

MESSAGE NO: 6350306 MESSAGE DATE: 12/15/2016
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: COR-Correction

FR CITE: 81 FR 71061 FR CITE DATE: 10/14/2016

REFERENCE MESSAGE # (s): 5091302, 5226310, 5335317, 6306304

CASE #(s): C-570-017

EFFECTIVE DATE: 10/14/2016 COURT CASE #:

PERIOD OF REVIEW: 12/01/2014 TO 12/31/2015

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 10/14/2016

TO: { Directors Of Field Operations, Port Directors }

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

RE: Correction of message 6306304, dated 11/01/2016 concerning the ALIs on the CVD duty order on certain passenger vehicle and light truck tires from the PRC (C-570-017)

1. This is a correction to message 6306304, dated 11/01/2016, to correct paragraphs 3 and 5 of that message.
2. Paragraph 3 of message 6306304 should have included Shandong Xinghongyuan Tire Co., Ltd., in the list of companies which are subject to a new shipper review covering the period 12/01/2014 through 01/31/2016, and for which entries should not be liquidated. In addition, Paragraph 5 of that message is corrected to note that there is an injunction in place. Below is the fully corrected message.
3. Commerce does not automatically conduct administrative reviews of countervailing 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.
4. Commerce has not received a request for an administrative review or new shipper review of the countervailing duty order for the period or on the merchandise identified below except for the firms listed in paragraphs 5a and 5b. Therefore, in accordance with 19 CFR 351.212(c), you are to liquidate all entries for all firms except those listed in paragraphs 5a and 5b and assess countervailing duties on merchandise entered, or withdrawn from warehouse, for consumption at the cash deposit or bonding rate in effect on the date of entry, except where paragraphs 6 and/or 7 apply.

Product: certain passenger vehicle and light truck tires

Country: People's Republic of China

Case number: C-570-017

Period: 12/01/2014 through 12/31/2015

5a. Entries of merchandise of the firms listed below should not be liquidated until specific instructions are issued. Therefore, unless paragraph 6 applies, continue to suspend liquidation of all entries of merchandise produced and/or exported by the listed firms entered, or withdrawn from

warehouse, for consumption during the period 12/01/2014 through 12/31/2015:

Company: Giti Tire (Fujian) Company Ltd., Giti Radial Tire (Anhui) Company Ltd., Giti Tire (Hualin) Company Ltd.

Case number: C-570-017-001

Company: Cooper (Kunshan) Tire Co., Ltd.

Case number: C-570-017-002

No case numbers were in place for the companies below during the period of review. For these companies entries may have been made under C-570-017-000 or other company-specific numbers.

American Pacific Industries, Inc.

BC Tyre Group Limited

Best Choice International Trade Co., Limited

Crown International Corporation

Dynamic Tire Corp.

Fleming Limited

Giti Tire (USA) Ltd.

Giti Tire Global Trading Pte. Ltd.

Guangrao Taihua International Trade Co., Ltd.

Guangzhou Pearl River Rubber Tyre Ltd.

Haohua Orient International Trade Ltd.

Hong Kong Tiancheng Investment & Trading Co., Limited

Husky Tire Corp.

Jilin Jixing Tire Co., Ltd.

Jinyu International Holding Co., Limited

Kenda Rubber (China) Co., Ltd.

Liaoning Permanent Tyre Co., Ltd.

Macho Tire Corporation Limited

Maxon Int'l Co., Limited

Qingdao Crown Chemical Co., Ltd.

Qingdao Goalstar Tire Co., Ltd.

Qingdao Jinhaoyang International Co., Ltd.

Qingdao Keter International Co., Limited

Qingdao Lakesea Tyre Co., Ltd.

Qingdao Nama Industrial Co., Ltd.

