

MESSAGE NO: 1105304 MESSAGE DATE: 04/15/2011
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: ALI-Auto Liquidation

FR CITE: 76 FR 17825 FR CITE DATE: 03/31/2011

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-851

EFFECTIVE DATE: 03/31/2011 COURT CASE #:

PERIOD OF REVIEW: 02/01/2010 TO 01/31/2011

PERIOD COVERED: 02/01/2010 TO 01/31/2011

Notice of Lifting of Suspension Date: 03/31/2011

TO: { Directors Of Field Operations, Port Directors }

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

RE: NON-REVIEW LIQUIDATION INSTRUCTION FOR CERTAIN PRESERVED MUSHROOMS FROM THE PEOPLE'S REPUBLIC OF CHINA FOR THE PERIOD 02/01/2010-01/31/2011 (A-570-851)

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 AND IN ACCORDANCE WITH SECTION 351.213 OF COMMERCE'S REGULATIONS.

2. THE LIQUIDATION AND CASH-DEPOSIT RATES FOR FIRMS WITH A NON-MARKET ECONOMY SEPARATE RATE, FOR WHICH AN ANTIDUMPING ADMINISTRATIVE REVIEW WAS NOT REQUESTED, WILL NOT BE REVISED FOR THIS PERIOD. THE FIRMS LISTED BELOW HAVE BOTH A NON-MARKET ECONOMY SEPARATE RATE AND ARE NOT SUBJECT TO THE REVIEW FOR THE PERIOD 02/01/2010-01/31/2011. THEREFORE, IN ACCORDANCE WITH SECTION 351.212(C) OF DEPARTMENT OF COMMERCE REGULATIONS, YOU ARE TO ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION FOR THE FIRMS LISTED BELOW AT THE CASH-DEPOSIT OR BONDING RATE IN EFFECT AT THE TIME OF ENTRY.

PRODUCT: CERTAIN PRESERVED MUSHROOMS

COUNTRY: THE PEOPLE'S REPUBLIC OF CHINA

CASE NUMBER: A-570-851

PERIOD: (02/01/2010-01/31/2011)

LIQUIDATE ALL ENTRIES FOR FIRMS LISTED BELOW:

MANUFACTURER: TAK FAT TRADING CO.

CASE NUMBER (A-570-851-002)

MANUFACTURER: SHENZHEN COFRY CEREALS, OILS & FOODSTUFFS CO.

CASE NUMBER (A-570-851-003)

MANUFACTURER: JIANGSU CEREALS, OILS & FOODSTUFFS GROUP IMP./EXP.
CASE NUMBER (A-570-851-005)

MANUFACTURER: FUJIAN PROVINCIAL CEREALS, OILS & FOODSTUFFS I&E
CASE NUMBER (A-570-851-006)

MANUFACTURER: PUTIAN CANNERY FUJIAN PROVINCE
CASE NUMBER (A-570-851-007)

MANUFACTURER: GENERAL CANNED FOODS FACTORY OF ZHANGZHOU
CASE NUMBER (A-570-851-009)

MANUFACTURER: ZHEJIANG CEREALS, OILS & FOODSTUFFS I&E CORP.
CASE NUMBER (A-570-851-010)

MANUFACTURER: SHANGHAI FOODSTUFFS I&E CORP.
CASE NUMBER (A-570-851-011)

MANUFACTURER: CANNED GOODS CO. OF RAOPING
CASE NUMBER (A-570-851-012)

MANUFACTURER: RAOPING XINGYU FOODS CO., LTD.
CASE NUMBER (A-570-851-013)

MANUFACTURER: MEI WEI FOOD INDUSTRY CO., LTD.
CASE NUMBER (A-570-851-014)

MANUFACTURER: SHANTOU HONGDA INDUSTRIAL GENERAL CORP.
CASE NUMBER (A-570-851-016)

MANUFACTURER: SHENXIAN DONGXING FOODS, CO., LTD.
CASE NUMBER (A-570-851-017)

MANUFACTURER: LIBERTY GOLD FRUIT CO., INC.
CASE NUMBER (A-570-851-018)

MANUFACTURER: PAN PACIFIC PRODUCTS, INC.
CASE NUMBER (A-570-851-019)

MANUFACTURER: HENGXIAN PRO-LIGHT FOOD FACTORY
EXPORTER: SHENZHEN QUNXINGYUAN TRADING CO., LTD.
CASE NUMBER (A-570-851-021)

MANUFACTURER: JIA SHUN FOODSTUFF CO. LTD.
EXPORTER: ZHANGZHOU JINGXIANG FOODS CO., LTD.
CASE NUMBER (A-570-851-022)

MANUFACTURER: XIAMEN ZHONGJIA IMP. & EXP. CO., LTD.
EXPORTER: XIAMEN ZHONGJIA IMP. & EXP. CO., LTD.
CASE NUMBER (A-570-851-023)

MANUFACTURER: ZHANGZHOU LONGHAI MINHUI IND. & TRADE CO., LTD.
EXPORTER: ZHANGZHOU LONGHAI MINHUI IND. & TRADE CO., LTD.
CASE NUMBER (A-570-851-024)

MANUFACTURER: GUANGXI YIZHOU DONGFANG CANNERY
EXPORTER: NANNING RUNCHAO INDUSTRIAL FOODS, INC.
CASE NUMBER (A-570-851-027)

MANUFACTURER: COFCO (ZHANGZHOU) FOOD INDUSTRIAL CO., LTD.
CASE NUMBER (A-570-851-030)

MANUFACTURER: RAOPING YUCUN CANNED FOODS FACTORY
CASE NUMBER (A-570-851-038)

MANUFACTURER: ZHEJIANG ICEMAN GROUP CO., LTD.
EXPORTER: ZHEJIANG ICEMAN GROUP CO., LTD.
CASE NUMBER (A-570-851-044)

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

4. ENTRIES OF MERCHANDISE OF FIRMS NOT LISTED ABOVE SHOULD NOT BE LIQUIDATED UNTIL YOU RECEIVE SPECIFIC INSTRUCTIONS AFTER COMPLETION OF THE ANTIDUMPING ADMINISTRATIVE REVIEW FOR THE PERIOD 02/01/2010-01/31/2011. CONTINUE TO SUSPEND LIQUIDATION OF ALL ENTRIES OF MERCHANDISE THAT WERE

EXPORTED BY THE UNLISTED FIRMS AND ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THIS PERIOD.

5. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE DURING THE PERIOD 02/01/2010 THROUGH 01/31/2011 OCCURRED WITH THE PUBLICATION OF THE NOTICE OF INITIATION OF ADMINISTRATIVE REVIEW FOR THE 02/2011 ANNIVERSARY MONTH (76 FR 17825, 03/31/2011). FOR ALL OTHER SHIPMENTS OF CERTAIN PRESERVED MUSHROOMS FROM THE PEOPLE'S REPUBLIC OF CHINA, YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES AT THE CURRENT CASH DEPOSIT RATES OR PER-UNIT AMOUNTS.

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. 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 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 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 O7:SB).

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