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TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: ADRV-Administrative Review

FR CITE: 80 FR 40998 FR CITE DATE: 07/14/2015

REFERENCE MESSAGE #
(s): 2363309

CASE #(s): A-570-979

EFFECTIVE DATE: 07/14/2015 COURT CASE #:

PERIOD OF REVIEW: 05/25/2012 TO 11/30/2013

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 07/14/2015

TO: { Directors Of Field Operations, Port Directors }

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

RE: Liquidation instructions for solar cells, whether or not assembled into modules from the PRC exported by the PRC-wide entity for the period 05/25/2012 through 11/30/2013 (A-570-979)

1. For all shipments of crystalline silicon photovoltaic cells, whether or not assembled into modules from the People's Republic of China ("PRC") exported by the PRC-wide entity (A-570-979-000) entered, or withdrawn from warehouse, for consumption during the period 05/25/2012 through 11/30/2013, assess an antidumping liability equal to 238.95 percent of the entered value of subject merchandise, except if paragraph 2 is applicable.

2. If a bond or cash deposit was collected as security for an estimated antidumping duty for any shipment of product that was entered, or withdrawn from warehouse, for consumption during the period 5/25/2012 through 11/20/2012, assess an antidumping liability equal to 238.95 percent of the entered value or equal to the amount of the bond or cash deposit, whichever is less.

3. Entries for the period 11/21/2012 through 12/05/2012, should be liquidated via message 2363309, dated 12/28/2012.

4. In Commerce's final results (80 FR 40998, 07/14/2015), Commerce determined that the following exporters are no longer eligible for a separate rate and are considered part of the PRC-wide entity:

Exporter: Changzhou NESL Solartech Co., Ltd.

Exporter: CSG PVTech Co., Ltd.

Exporter: ERA Solar Co., Ltd.

Exporter: Innovosolar

Exporter: Jiangsu Sunlink PV Technology Co., Ltd.

Exporter: Jiawei Solarchina Co., Ltd.

Exporter: Jinko Solar Co., Ltd.

Exporter: LDK Solar Hi-tech (Suzhou) Co., Ltd.

Exporter: Leye Photovoltaic Science Tech.

Exporter: Magi Solar Technology

Exporter: Ningbo ETDZ Holdings, Ltd.

Exporter: ReneSola

Exporter: Shanghai Machinery Complete Equipment (Group) Corp., Ltd.

Exporter: Shenglong PV-Tech

Exporter: Solarbest Energy-Tech (Zhejiang) Co., Ltd.

Exporter: Suzhou Shenglong PV-TECH Co., Ltd.

Exporter: Zhejiang Shuqimeng Photovoltaic Technology Co., Ltd.

Exporter: Zhejiang Xinshun Guangfu Science and Technology Co., Ltd.

Exporter: Zhejiang ZG-Cells Co., Ltd.

Exporter: Zhiheng Solar Inc.

Exporter: LDK Hi-Tech (Nanchang Co., Ltd.

Therefore, with the exception of certain subject merchandise exported by ERA Solar Co., Ltd. (see paragraph 7 below) entries of crystalline silicon photovoltaic cells, whether or not assembled into modules from the PRC exported by the firms listed in this paragraph and entered, or withdrawn from warehouse, for consumption during the period 05/25/2012 through 11/30/2013 should be liquidated in accordance with the instructions provided in paragraphs 1 and 2 above for the PRC-wide entity. Entries of such merchandise may have entered under the following case numbers:

A-570-979-018

A-570-979-022

A-570-979-024

A-570-979-027

A-570-979-040

A-570-979-044

A-570-979-051

A-570-979-057

A-570-979-067

A-570-979-074

5. In addition, the following exporters were part of the PRC-wide entity during the period 05/25/2012 through 11/30/2013. Therefore, CBP shall liquidate entries of crystalline silicon photovoltaic cells, whether or not assembled into modules from the PRC exported by the following firms and entered, or withdrawn from warehouse, for consumption during the period 05/25/2012 through 11/30/2013 in accordance with the instructions in paragraphs 1 and 2 above for the PRC-wide entity. Entries of such merchandise may have entered under case number A-570-979-000 or under other case numbers as identified below:

Exporter: Aiko Solar
Exporter: Amplesun Solar
Exporter: Beijing Hope Industry
Exporter: Best Solar Hi-tech
Exporter: China Sunergy
Exporter: Chinalight Solar
Exporter: Dai Hwa Industrial
Exporter: EGing
Exporter: ENN Solar Energy
Exporter: General Solar Power
Exporter: Golden Partner Development
Exporter: Goldpoly (Quanzhou)
Exporter: Hairun Photovoltaics Technology Co., Ltd.
Exporter: Hareon Solar Technology
Exporter: HC Solar Power Co., Ltd.
Exporter: Jia Yi Energy Technology
Exporter: Jiangxi Green Power Co. Ltd.
Exporter: Jiasheng Photovoltaic Tech
Exporter: Jiawei Solar Holding
Exporter: Jiutai Energy
Exporter: Linuo Photovoltaic
Exporter: Perfectenergy
Exporter: Polar Photovoltaics
Exporter: Qiangsheng (QS Solar)
Exporter: QXPV (Ningbo Qixin Solar Electrical Appliance Co., Ltd)
Exporter: Refine Solar
Exporter: Risun Solar (JiangXi Ruijing Solar Power Co., Ltd)
Exporter: Sanjing Silicon
Exporter: Shanghai Chaori Solar Energy
Exporter: Shangpin Solar
Exporter: Shanshan Ulica
Exporter: Shenzhen Global Solar Energy Tech
Exporter: Shuqimeng Energy Tech
Exporter: Skybasesolar
Exporter: Solargiga Energy Holdings Ltd.
Exporter: Sunflower
Exporter: Sunlink PV
Exporter: Sunvim Solar Technology

Exporter: Tainergy Tech

Exporter: Tianjin Jinneng Solar Cell

Exporter: Topray

Exporter: Topsolar

Exporter: Trony

Exporter: Weihai China Glass Solar

Exporter: Wuxi Sunshine Power Co., Ltd.

Case Numbers: A-570-979-002; A-570-979-003; A-570-979-004; A-570-979-005

Exporter: Wuxi University Science Park International Incubator Co., Ltd.

Exporter: Yunnan Tianda

Exporter: Yunnan Zhuoye Energy

Exporter: Zhejiang Leye Photovoltaic Science & Technology Co., Ltd.

Exporter: Zhejiang Top Point Photovoltaic Co., Ltd.

Exporter: Zhejiang Wanxiang Solar Co, Ltd.

Exporter: Zhenjiang Huantai Silicon Science & Technology Co., Ltd.

6. The notice of the lifting of suspension of liquidation for entries of subject merchandise covered by paragraphs 1 and 2 occurred with the publication of the final results of administrative review (80 FR 40998, 07/14/2015). Unless instructed otherwise, for all other shipments of crystalline silicon photovoltaic cells, whether or not assembled into modules, from the PRC, you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current cash deposit rates or per-unit amounts.

7. The injunction with court number 15-00196 in message number 5201303, dated 07/20/2015, as corrected by message number 5205301, dated 07/24/2015, is applicable to the entries exported by ERA Solar Co., Ltd. and imported by Goal Zero, LLC that were entered, or withdrawn from warehouse, for consumption during the period 05/25/2012 through 11/30/2013. Accordingly, until further notice continue to suspend liquidation of these entries until liquidation instructions are issued.

8. 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.

9. 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 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.

10. 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 O4:DJ.)

11. 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