

MESSAGE NO: 6314306 MESSAGE DATE: 11/09/2016
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: CTDIS-Court ORD Dissolved

FR CITE: FR CITE DATE:

REFERENCE 0083304
MESSAGE #
(s):

CASE #(s): A-570-888

EFFECTIVE DATE: 10/14/2016 COURT CASE #: 10-00059, 16-2172

PERIOD OF REVIEW: 08/01/2007 TO 07/31/2008

PERIOD COVERED: 08/01/2007 TO 07/31/2008

Notice of Lifting of Suspension Date: 11/09/2016

TO: { Directors Of Field Operations, Port Directors }

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

RE: Liq instr for floor-standing metal top ironing tables&certain parts thereof from PRC exported by Foshan Shunde Yongjian Housewares &Hardware Co., Ltd. for period 08/01/2007 thru 07/31/2008 (A-570-888)

Notice of the lifting of suspension occurred on the message date of these instructions. See paragraph 3 below.

1. On 10/14/2016, the Court of Appeals for the Federal Circuit (CAFC) dismissed *Since Hardware (Guangzhou) Co. Ltd. v. United States* (Consol. CAFC 16-2172, CIT 10-00059). As a result of this dismissal, the injunction to which message 0083304 refers enjoining liquidation of entries which are subject to the antidumping duty order on floor-standing metal top ironing tables and certain parts thereof from the People's Republic of China for the period 08/01/2007 through 07/31/2008 exported by Foshan Shunde Yongjian Housewares & Hardware Co., Ltd. and imported by Polder Inc. dissolved on 10/14/2016.

2. For all shipments of floor-standing metal top ironing tables and certain parts thereof from the People's Republic of China exported by Foshan Shunde Yongjian Housewares & Hardware Co., Ltd. (A-570-888-006), and imported by the firm listed below, and entered, or withdrawn from warehouse, for consumption during the period 08/01/2007 through 07/31/2008, assess an antidumping liability equal to the percentage listed below of the entered value:

Importer: Polder Inc.

Final rate: 72.29%

3. These instructions constitute notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 2. Accordingly, notice of the lifting of suspension occurred on the message date of these instructions. Unless instructed otherwise, for all other shipments of floor-standing metal top ironing tables and certain parts thereof 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.

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

5. 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.

6. 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.

7. 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 OVI:MJH)

8. This message may be disclosed to the public.

Alexander Amdur

Company Details

*Party Indicator Value:

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