

MESSAGE NO: 1237305 MESSAGE DATE: 08/25/2011
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: CTDIS-Court ORD Dissolved

FR CITE: FR CITE DATE:

REFERENCE 9224202, 1133311, 1133312,
MESSAGE # 1220301
(s):

CASE #(s): C-570-938

EFFECTIVE DATE: 08/25/2011 COURT CASE #: 09-00241

PERIOD OF REVIEW: 01/01/2010 TO 12/31/2010

PERIOD COVERED: 01/01/2010 TO 12/31/2010

Notice of Lifting of Suspension Date: 08/25/2011

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION INSTRUCTIONS FOR CITRIC ACID AND CERTAIN CITRATE SALTS FROM THE PEOPLE'S REPUBLIC OF CHINA FOR PERIOD 01/01/2010 THROUGH 12/31/2010 (C-570-938)

NOTE: NOTICE OF LIFTING OF SUSPENSION OCCURRED ON THE MESSAGE DATE LISTED IN THESE INSTRUCTIONS. SEE PARAGRAPH 3 BELOW.

1. ON 08/09/2011, THE U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT DISMISSED THE CASE OF SHANDONG TTCA, ET AL., V. UNITED STATES, ET AL., ON APPEAL FROM THE U.S. COURT OF INTERNATIONAL TRADE, CT NO. 09-00241. AS A RESULT OF THIS DECISION, THE INJUNCTION TO WHICH MESSAGE 9224202 REFERS ENJOINING LIQUIDATION OF ENTRIES WHICH ARE SUBJECT TO THE COUNTERVAILING DUTY ORDER ON CITRIC ACID AND CERTAIN CITRATE SALTS FROM CHINA DISSOLVED ON 08/09/2011.

2. ACCORDINGLY, FOR THE FOLLOWING FIRMS, YOU ARE NOW INSTRUCTED TO ASSESS COUNTERVAILING DUTIES ON ALL SHIPMENTS OF CITRIC ACID AND CERTAIN CITRATE SALTS FROM THE PEOPLE'S REPUBLIC OF CHINA, ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION DURING THE PERIOD 01/01/2010 THROUGH 12/31/2010 AT THE CASH DEPOSIT OR BONDING RATE REQUIRED AT THE TIME OF ENTRY:

COMPANY NAME: TTCA CO., LTD. (A.K.A. SHANDONG TTCA BIOCHEMISTRY CO., LTD.)
CASE NUMBER: C-570-938-001

COMPANY NAME: YIXING UNION BIOCHEMICAL CO., LTD. AND YIXING UNION COGENERATION CO., LTD.
CASE NUMBER: C-570-938-002

COMPANY NAME: ANHUI BBKA BIOCHEMICAL CO., LTD.
CASE NUMBER: C-570-938-003

COMPANY: WEIFANG ENSIGN INDUSTRY CO., LTD.

CASE NUMBER: TEN DIGIT CASE NUMBER NOT ASSIGNED; ENTRIES MAY HAVE BEEN MADE UNDER CASE NUMBER C-570-938-000.

COMPANY: HUOZHOU COAL ELECTRICITY SHANXI FENHE BIOCHEMISTRY CO., LTD.
CASE NUMBER: TEN DIGIT CASE NUMBER NOT ASSIGNED; ENTRIES MAY HAVE BEEN MADE UNDER CASE NUMBER C-570-938-000.

COMPANY: A.H.A. INTERNATIONAL CO., LTD.
CASE NUMBER: TEN DIGIT CASE NUMBER NOT ASSIGNED; ENTRIES MAY HAVE BEEN MADE UNDER CASE NUMBER C-570-938-000.

COMPANY: LAIWU TAIHE BIOCHEMISTRY CO., LTD.
CASE NUMBER: TEN DIGIT CASE NUMBER NOT ASSIGNED; ENTRIES MAY HAVE BEEN MADE UNDER CASE NUMBER C-570-938-000.

