

MESSAGE NO: 1292308 MESSAGE DATE: 10/19/2011
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: ALIWE-Auto Liq Exception

FR CITE: 76 FR 61076 FR CITE DATE: 10/03/2011

REFERENCE
MESSAGE #
(s):

CASE #(s): A-549-821

EFFECTIVE DATE: 10/03/2011 COURT CASE #:

PERIOD OF REVIEW: 08/01/2010 TO 07/31/2011

PERIOD COVERED: 08/01/2010 TO 07/31/2011

Notice of Lifting of Suspension Date: 10/03/2011

TO: { Directors Of Field Operations, Port Directors }

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

RE: Automatic liquidation instructions for polyethylene retail carrier bags from Thailand for the period 08/01/2010 through 07/31/2011 (A-549-821)

1. COMMERCE DOES NOT AUTOMATICALLY CONDUCT ADMINISTRATIVE REVIEWS OF ANTIDUMPING 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.

2. COMMERCE HAS NOT RECEIVED A REQUEST FOR AN ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER FOR THE PERIOD AND ON THE MERCHANDISE IDENTIFIED BELOW EXCEPT FOR CERTAIN FIRM(S). THEREFORE, IN ACCORDANCE WITH 19 CFR 351.212(C), YOU ARE TO ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION AT THE CASH DEPOSIT OR BONDING RATE IN EFFECT ON THE DATE OF ENTRY.

PRODUCT: POLYETHYLENE RETAIL CARRIER BAGS

COUNTRY: THAILAND

CASE NUMBER: A-549-821

PERIOD: 08/01/2010 THROUGH 07/31/2011

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT:

COMPANY: APPLE FILM COMPANY, LTD.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY FOR THIS PERIOD OF REVIEW. ENTRIES MAY HAVE BEEN MADE UNDER A-549-821-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

COMPANY: FIRST PACK CO. LTD.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY FOR THIS PERIOD OF REVIEW. ENTRIES MAY HAVE BEEN MADE UNDER A-549-821-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

COMPANY: HI-PACK COMPANY, LTD.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY FOR THIS PERIOD OF REVIEW. ENTRIES MAY HAVE BEEN MADE UNDER A-549-821-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

COMPANY: K INTERNATIONAL PACKAGING CO., LTD.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY FOR THIS PERIOD OF REVIEW. ENTRIES MAY HAVE BEEN MADE UNDER A-549-821-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

COMPANY: LANDBLUE (THAILAND) CO., LTD.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY FOR THIS PERIOD OF REVIEW. ENTRIES MAY HAVE BEEN MADE UNDER A-549-821-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

COMPANY: MULTIBAX PUBLIC CO., LTD.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY FOR THIS PERIOD OF REVIEW. ENTRIES MAY HAVE BEEN MADE UNDER A-549-821-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

COMPANY: PRAISE HOME INDUSTRY, CO. LTD.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY FOR THIS PERIOD OF REVIEW. ENTRIES MAY HAVE BEEN MADE UNDER A-549-821-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

COMPANY: SIAM FLEXIBLE INDUSTRIES CO., LTD.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY FOR THIS PERIOD OF REVIEW. ENTRIES MAY HAVE BEEN MADE UNDER A-549-821-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

COMPANY: SOMBATCHAI PLASTIC INDUSTRY, LTD.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY FOR THIS PERIOD OF REVIEW. ENTRIES MAY HAVE BEEN MADE UNDER A-549-821-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

COMPANY: THAI JIRUN CO., LTD.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY FOR THIS PERIOD OF REVIEW. ENTRIES MAY HAVE BEEN MADE UNDER A-549-821-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

SPECIFIC CASE NUMBERS.

COMPANY: TRINITY PAC CO. LTD.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY FOR THIS PERIOD OF REVIEW. ENTRIES MAY HAVE BEEN MADE UNDER A-549-821-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

COMPANY: T.S.T. PLASPACK CO., LTD.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY FOR THIS PERIOD OF REVIEW. ENTRIES MAY HAVE BEEN MADE UNDER A-549-821-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

COMPANY: U. YONG INDUSTRY CO., LTD.

CASE NUMBER: 549-821-012

CBP OFFICERS MUST ALSO EXAMINE ENTRIES UNDER A-549-821-000 AND ALL EXISTING COMPANY-SPECIFIC CASE NUMBERS TO ENSURE THE CONTINUED SUSPENSION OF LIQUIDATION OF ENTRIES DURING THE APPLICABLE PERIOD OF REVIEW FOR THE COMPANIES LISTED ABOVE.

3. THERE ARE NO INJUNCTIONS APPLICABLE TO THE ENTRIES COVERED BY THIS INSTRUCTION.

4. ENTRIES OF MERCHANDISE OF EXCEPTED FIRMS SHOULD NOT BE LIQUIDATED UNTIL SPECIFIC INSTRUCTIONS ARE ISSUED. CONTINUE TO SUSPEND LIQUIDATION OF ALL ENTRIES OF MERCHANDISE EXPORTED OR PRODUCED BY THE LISTED FIRMS AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 08/01/2010 THROUGH 07/31/2011.

5. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE COVERED BY PARAGRAPH 2 OCCURRED WITH THE PUBLICATION OF THE NOTICE OF INITIATION OF ADMINISTRATIVE REVIEW FOR THE 08/2011 ANNIVERSARY MONTH (76 FR 61076, 10/03/2011). UNLESS INSTRUCTED OTHERWISE, FOR ALL OTHER SHIPMENTS OF POLYETHYLENE RETAIL CARRIER BAGS FROM THAILAND YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

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. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN 19 CFR 351.402(F)(2). 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 SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

8. 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 O1:BH).

9. 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