltd.
Exporter: Xiamen Jiahua Import & Export Trading Co., Ltd.
Exporter: Xiamen Longhuai Import & Export Co., Ltd.
Exporter: Xiamen Sungiven Import & Export Co., Ltd.
Exporter: Xiamen Yubang Import Export Trading Co. Ltd.
Exporter: Zhangzhou Lixing Imp. & Exp. Trade Co., Ltd.
Exporter: Zhangzhou Long Mountain Foods Co., Ltd.
Exporter: Zhangzhou Tan Co., Ltd.
Exporter: Zhangzhou Tianbaolong Food Co., Ltd.
Exporter: Zhangzhou Yuxing Imp. & Exp. Trading Co., Ltd.
Exporter: Zhangzhou Xiangcheng Rainbow & Greenland Food Co., Ltd.

2. In Commerce's final results, 80 FR 32355, 06/08/2015, Commerce determined that the following exporters are no longer eligible for a separate rate and are also considered part of the PRC-wide entity:

Exporter: Fujian Golden Banyan Foodstuffs Industrial Co., Ltd,

Exporter: Golden Banyan Foodstuffs Co., Ltd.

Exporter: Guangxi Hengyong Industrial & Commercial Dev. Ltd.

Exporter: Guangxi Jisheng Foods, Inc.

Exporter: Zhangzhou Golden Banyan Foodstuffs Industrial Co., Ltd

Exporter: Zhangzhou Tongfa Foods Industry Co., Ltd.

Therefore, CBP shall liquidate entries of certain preserved mushrooms from the People's Republic of China which were exported by the firms listed above in this paragraph and entered, or withdrawn from warehouse, for consumption during the period 02/01/2013 through 01/31/2014 in accordance with the instructions in paragraph 1 above for the PRC-wide entity. Entries of such merchandise may have entered under the following case numbers:

A-570-851-000

A-570-851-046

A-570-851-049

A-570-851-052

A-570-851-055

3. In previous reviews the Department determined that the firms referenced below in this paragraph were not eligible for a separate rate and were considered part of the PRC wide entity. However, entries may have continued to enter under the case numbers below during the period 02/01/2013 through 01/31/2014.

Therefore, entries of certain preserved mushrooms from the People's Republic of China listed below, entered, or withdrawn from warehouse for consumption during the period 02/01/2013 through 01/31/2014 should be liquidated in accordance with the assessment instructions listed in paragraph 1 above for the PRC-wide entity.

Exporter: Shandong Jiufa Edible Fungus Corporation, Ltd.

Case Number: A-570-851-036 or A-570-851-000

Exporter: Ayecue (Liaocheng) Foodstuff Co., Ltd.

Case Number: A-570-851-051 or A-570-851-000

Exporter: Zhejiang Iceman Group Co., Ltd.

Case Number: A-570-851-053 or A-570-851-000

Exporter: Zhejiang Iceman Food Co., Ltd.

Case Number: A-570-851-053 or A-570-851-000

Exporter: Blue Field (Sichuan) Food Industrial Co., Ltd.

Case Number: A-570-851-054

Exporter: Dujiangyan Xingda Foodstuff Co., Ltd.

Case Number: A-570-851-057 or A-570-851-000

4. The notice of lifting of suspension of liquidation for entries of subject merchandise covered by paragraphs 1, 2, and 3 occurred with the publication of the final results of administrative review (80 FR 32355, 06/08/2015). Unless instructed otherwise, for all other shipments of certain preserved mushrooms from the People's Republic of China, you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current cash deposit rates or per-unit amounts.

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

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 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 OVIMJH.)

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