

MESSAGE NO: 6004301 MESSAGE DATE: 01/04/2016
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: INJ-Injunction PUBLIC NON-PUBLIC
SUB-TYPE: PRELIM-Preliminary

FR CITE: FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-570-011

EFFECTIVE DATE: 12/30/2015 COURT CASE #: 15-00090

PERIOD OF REVIEW: TO

PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: Preliminary injunction on certain crystalline silicon photovoltaic products from the PRC for certain products imported into the United States by SunPower Corporation (C-570-011), court number 15-00090

1. On 12/30/2015, the U.S. Court of International Trade issued a preliminary injunction (PI) enjoining liquidation of entries identified in paragraph 2 below which are subject to the countervailing duty order on certain crystalline silicon photovoltaic products from the PRC (C-570-011) for the period 06/10/2014 through 10/08/2014 and 02/10/2015 through 01/31/2016. This PI was issued in connection with court number 15-00090.
2. This PI enjoins liquidation of entries which were assembled in the PRC by SunEnergy and imported into the United States by SunPower Corporation or SunPower Corporation, Systems that: (i) already have had their liquidation suspended pursuant to Department of Commerce case number C-570-011 or, subsequent to this date, will have their liquidation suspended pursuant to case no. C-570-011; and (ii) were entered, or withdrawn from warehouse, from June 10, 2014 through October 8, 2014 and February 10, 2015 through January 31, 2016; and (iii) remain unliquidated as of 5 o'clock p.m. on December 31, 2015.
3. Effective 12/30/2015 (the date the Court issued the PI), no liquidation may be made for entries referred to in paragraph 2 above which remain unliquidated as of 5 o'clock p.m. on 12/31/2015. Any such entries that are set for liquidation must be unset immediately. Continue to suspend liquidation of these entries until liquidation instructions are issued.
4. Effective immediately, CBP is instructed to follow the terms of the PI.
5. Liquidation instructions for entries affected by this PI have not yet been issued.
6. 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 OVII:GHC.)

7. 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