

MESSAGE NO: 2075307 MESSAGE DATE: 03/15/2012  
MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: LIQ-Liquidation PUBLIC  NON-PUBLIC   
SUB-TYPE: PARRES-Partial Rescission

FR CITE: 77 FR 11486 FR CITE DATE: 02/27/2012

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-570-831

EFFECTIVE DATE: 02/27/2012 COURT CASE #:

PERIOD OF REVIEW: 11/01/2009 TO 10/31/2010

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 02/27/2012

TO: { Directors Of Field Operations, Port Directors }

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

RE: Rescission of administrative review in part of antidumping duty order on fresh garlic from the People's Republic of China (A-570-831)

1. COMMERCE HAS RESCINDED THE ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER ON FRESH GARLIC FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-831) COVERING THE PERIOD 11/01/2009 THROUGH 10/31/2010 IN PART WITH RESPECT TO THE FIRMS LISTED BELOW. YOU ARE TO ASSESS ANTIDUMPING DUTIES ON THIS MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 11/01/2009 THROUGH 10/31/2010 AT THE CASH DEPOSIT OR BONDING RATE REQUIRED AT THE TIME OF ENTRY.

LIQUIDATE ALL ENTRIES FOR THE FOLLOWING FIRMS:

SHANGHAI LJ INTERNATIONAL TRADING CO., LTD.

CASE NUMBER: A-570-831-023

XUZHOU SIMPLE GARLIC INDUSTRY CO., LTD.

CASE NUMBER: A-570-831-034

SHANDONG WONDERLAND ORGANIC FOOD CO., LTD.

CASE NUMBER: A-570-831-036

QINGDAO TIAN TAIXING FOODS CO., LTD.

CASE NUMBER: A-570-831-040

JINING YONGJIA TRADE CO., LTD.

CASE NUMBER: A-570-831-042

ZHENGZHOU YUANLI TRADING CO., LTD.

CASE NUMBER: A-570-831-046

JINXIANG HEJIA CO., LTD.

Message Date: 03/15/2012

Message Number: 2075307

Page 2 of 6

CASE NUMBER: A-570-831-047

JINXIANG CHENGDA IMPORT & EXPORT CO., LTD.

CASE NUMBER: A-570-831-049

JINXIANG YUANXIN IMPORT & EXPORT CO., LTD.

CASE NUMBER: A-570-831-050

ZHENGZHOU HUACHAO INDUSTRIAL CO., LTD.

CASE NUMBER: A-570-831-051

QINGDAO SEA-LINE INTERNATIONAL TRADING CO., LTD. (AKA QINGDAO SEA-LINE TRADING CO., LTD.)

CASE NUMBER: A-570-831-052

SHENZHEN BAINONG CO., LTD.

CASE NUMBER: A-570-831-053

JINING YIFA GARLIC PRODUCE CO., LTD.

CASE NUMBER: A-570-831-055

WEIFANG CHENGLONG IMPORT & EXPORT CO., LTD.

NO CASE NUMBER WAS IN PLACE FOR THIS COMPANY DURING THE PERIOD OF REVIEW

FOR THE COMPANIES LISTED ABOVE WITHOUT LISTED CASE NUMBERS, ENTRIES MAY HAVE BEEN MADE 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 NOTICE OF RESCISSION IN PART OF ADMINISTRATIVE REVIEW (77 FR 11486, 02/27/2012). 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 ARE 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 REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577, RESPECTIVELY (GENERATED BY O6: LW).

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

MICHAEL B. WALSH



## Company Details

\*Party Indicator Value:

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