

MESSAGE NO: 0081301 MESSAGE DATE: 03/22/2010
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR CITE DATE:

REFERENCE 9307209
MESSAGE #
(s):

CASE #(s): A-570-893

EFFECTIVE DATE: 02/05/2010 COURT CASE #: 09-00427

PERIOD OF REVIEW: 02/01/2007 TO 01/31/2008

PERIOD COVERED: 02/01/2007 TO 01/31/2008

Notice of Lifting of Suspension Date: 02/05/2010

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION INSTRUCTIONS FOR CERTAIN FROZEN WARMWATER SHRIMP EXPORTED BY SHANJIANG REGAL INTEGRATED AND SHANTOU LONGSHENG AQUATIC (A-570-893-000/045)

1. ON 2/5/2010, THE U.S. COURT OF INTERNATIONAL TRADE (CIT) ISSUED A FINAL DECISION IN THE CASE OF AD HOC SHRIMP TRADE ACTION COMMITTEE V. UNITED STATES, 09-00427. AS A RESULT OF THIS DECISION, THE INJUNCTION TO WHICH MESSAGE 9307209 REFER ENJOINING LIQUIDATION OF ENTRIES WHICH ARE SUBJECT TO THE ANTIDUMPING DUTY ORDER ON CERTAIN FROZEN WARMWATER SHRIMP FROM THE PEOPLE'S REPUBLIC OF CHINA FOR PERIOD 2/1/2007 THROUGH 1/31/2008 EXPORTED BY ZHANJIANG REGAL INTEGRATED MARINE RESOURCES CO., LTD. AND SHANTOU LONGSHENG AQUATIC PRODUCT FOODSTUFF CO., LTD. DISSOLVED ON 2/5/2010.

2. FOR ALL SHIPMENTS OF CERTAIN FROZEN WARMWATER SHRIMP FROM THE PEOPLE'S REPUBLIC OF CHINA EXPORTED BY ZHANJIANG REGAL INTEGRATED MARINE RESOURCES CO., LTD. OR SHANTOU LONGSHENG AQUATIC PRODUCT FOODSTUFF CO., LTD., IMPORTED BY THE FIRMS LISTED BELOW AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 2/1/2007 THROUGH 1/31/2008, ASSESS ANTIDUMPING LIABILITY OF THE MARGIN PERCENT OF THE ENTERED VALUE LISTED.

EXPORTER: ZHANJIANG REGAL INTEGRATED MARINE RESOURCES CO., LTD. (A-570-893-045)

IMPORTER OR CUSTOMER: TRANS PAC FOODS LTD.

FINAL RATE: 0.00

IMPORTER OR CUSTOMER: EASTERN FISH COMPANY

FINAL RATE: 37.11

IMPORTER OR CUSTOMER: OCEAN TO OCEAN SEAFOOD LLC.

FINAL RATE: 4.96

IMPORTER OR CUSTOMER: EASTGATE MARINE PRODUCTS LLC.

FINAL RATE: 16.93

EXPORTER: SHANTOU LONGSHENG AQUATIC PRODUCT FOODSTUFF CO., LTD. (A-570-893-000)

IMPORTER OR CUSTOMER: ARCTIC FOOD SERVICES INC.

FINAL RATE: 9.08

ENTRIES FOR ZHANJIANG REGAL INTEGRATED MARINE RESOURCES CO., LTD. (A-570-893-045) MAY HAVE ENTERED UNDER A-570-893-000.

3. THESE INSTRUCTIONS CONSTITUTE NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE DURING THE PERIOD 2/1/2007 THROUGH 1/31/2008. FOR ALL OTHER SHIPMENTS OF CERTAIN FROZEN WARMWATER SHRIMP FROM THE PEOPLE'S REPUBLIC OF CHINA YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

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

5. 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.

6. 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.

7. 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 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 O9: PW).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

FLORENCE CONSTANT

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party

Case #	Rate	Party Indicator*	Party ID	Party Name
A-570-893-000		E		SHANTOU LONGSHENG AQUATIC PRODUCT FOODSTUFF CO., LTD.
A-570-893-000	9.08%	I		ARTIC FOOD SERVICES INC.
A-570-893-045		E		ZHANJIANG REGAL INTEGRATED MARINE RESOURCES CO., LTD.
A-570-893-045		I		TRANS PAC FOODS LTD., ET.AL. (OTHER IMPORTERS AND RATES LISTED IN MESSAGE BODY)