

MESSAGE NO: 1042302 MESSAGE DATE: 02/11/2011

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: INJ-Injunction PUBLIC NON-PUBLIC
SUB-TYPE: COR-Correction

FR CITE: 72 FR 39788 FR CITE DATE: 07/20/2007

REFERENCE MESSAGE # (s): 7264202

CASE #(s): A-570-831

EFFECTIVE DATE: 07/20/2007 COURT CASE #: 07-00277

PERIOD OF REVIEW: 11/01/2004 TO 10/31/2005

PERIOD COVERED: 11/01/2004 TO 10/31/2005

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: CORRECTION OF MESSAGE 7264202 DATED 9/21/2007 OF FRESH GARLIC FROM THE PEOPLE'S REPUBLIC OF CHINA FOR THE PERIOD 11/01/2004 THROUGH 10/31/2005 (A-570-831)

1. ON 7/20/2007, THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER THE AMENDED FINAL RESULTS OF THE ANTIDUMPING REVIEW OF FRESH GARLIC FROM THE PEOPLE'S REPUBLIC OF CHINA 72 FR 39788 (7/20/2007). THIS IS A CORRECTION OF PARAGRAPH 1 AND PARAGRAPH 3 IN MESSAGE 7264202, DATED 9/21/2007.
2. IN PARAGRAPHS 1 AND 3 OF MESSAGE NUMBER 7264202, THE DEPARTMENT INFORMED CBP THAT, ON 09/11/2007, THE U.S. COURT OF INTERNATIONAL TRADE (CIT) ISSUED A PRELIMINARY INJUNCTION ENJOINING LIQUIDATION OF CERTAIN ENTRIES WHICH ARE SUBJECT TO THE ANTIDUMPING DUTY ORDER ON FRESH GARLIC FROM THE PEOPLE'S REPUBLIC OF CHINA, A-570-831, "PRODUCED OR EXPORTED" BY CERTAIN COMPANIES. THIS INJUNCTION WAS ISSUED IN CONNECTION WITH COURT CASE 07-00277. ON 09/27/2007, IN CONNECTION WITH COURT CASE 07-00277, THE CIT AMENDED THIS PRELIMINARY INJUNCTION TO STRIKE THE PHRASE "PRODUCED OR" WITH RESPECT TO CERTAIN COMPANIES LISTED IN PARAGRAPHS 1 AND 3 OF MESSAGE NUMBER 7264202. PURSUANT TO THE TERMS OF THE AMENDED INJUNCTION, NO LIQUIDATION OF THE ENTRIES COVERED BY THE AMENDED INJUNCTION MAY BE MADE FOR ENTRIES WHICH REMAIN UNLIQUIDATED AS OF 09/27/2007. ACCORDINGLY, PARAGRAPHS 1 AND 3 OF MESSAGE NUMBER 7264202 SHOULD BE CORRECTED TO REFLECT THIS AMENDMENT.
3. PARAGRAPH 1 OF MESSAGE 7264202 CURRENTLY READS AS FOLLOWS:

ON 9/11/2007, THE U.S. COURT OF INTERNATIONAL TRADE ISSUED A PRELIMINARY INJUNCTION ENJOINING LIQUIDATION OF CERTAIN ENTRIES WHICH ARE SUBJECT TO THE ANTIDUMPING DUTY ORDER ON FRESH GARLIC FROM THE PEOPLE'S REPUBLIC OF CHINA, A-570-831, EXPORTED BY QINGDAO CAMEL TRADING CO., LTD. AND PRODUCED BY JINXIANG COUNTY LUFENG AGRICULTURAL PRODUCTION MATERIAL CO., LTD.,

EXPORTED BY QINGDAO SATURN INTERNATIONAL TRADE CO., LTD. AND PRODUCED BY CANGSHAN COUNTY TAIFENG AGRICULTURAL BY-PRODUCTS PROCESSING CO., LTD., PRODUCED AND EXPORTED BY SHANDONG LONGTAI FRUITS AND VEGETABLES CO.,LTD. OR XUZHOU SIMPLE GARLIC INDUSTRY CO.,LTD., PRODUCED OR EXPORTED BY SUNNY IMPORT AND EXPORT CO., LTD., JININGTRANS-HIGH TRADING CO., LTD., JINXIANG DONGYUN FREEZING STORAGE CO., LTD., JINXIANG SHANYANG FREEZING STORAGE CO., LTD. (AKA JINXIANG SHANYANG FREEZING AND STORAGE CO., INC.),TAIAN FOOK HUAT TONG KEEFOOD STUFFS CO., LTD., HEZE EVER BEST INTERNATIONAL TRADE CO.,LTD., HUAIYANG HONGDA DEHYDRATED VEGETABLE COMPANY, LINSHU DADINGPRIVATE AGRICULTURAL PRODUCTS CO., LTD. OR TAIYAN ZIYANG FOOD CO., LTD. FOR THE PERIOD 11/01/2004 THROUGH 10/31/2005.

