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MESSAGE STATUS: Active CATEGORY: Antidumping
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FR CITE: 80 FR 69193 FR CITE DATE: 11/09/2015

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-848

EFFECTIVE DATE: 11/09/2015 COURT CASE #:

PERIOD OF REVIEW: 09/01/2014 TO 08/31/2015

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 11/09/2015

TO: { Directors Of Field Operations, Port Directors }

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

RE: Automatic liquidation instructions for freshwater crawfish tail meat from the People's Republic of China for the period 09/01/2014 through 08/31/2015 (A-570-848)

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 has not received a request for an administrative review of the antidumping duty order for the period and on the merchandise identified below except for the firms listed in paragraph 3. However, Commerce initiated a new shipper review of a certain exporter/producer combination on 10/21/2015 (80 FR 63741) (See message 5296306 dated 10/23/2015) . Therefore, in accordance with 19 CFR 351.212(c), you are to liquidate all entries for all firms except those listed in paragraph 3 and 4, and assess antidumping duties on merchandise entered, or withdrawn from warehouse, for consumption at the cash deposit or bonding rate in effect on the date of entry:

Product: Freshwater Crawfish Tail Meat

Country: People's Republic of China

Case number: A-570-848

Period: 09/01/2014 through 08/31/2015

3. Entries of merchandise of the firms listed below should not be liquidated until specific instructions are issued. Continue to suspend liquidation of all entries of merchandise produced and/or exported by the listed firms entered, or withdrawn from warehouse, for consumption during the 09/01/2014 through 08/31/2015:

Company: China Kingdom (Beijing) Import & Export Co., Ltd.

Case number: A-570-848-023

Company: Yancheng Hi-King Agriculture Developing Co., Ltd.

Case number: A-570-848-047

Note: The following companies are treated as a single entity: Yancheng Hi-King Agriculture

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Developing Co., Ltd., Yancheng Seastar Seafood Co., Ltd., Wuhan Hi-King Agriculture Development Co., Ltd., Yancheng Hi-King Frozen Food Co., Ltd., Jiangxi Hi-King Poyang Lake Seafood Co., Ltd., and Yancheng Hi-King Aquatic Growing Co., Ltd. See 78 FR 22228 dated 04/15/2013.

Company: Xuzhou Jinjiang Foodstuffs Co., Ltd.

Case number: A-570-848-048

Company: Xiping Opeck Food Co., Ltd.

Case number: A-570-848-049

Company: Deyan Aquatic Products and Food Co., Ltd.

Case number: A-570-848-055

Company: Nanjing Gemsen International Co., Ltd.

Case number: A-570-848-056

Company: Hubei Nature Agriculture Industry Co., Ltd.

Case number: A-570-848-058

Company: Weishan Hongda Aquatic Food Co., Ltd.

Case number: A-570-848-061

Entries may also have been made under A-570-848-000 or other company-specific numbers

Company: Hubei Yuesheng Aquatic Products Co., Ltd.

Case number: A-570-848-062

Entries may also have been made under A-570-848-000 or other company-specific numbers

CBP officers must also examine entries under A-570-848-000 and all existing company-specific case numbers to ensure the continued suspension of liquidation of entries during the applicable period of review for the producers and/or exporters listed above.

4. As a result of the new shipper review initiated on 10/21/2015 (80 FR 63741), entries of merchandise of the exporter/producer combination listed below should not be liquidated until specific instructions are issued. Continue to suspend liquidation of all entries of merchandise from the exporter/producer combination listed below, entered, or withdrawn from warehouse, for consumption during the period 09/01/2014 through 08/31/2015.

Exporter: Hubei Qianjiang Huashan Aquatic Food and Product Co., Ltd.

Producer: Hubei Qianjiang Huashan Aquatic Food and Product Co., Ltd.

Case number: A-570-848-063

CBP officers must also examine entries under A-570-848-000 and all existing company-specific case numbers to ensure the continued suspension of liquidation of entries during the applicable period of review for the exporter listed above.

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

6. 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 09/2015 anniversary month (80 FR 69193, 11/09/2015). Unless instructed otherwise, for all other shipments of freshwater crawfish tail meat 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.

7. 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.

8. 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.

9. 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 OI:JF.)

10. There are no restrictions on the release of this information.

Sherri L. Hoffman

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party