

MESSAGE NO: 5191303 MESSAGE DATE: 07/10/2015
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: CTDIS-Court ORD Dissolved

FR CITE: FR CITE DATE:

REFERENCE 1258303, 1264301, 1279304
MESSAGE #
(s):

CASE #(s): A-570-890

EFFECTIVE DATE: 07/09/2015 COURT CASE #: 11-00325

PERIOD OF REVIEW: 01/01/2009 TO 12/31/2009

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 07/10/2015

TO: { Directors Of Field Operations, Port Directors }

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

RE: Liquidation instructions for wooden bedroom furniture from the People's Republic of China exported multiple companies for the period 01/01/2009 through 12/31/2009 (A-570-890)

1. On April 21, 2015, in the case of Home Meridian Int'l, Inc. v. United States (11-00325), the U.S. Court of International Trade affirmed Commerce's remand redetermination in the fifth administrative review of wooden bedroom furniture. As a result, the following injunctions which enjoin the liquidation of entries which are subject to the antidumping duty order on wooden bedroom furniture from the People's Republic of China ("PRC") for the period of 01/01/2009 through 12/31/2009, dissolved on June 23, 2015: message 1245309, as amended by message 1279304, for subject merchandise exported by Dalian Huafeng Furniture Group Co., Ltd., or its predecessor company, Dalian Huafeng Furniture Co., Ltd.; message 1258303 for subject merchandise exported by Nanhai Baiyi Woodwork Co., Ltd.; and message 1245301, as amended by message 1264301, for subject merchandise exported by Great Rich (HK) Enterprises Co., Ltd. or Dongguan Liaobushangdun Huada Furniture Factory.

2. For all shipments of wooden bedroom furniture from the PRC exported by the companies listed above, entered, or withdrawn from warehouse, for consumption during the period 01/01/2009 through 12/31/2009, assess an antidumping liability equal to the percentages listed below of the entered value:

Exporter: Dalian Huafeng Furniture Group Co., Ltd., or its predecessor company, Dalian Huafeng Furniture Co., Ltd.

Case number: A-570-890-011

Final Rate: 45.83%

Exporter: Great Rich (HK) Enterprises Co., Ltd. or Dongguan Liaobushangdun Huada Furniture Factory

Case number: A-570-890-112

Final Rate: 45.83%

Exporter: Nanhai Baiyi Woodwork Co., Ltd.

Case number: A-570-890-118

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Final Rate: 45.83%

3. These instructions constitute notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 2. Accordingly, notice of the lifting of suspension occurred on the message date of these instructions. Unless instructed otherwise, for all other shipments of wooden bedroom furniture 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.
4. There are no injunctions applicable to the entries covered by this instruction.
5. 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.
6. 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 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.
7. 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:PO.)
8. 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