

MESSAGE NO: 5348304 MESSAGE DATE: 12/14/2015
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: ADRV-Administrative Review

FR CITE: 80 FR 61172 FR CITE DATE: 10/09/2015

REFERENCE MESSAGE # (s): 5300306, 5310301, 5342304

CASE #(s): A-570-904

EFFECTIVE DATE: 10/09/2015 COURT CASE #:

PERIOD OF REVIEW: 04/01/2013 TO 03/31/2014

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 10/09/2015

TO: { Directors Of Field Operations, Port Directors }

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

RE: Liquidation instructions for certain activated carbon from the People's Republic of China exported by Ningxia Huahui Activated Carbon Co., Ltd. for the period 04/01/2013 through 03/31/2014 (A-570-904)

1. For all shipments of certain activated carbon from the People's Republic of China exported by Ningxia Huahui Activated Carbon Co., Ltd. (A-570-904-094) and entered, or withdrawn from warehouse, for consumption during the period 04/01/2013 through 03/31/2014, assess an antidumping liability equal to 1.05 dollars per kilogram of subject merchandise.
2. The notice of the lifting of suspension of liquidation for entries of subject merchandise covered by paragraph 1 occurred with the publication of the final results of administrative review (80 FR 61172, 10/09/2015). Unless instructed otherwise, for all other shipments of certain activated carbon 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.
3. The injunction with court number 15-00291 in message number 5300306, dated 10/27/2015, is applicable to the entries exported from the People's Republic of China to the United States by Ningxia Huahui Activated Carbon Co., Ltd. and imported by ML Ball Company Inc. or Nichem Company during the period 04/01/2013 through 03/31/2014. Accordingly, until further notice, continue to suspend liquidation of these entries until liquidation instructions are issued.
4. The injunction with court number 15-00293 in message number 5342304, dated 12/08/2015, is applicable to the entries exported from the People's Republic of China to the United States by Ningxia Huahui Activated Carbon Co., Ltd. and imported by Cherishmet, Inc., and assigned the following entry numbers and entered on the dates indicated below:

Entry Number Entry Date

442 0923786-4 1/7/2014

442 0885665-6 4/22/2013

442 0886367-8 4/22/2013

442 0894944-4 6/10/2013

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Accordingly, until further notice, continue to suspend liquidation of these entries until liquidation instructions are issued.

5. The injunction with court number 15-00293 in message number 5310301, dated 11/06/2015, is applicable to the entries exported from the People's Republic of China to the United States by Ningxia Guanghua Cherishmet Activated Carbon Co., Ltd.; Beijing Pacific Activated Carbon Products Co., Ltd.; or Datong Municipal Yunguang Activated Carbon Co., Ltd. during the period 04/01/2013 through 03/31/2014. Accordingly, until further notice, continue to suspend liquidation of these entries until liquidation instructions are issued.

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 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 OV:RJP.)

Sherri L. Hoffmann

Company Details

*Party Indicator Value:

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