Qingdao Odyking Tyre Co., Ltd.
Qingdao Sentury Tire Co., Ltd.
Qingzhou Detai International Trading Co., Ltd.
Riversun Industry Limited
Safe&Well (HK) International Trading Limited
Sailun Jinyu Group Co., Ltd.,
Sailun Jinyu Group (Hong Kong) Co., Limited
Sailun Tire International Corp.
Seatex International Inc.
Shandong Anchi Tyres Co., Ltd.
Shandong Changhong Rubber Technology Co., Ltd.
Shandong Guofeng Rubber Plastics Co., Ltd.
Shandong Haohua Tire Co., Ltd.
Shandong Hawk International Rubber Industry Co., Ltd.
Shandong Hengyu Science & Technology Co., Ltd.
Shandong Jinyu Industrial Co., Ltd.
Shandong Linglong Tyre Co., Ltd.
Shandong Longyue Rubber Co., Ltd.
Shandong New Continent Tire Co., Ltd.
Shandong Province Sanli Tire Manufactured Co., Ltd.
Shandong Wanda Boto Tyre Co., Ltd.
Shandong Yongtai Group Co., Ltd. (formerly known as Shandong Yongtai Chemical Co., Ltd.)
Shandong Zhongyi Rubber Co., Ltd.
Shengtai Group Co., Ltd.
Shouguang Firemax Tyre Co., Ltd.
Southeast Mariner International Co., Ltd.
Tyrechamp Group Co., Limited
Windforce Tyre Co., Limited
Winrun Tyre Co., Ltd.
Zhaoqing Junhong Co., Ltd.
Zhongce Rubber Group Company Limited
Shandong Shuangwang Rubber Co., Ltd. (The company name was misspelled as Shangong Shuangwang Rubber Co., Ltd. in the initiation notice (81 FR 71061).)

CBP officers must also examine entries under C-570-017-000 and all existing company-specific case numbers to ensure the continued suspension of liquidation of entries during the applicable period of review for the producers and/or exporters listed above.

5b. Entries of merchandise exported by the firm listed below are subject to a new shipper review and should not be liquidated until specific instructions are issued. Continue to suspend liquidation of all entries of merchandise exported by the listed firm and entered, or withdrawn from warehouse, for consumption during the period 12/1/2014 through 01/31/2016, unless paragraph 6 applies. This new shipper review extends beyond the administrative review period, and this company is not subject to the administrative review.

Company: Shandong Xinghongyuan Tire Co., Ltd.

Case number: No case number was in place for this company during the period of review. Entries may have been made under C-570-017-000.

6. Entries for the period 03/31/2015 through 08/05/2015 should be liquidated without regard to countervailing duties. See message 5091302, dated 04/01/2015 and message 5226310, dated 08/14/2015.

7. The injunction with court number 15-00255 in message number 5335317, dated 12/01/2015, is applicable to the entries which were imported by ITG Voma Corporation; were subject to the U.S. International Trade Commission's final determination in the investigation of certain passenger vehicle and light truck tires from China, Inv. Nos. 701-TA-522 and 731-TA-1258, Certain Passenger Vehicle and Light Truck Tires from China, 80 Fed. Reg. 47,000 (Int'l Trade Comm'n Aug. 6, 2015) (final determination); and were entered, or withdrawn from warehouse, between 12/01/2014 and 03/30/2015, or between 08/06/2015 and 12/31/2015, the last day of the month prior to the end of the completed calendar year (first countervailing duty administrative review period), and are subject to the countervailing duty order (C-570-017) published as Certain Passenger Vehicle and Light Truck Tires From the People's Republic of China: Amended Final Affirmative Antidumping Duty Determination and Antidumping Duty Order; and Amended Final Affirmative Countervailing Duty Determination and Countervailing Duty Order, 80 Fed. Reg. 47,902 (Dep't of Commerce Aug. 10, 2015) (Passenger Tires Orders). Accordingly, until further notice continue to suspend liquidation of these entries until liquidation instructions are issued.

8. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 4 occurred with the publication of the notice of initiation of administrative review for the 08/2016 anniversary month (81 FR 71061, 10/14/2016). Unless instructed otherwise, for all other shipments of Passenger Vehicle and Light Truck Tires from the People's Republic of China you shall continue to collect cash deposits of estimated countervailing duties for the merchandise at the current rates.

9. The assessment of countervailing duties by CBP on shipments or entries of this merchandise is
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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 countervailing duties. The interest provisions are not applicable to cash or bonds posted as estimated countervailing duties before the date of publication of the countervailing duty order. Interest shall be calculated from the date payment of estimated countervailing 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.

10. 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:TM.)

11. 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