COMPANY: GANSU XUEJING BIOCHEMICAL CO., LTD.
CASE NUMBER: TEN DIGIT CASE NUMBER NOT ASSIGNED; ENTRIES MAY HAVE BEEN MADE UNDER CASE NUMBER C-570-938-000.

COMPANY: HUNAN DONGTING CITRIC ACID CHEMICALS CO., LTD.
CASE NUMBER: TEN DIGIT CASE NUMBER NOT ASSIGNED; ENTRIES MAY HAVE BEEN MADE UNDER CASE NUMBER C-570-938-000.

COMPANY: SHIHEZI CITY CHANGYUN BIOCHEMICAL CO., LTD.
CASE NUMBER: TEN DIGIT CASE NUMBER NOT ASSIGNED; ENTRIES MAY HAVE BEEN MADE UNDER CASE NUMBER C-570-938-000.

COMPANY: JIALI INTERNATIONAL CORP.
CASE NUMBER: TEN DIGIT CASE NUMBER NOT ASSIGNED; ENTRIES MAY HAVE BEEN MADE UNDER CASE NUMBER C-570-938-000.

COMPANY: LIANYUNGANG SHUREN SCIENTIFIC CREATION IMPORT & EXPORT CO., LTD.
CASE NUMBER: TEN DIGIT CASE NUMBER NOT ASSIGNED; ENTRIES MAY HAVE BEEN MADE UNDER CASE NUMBER C-570-938-000.

COMPANY: JIANGSU GADOT NUOBEI BIOCHEMICAL CO., LTD.
CASE NUMBER: TEN DIGIT CASE NUMBER NOT ASSIGNED; ENTRIES MAY HAVE BEEN MADE UNDER CASE NUMBER C-570-938-000.

COMPANY: CHANGSHA GLORYSEA BIOCHEMICALS CO., LTD.

CASE NUMBER: TEN DIGIT CASE NUMBER NOT ASSIGNED; ENTRIES MAY HAVE BEEN MADE UNDER CASE NUMBER C-570-938-000.

3. THESE INSTRUCTIONS CONSTITUTE NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE DURING THE PERIOD 01/01/2010 THROUGH 12/31/2010 FOR THE FIRMS LISTED IN PARAGRAPH TWO. ACCORDINGLY, NOTICE OF LIFTING OF SUSPENSION OCCURRED ON THE MESSAGE DATE LISTED IN THESE INSTRUCTIONS. FOR ALL OTHER SHIPMENTS OF CITRIC ACID AND CERTAIN CITRATE SALTS FROM THE PEOPLE'S REPUBLIC OF CHINA YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED COUNTERVAILING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

4. THE INJUNCTION WITH COURT NUMBER 11-00172, IN MESSAGE NUMBER 1220301, DATED 08/08/2011, IS APPLICABLE TO CERTAIN MERCHANDISE ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION BY GLOBAL COMMODITY GROUP, LLC, CONSISTING OF CITRIC ACID OF CHINESE ORIGIN BLENDED IN THE DOMINICAN REPUBLIC WITH CITRIC ACID OF NON-CHINESE ORIGIN THAT WAS SUBJECT TO THE DEPARTMENT OF COMMERCE'S SCOPE RULING OF MAY 2, 2011 (SEE MESSAGES 1133311 AND 1133312, DATED 05/13/2011). ACCORDINGLY, UNTIL FURTHER NOTICE, CONTINUE TO SUSPEND LIQUIDATION OF THESE ENTRIES UNTIL LIQUIDATION INSTRUCTIONS ARE PROVIDED. (NOTE: A-247-937 AND C-247-938 ARE THE CASE NUMBERS THAT COVER ENTRIES OF CITRIC ACID AND CERTAIN CITRATE SALTS FROM THE DOMINICAN REPUBLIC THAT MAY BE SUBJECT TO ANTIDUMPING AND COUNTERVAILING DUTIES).

5. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE U.S. CUSTOMS AND BORDER PROTECTION (CBP) ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. 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 OF PAYMENT OF ESTIMATED COUNTERVAILING DUTIES 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. 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:CS).

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