4. INSTEAD, PARAGRAPH 1 OF MESSAGE NUMBER 7264202 SHOULD READ AS FOLLOWS:

ON 9/11/2007, THE U.S. COURT OF INTERNATIONAL TRADE ISSUED A PRELIMINARY INJUNCTION ENJOINING LIQUIDATION OF CERTAIN ENTRIES WHICH ARE SUBJECT TO THE ANTIDUMPING DUTY ORDER ON FRESH GARLIC FROM THE PEOPLE'S REPUBLIC OF CHINA, A-570-831. THESE INCLUDE ENTRIES:

EXPORTED BY QINGDAO CAMEL TRADING CO., LTD. AND PRODUCED BY JINXIANG COUNTY LUFENG AGRICULTURAL PRODUCTION MATERIAL CO., LTD.;

EXPORTED BY QINGDAO SATURN INTERNATIONAL TRADE CO., LTD. AND PRODUCED BY CANGSHAN COUNTY TAIFENG AGRICULTURAL BY-PRODUCTS PROCESSING CO., LTD.;

PRODUCED AND EXPORTED BY SHANDONG LONGTAI FRUITS AND VEGETABLES CO.,LTD. OR XUZHOU SIMPLE GARLIC INDUSTRY CO.,LTD.;

EXPORTED BY SUNNY IMPORT AND EXPORT CO., LTD., JININGTRANS-HIGH TRADING CO., LTD., JINXIANG DONGYUN FREEZING STORAGE CO., LTD., JINXIANG SHANYANG FREEZING STORAGE CO., LTD. (AKA JINXIANG SHANYANG FREEZING AND STORAGE CO., INC.), TAIAN FOOK HUAT TONG KEEFOOD STUFFS CO., LTD.,

HEZE EVER BEST INTERNATIONAL TRADE CO.,LTD.,
HUAIYANG HONGDA DEHYDRATED VEGETABLE COMPANY,
LINSHU DADINGPRIVATE AGRICULTURAL PRODUCTS CO., LTD. OR
TAIYAN ZIYANG FOOD CO., LTD.,

FOR THE PERIOD 11/01/2004 THROUGH 10/31/2005.

5. PARAGRAPH 3 OF MESSAGE 7264202 CURRENTLY READS AS FOLLOWS:

ACCORDINGLY, UNTIL FURTHER NOTICE, DO NOT LIQUIDATE ENTRIES OF SUBJECT MERCHANDISE WHICH WERE EXPORTED BY QINGDAO CAMEL TRADING CO., LTD. AND PRODUCED BY JINXIANG COUNTY LUFENG AGRICULTURAL PRODUCTION MATERIAL CO.,LTD., EXPORTED BY QINGDAO SATURN INTERNATIONAL TRADE CO., LTD. AND PRODUCED BY CANGSHAN COUNTY TAIFENG AGRICULTURAL BY PRODUCTS PROCESSING CO., LTD., PRODUCED AND EXPORTED BY SHANDONG LONGTAI FRUITS AND VEGETABLES CO.,LTD. OR XUZHOU SIMPLE GARLIC INDUSTRY CO.,LTD., PRODUCED OR EXPORTED BY SUNNY IMPORT AND EXPORT CO., LTD., JINING TRANS HIGHTRADING CO., LTD., JINXIANG DONGYUN FREEZING STORAGE CO., LTD., JINXIANG SHANYANG FREEZING STORAGE CO., LTD. (AKA JINXIANG SHANYANG FREEZING AND STORAGE CO., INC.),TAIAN FOOK HUAT TONG KEEFOOD STUFFS CO., LTD., HEZE EVER BEST INTERNATIONAL TRADE CO., LTD., HUAIYANG HONGDA DEHYDRATED VEGETABLE COMPANY, LINSHU DADINGPRIVATE AGRICULTURAL PRODUCTS CO., LTD. OR TAIYAN ZIYANG FOOD CO., LTD., AND WHICH WERE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 11/01/2004 THROUGH 10/31/2005. CONTINUE TO SUSPEND LIQUIDATION OF THESE ENTRIES UNTIL LIQUIDATION INSTRUCTIONS ARE PROVIDED.

8. INSTEAD, PARAGRAPH 3 OF MESSAGE NUMBER 7264202 SHOULD READ AS FOLLOWS:

ACCORDINGLY, UNTIL FURTHER NOTICE, DO NOT LIQUIDATE ENTRIES OF SUBJECT MERCHANDISE WHICH WERE:

EXPORTED BY QINGDAO CAMEL TRADING CO., LTD. AND
PRODUCED BY JINXIANG COUNTY LUFENG AGRICULTURAL PRODUCTION MATERIAL
CO., LTD.;

EXPORTED BY QINGDAO SATURN INTERNATIONAL TRADE CO., LTD.,

AND PRODUCED BY CANGSHAN COUNTY TAIFENG AGRICULTURAL BY PRODUCTS PROCESSING CO., LTD.;

PRODUCED AND EXPORTED BY SHANDONG LONGTAI FRUITS AND VEGETABLES CO.,LTD. OR XUZHOU SIMPLE GARLIC INDUSTRY CO.,LTD.;

EXPORTED BY SUNNY IMPORT AND EXPORT CO., LTD .,
JINING TRANS HIGH TRADING CO., LTD.,
JINXIANG DONGYUN FREEZING STORAGE CO., LTD.,
JINXIANG SHANYANG FREEZING STORAGE CO., LTD. (AKA JINXIANG SHANYANG FREEZING AND STORAGE CO., INC.),
TAIAN FOOK HUAT TONG KEEFOOD STUFFS CO., LTD.,
HEZE EVER BEST INTERNATIONAL TRADE CO., LTD.,
HUAIYANG HONGDA DEHYDRATED VEGETABLE COMPANY,
LINSHU DADING PRIVATE AGRICULTURAL PRODUCTS CO., LTD. OR
TAIYAN ZIYANG FOOD CO., LTD.,

AND WHICH WERE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 11/01/2004 THROUGH 10/31/2005. CONTINUE TO SUSPEND LIQUIDATION OF THESE ENTRIES UNTIL LIQUIDATION INSTRUCTIONS ARE PROVIDED.

9. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTHAM AT 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 O9: TL).

10. 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