

MESSAGE NO: 6117307 MESSAGE DATE: 04/26/2016  
MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: LIQ-Liquidation PUBLIC  NON-PUBLIC   
SUB-TYPE: ALIWE-Auto Liq Exception

FR CITE: 81 FR 20324 FR CITE DATE: 04/07/2016

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-351-838

EFFECTIVE DATE: 04/07/2016 COURT CASE #:

PERIOD OF REVIEW: 02/01/2015 TO 01/31/2016

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 04/07/2016

TO: { Directors Of Field Operations, Port Directors }

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

RE: Automatic liquidation instructions for certain frozen warmwater shrimp from Brazil for the period 02/01/2015 through 01/31/2016 (A-351-838)

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 firm listed in paragraph 3.
3. Therefore, in accordance with 19 CFR 351.212(c), you are to liquidate all entries for all firms except that listed in paragraph 3 and assess antidumping duties on merchandise entered, or withdrawn from warehouse, for consumption at the cash deposit or bonding rate in effect on the date of entry: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: Certain Frozen Warmwater Shrimp

Country: Brazil

Case number: A-351-838

Period: 02/01/2015 through 01/31/2016

3. Entries of merchandise of the firm 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 Continue to suspend liquidation of all entries of merchandise produced and/or exported by the listed firm entered, or withdrawn from warehouse, for consumption during the period 02/01/2015 through 01/31/2016.

Company: Amazonas Industrias Alimenticias S.A.

Case number: A-351-838-006

Note: The spelling of the company name was listed in the Federal Register as Amazonas Industria Alimenticias S.A. The actual spelling of the company name will appear in the next FR notice.

CBP officers must also examine entries under A-351-838-000 and all existing company-specific case numbers to ensure the continued suspension of liquidation of entries during the applicable

period of review for the producer and/or exporter listed above.

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

5. 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 02/2016 anniversary month (81 FR 20324, 04/07/2016). Unless instructed otherwise, for all other shipments of certain frozen warmwater shrimp from Brazil you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.

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 OII: SM.)

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

Alexander Amdur

## Company Details

\*Party Indicator Value:

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