

MESSAGE NO: 1349301 MESSAGE DATE: 12/15/2011

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: FIN-Final Determination PUBLIC NON-PUBLIC
SUB-TYPE: REF-Refund

FR CITE: 76 FR 70112 FR CITE DATE: 11/10/2011

REFERENCE MESSAGE # (s): 1263301, 1325302

CASE #(s): A-570-851

EFFECTIVE DATE: 11/10/2011 COURT CASE #:

PERIOD OF REVIEW: 02/01/2009 TO 01/31/2010

PERIOD COVERED: 09/14/2011 TO 11/09/2011

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: Refund of antidumping duty cash deposit for mushrooms from the People's Republic of China pursuant to the amended final results for period 02/01/2009 thru 01/31/2010 (A-570-851)

1. ON 11/10/2011 (76 FR 70112), COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS AMENDED FINAL RESULTS OF ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER ON CERTAIN PRESERVED MUSHROOMS FROM THE PEOPLE'S REPUBLIC OF CHINA. SEE MESSAGE 1325302 DATED 11/21/2011.

2. TITLE 19 U.S.C. 1520(A)(4) AUTHORIZES REFUNDS PRIOR TO LIQUIDATION WHENEVER AN IMPORTER OF RECORD DECLARES OR IT IS ASCERTAINED THAT EXCESS DUTIES, FEES, CHARGES, OR EXACTIONS HAVE BEEN DEPOSITED OR PAID. IN ACCORDANCE WITH 19 U.S.C. 1520(A)(4), CBP IS AUTHORIZED TO GRANT A REFUND, IF REQUESTED BY THE IMPORTER, OF CASH DEPOSITS FOR ENTRIES OF CERTAIN PRESERVED MUSHROOMS FROM THE PEOPLE'S REPUBLIC OF CHINA FROM THE ENTITIES LISTED IN PARAGRAPH 4 BELOW WHICH WERE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 09/14/2011 THROUGH 11/09/2011.

3. THE REFUND AMOUNT WILL BE CALCULATED BY DETERMINING THE DIFFERENCE BETWEEN THE AMOUNT OF CASH DEPOSITS PAID AS A RESULT OF THE APPLICATION OF THE FINAL RESULTS RATE AND THE AMOUNT DUE AS A RESULT OF THE APPLICATION OF THE AMENDED FINAL RESULTS RATE.

4. LISTED BELOW ARE THE DEPOSIT RATES THAT WERE ASSIGNED TO CERTAIN FIRMS IN THE FINAL RESULTS. SEE MESSAGE 1263301 DATED 09/20/2011. IN ADDITION, LISTED BELOW ARE THE AMENDED DEPOSIT RATES ASSIGNED IN THE AMENDED FINAL RESULTS (SEE MESSAGE NUMBER 1325302 DATED 11/21/2011).

COMPANY: BLUE FIELD (SICHUAN) FOOD INDUSTRIAL CO., LTD.

CASE NUMBER: A-570-851-054

FINAL RESULTS RATE: 20.42%

AMENDED FINAL RESULTS RATE: 2.17%

COMPANY: AYECUE (LIAOCHENG) FOODSTUFF CO., LTD.

CASE NUMBER: A-570-851-051

FINAL RESULTS RATE: 84.55%

AMENDED FINAL RESULTS RATE: 76.12%

COMPANY: FUJIAN GOLDEN BANYAN FOODSTUFFS INDUSTRIAL CO., LTD. (FORMERLY KNOWN AS FUJIAN GOLDEN BANYAN FOODSTUFFS CO., LTD., GOLDEN BANYAN FOODSTUFFS, CO., LTD., AND ZHANGZHOU GOLDEN BANYAN FOODSTUFFS INDUSTRIAL CO., LTD.)

CASE NUMBER: A-570-851-052

FINAL RESULTS RATE: 84.55%

AMENDED FINAL RESULTS RATE: 76.12%

COMPANY: SHANDONG JIUFA EDIBLE FUNGUS CORPORATION, LTD. (A/K/A JIUFA EDIBLE FUNGUS CO., LTD.)

CASE NUMBER: A-570-851-036

FINAL RESULTS RATE: 84.55%

AMENDED FINAL RESULTS RATE: 76.12%

COMPANY: ZHEJIANG ICEMAN GROUP CO., LTD.

CASE NUMBER: A-570-851-053

FINAL RESULTS RATE: 84.55%

AMENDED FINAL RESULTS RATE: 76.12%

5. DO NOT LIQUIDATE ENTRIES OF CERTAIN PRESERVED MUSHROOMS FROM THE PEOPLE'S REPUBLIC OF CHINA EXPORTED BY THE ENTITIES LISTED IN PARAGRAPH 4 ABOVE UNTIL SPECIFIC LIQUIDATION INSTRUCTIONS ARE ISSUED.

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. 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 O7:FB).

8. THERE ARE NO RESTRICTIONS ON RELEASE OF THIS INFORMATION.

MICHAEL B. WALSH

Company Details

*Party Indicator Value:

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