

MESSAGE NO: 6201303 MESSAGE DATE: 07/19/2016
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: ADRV-Administrative Review

FR CITE: 81 FR 39897 FR CITE DATE: 06/20/2016

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-831

EFFECTIVE DATE: 06/20/2016 COURT CASE #:

PERIOD OF REVIEW: 11/01/2013 TO 10/31/2014

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 06/20/2016

TO: { Directors Of Field Operations, Port Directors }

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

RE: Liquidation instructions for fresh garlic from the People's Republic of China exported by various companies for the period 11/01/2013 through 10/31/2014 (A-570-831)

1. The companies listed below reported to Commerce that they had no shipments of fresh garlic from the People's Republic of China during the period 11/01/2013 through 10/31/2014. Therefore, pursuant to the publication of the final results of review (81 FR 39897, 06/20/2016) and as a result of Commerce's clarification of its assessment regulation (10/24/2011, 76 FR 65694), for all shipments of fresh garlic exported by the companies listed below, entered, or withdrawn from warehouse, for consumption during the period 11/01/2013 through 10/31/2014, assess antidumping duties at the cash deposit or per-unit amount in effect on the date of the entry:

Exporter: Qingdao Xintianfeng Foods Co., Ltd.

Case number: A-570-831-032

Cash deposit rate: \$1.82 per kilogram from 06/30/2014 to 10/31/2014

Cash deposit rate: \$1.28 per kilogram from 11/01/2013 to 06/29/2014

The company name was misspelled as Qingdao Xiangtiangfeng Foods Co., Ltd. in the final results (81 FR 39897, 06/20/2016).

Exporter: Qingdao Sea-line International Trading Co., Ltd (a/k/a Qingdao Sea-line Trading Co., Ltd.)

Case number: A-570-831-052

Cash deposit rate: \$1.28 per kilogram from 11/01/2013 to 10/31/2014

Exporter: Shijiazhuang Goodman Trading Co., Ltd.

Case number: A-570-831-062

Cash deposit rate: \$4.71 per kilogram from 11/01/2013 to 10/31/2014

Exporter: Shandong Jinxiang Zhengyang Import & Export Co., Ltd.

Case number: A-570-831-063

Cash deposit rate: \$1.28 per kilogram 11/01/2013 to 10/31/2014

Exporter: Jining Yifa Garlic Produce Co., Ltd.

Case number: A-570-831-068

Cash deposit rate: \$4.71 per kilogram from 11/01/2013 to 06/29//2014

Cash deposit rate: \$1.82 per kilogram from 06/30/2014 to 10/31/2014

No case number was in place for 11/01/2013 to 06/29/2014 for the company listed above; entries may have entered under A-570-831-000 or other company-specific case numbers.

Exporter: Jinxiang Richfar Fruits & Vegetables Co., Ltd.

Case number: A-570-831-072

Cash deposit rate: \$4.71 per kilogram from 11/01/2013 to 10/31/2014

No case number was in place during the period of review for the company listed above; entries may have entered under A-570-831-000 or other company-specific case numbers.

Exporter: Qingdao Lianghe International Trade Co., Ltd.

Case number: A-570-831-073

Cash deposit rate: \$4.71 per kilogram from 11/01/2013 to 10/31/2014

No case number was in place during the period of review for the company listed above; entries may have entered under A-570-831-000 or other company-specific case numbers.

Exporter: Shandong Chenhe International Trading Co., Ltd.

Case number: A-570-831-074

Cash deposit rate: \$4.71 per kilogram for the period 11/01/2013 through 10/31/2014.

The company name was misspelled as Shandong Chenhe International Tradeing Co., Ltd. in the final results (81 FR 39897, 06/20/2016).

No case number was in place during the period of review for the company listed above; entries may have entered under A-570-831-000 or other company-specific case numbers.

Exporter: Lanling Qingshui Vegetable Foods Co., Ltd.

Case number: A-570-831-076

Cash deposit rate: \$4.71 per kilogram for the period 11/01/2013 through 10/31/2014.

The company name was misspelled as Landling Qingshui Vegetable Foods Co., Ltd. in the final results (cite above) at 39900. Note also that the Initiation Notice (79 FR 76956, 12/23/2014) listed

Cangshan Qingshui Vegetable Foods Co., Ltd. instead of Lanling Qingshui Vegetable Foods Co., Ltd. (Commerce determined that Lanling Qingshui Vegetable Foods Co., Ltd. was the successor-in-interest to Cangshan Qingshui Vegetable Foods Co., Ltd.; 80 FR 38667, 07/07/2015.)

No case number was in place during the period of review for the company listed above; entries may have entered under A-570-831-000 or other company-specific case numbers.

Exporter: Jinxiang Yuanxin Import & Export Co., Ltd.

Cash deposit rate: \$4.71 per kilogram from 11/01/2013 to 10/31/2014

No case number was in place during the period of review for the company listed above; entries may have entered under A-570-831-000 or other company-specific case numbers.

2. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 1 occurred with the publication of the final results of administrative review (81 FR 39897, 06/20/2016). Unless instructed otherwise, for all other shipments of fresh garlic 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.

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

4. 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.

5. 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 manufacturer, 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.

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:JA.)

7. 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