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MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: 75 FR 22842 FR CITE DATE: 04/30/2010

REFERENCE 0007309
MESSAGE #
(s):

CASE #(s): C-552-805

EFFECTIVE DATE: 04/30/2010 COURT CASE #:

PERIOD OF REVIEW: 09/04/2009 TO 04/30/2010

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 04/30/2010

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION FOLLOWING ITC NOTIFICATION OF THREAT OF MATERIAL INJURY FOR POLYETHYLENE RETAIL CARRIER BAGS FROM VIETNAM (C-552-805)

1. ON 04/30/2010, THE U.S. INTERNATIONAL TRADE COMMISSION (ITC) PUBLISHED IN THE FEDERAL REGISTER (75 FR 22842, DATED 04/30/2010) ITS FINAL DETERMINATION NOTIFYING THE DEPARTMENT OF COMMERCE (COMMERCE) THAT IMPORTS OF POLYETHYLENE RETAIL CARRIER BAGS (PRCBS) FROM THE SOCIALIST REPUBLIC OF VIETNAM (VIETNAM) THREATEN THE U.S. INDUSTRY WITH MATERIAL INJURY.

2. IN ACCORDANCE WITH SECTION 706(B)(2) OF THE TARIFF ACT OF 1930, U.S. CUSTOMS AND BORDER PROTECTION (CBP) SHOULD TERMINATE THE SUSPENSION OF LIQUIDATION FOR ALL SHIPMENTS OF PRCBS FROM VIETNAM ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION THAT WERE SUSPENDED BEFORE 04/30/2010 (I.E., 09/04/2009 THROUGH 04/30/2010). ALL ENTRIES OF SUBJECT MERCHANDISE THAT WERE SUSPENDED BEFORE 04/30/2010 SHOULD BE LIQUIDATED WITHOUT REGARD TO COUNTERVAILING DUTIES (I.E., RELEASE ALL BONDS AND RETURN ALL CASH DEPOSITS).

3. ON 01/02/2010, COMMERCE DIRECTED CBP TO DISCONTINUE SUSPENSION OF LIQUIDATION FOR COUNTERVAILING DUTY PURPOSES ON ALL SHIPMENTS OF SUBJECT MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 01/02/2010 (MESSAGE 0007309, DATED 01/07/2010). THE SUSPENSION OF LIQUIDATION RESUMED WITH THE PUBLICATION OF THE ITC'S FINAL DETERMINATION IN THE FEDERAL REGISTER (75 FR 22842, DATED 04/30/2010).

4. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION BEFORE DATE OF PUBLICATION OF ITC'S FINAL DETERMINATION NOTICE IN THE FEDERAL REGISTER, OCCURRED WITH THE PUBLICATION OF THE ITC'S FINAL DETERMINATION. FOR ALL OTHER SHIPMENTS OF PRCBS FROM VIETNAM, YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED COUNTERVAILING DUTIES FOR THE MERCHANDISE AT THE CURRENT

RATES.

5. INTEREST PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930 DO NOT APPLY.

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 O6:GC).

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