

MESSAGE NO: 7134201 MESSAGE DATE: 05/14/2007  
MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: FNO-Final Det w/Order PUBLIC  NON-PUBLIC   
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-570-905

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 04/19/2007 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: CASH DEPOSITS FOR THE NOTICE OF FINAL DETERMINATION IN THE  
ANTIDUMPING DUTY INVESTIGATION OF POLYESTER STAPLE FIBER FROM CHINA (A-570-  
905)

MESSAGE NO: 7134201 DATE: 05 14 2007

CATEGORY: ADA TYPE: FNO

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 905 - -

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PERIOD COVERED: 04 19 2007 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: CASH DEPOSITS FOR THE NOTICE OF FINAL DETERMINATION IN  
THE ANTIDUMPING DUTY INVESTIGATION OF POLYESTER STAPLE  
FIBER FROM CHINA (A-570-905)

1. ON APRIL 19, 2007, THE DEPARTMENT OF COMMERCE PUBLISHED IN  
THE FEDERAL REGISTER (72 FR 19690) ITS FINAL DETERMINATION OF  
SALES AT LESS THAN FAIR VALUE IN THE ANTIDUMPING DUTY  
INVESTIGATION OF CERTAIN POLYESTER STAPLE FIBER ("PSF") FROM THE  
PEOPLE'S REPUBLIC OF CHINA ("PRC").

2. SCOPE LANGUAGE

THE MERCHANDISE SUBJECT TO THIS PROCEEDING IS SYNTHETIC STAPLE FIBERS, NOT CARDED, COMBED OR OTHERWISE PROCESSED FOR SPINNING, OF POLYESTERS MEASURING 3.3 DECITEX (3 DENIER, INCLUSIVE) OR MORE IN DIAMETER. THIS MERCHANDISE IS CUT TO LENGTHS VARYING FROM ONE INCH (25 MM) TO FIVE INCHES (127 MM). THE SUBJECT MERCHANDISE MAY BE COATED, USUALLY WITH A SILICON OR OTHER FINISH, OR NOT COATED. PSF IS GENERALLY USED AS STUFFING IN SLEEPING BAGS, MATTRESSES, SKI JACKETS, COMFORTERS, CUSHIONS, PILLOWS, AND FURNITURE.

THE FOLLOWING PRODUCTS ARE EXCLUDED FROM THE SCOPE: (1) PSF OF LESS THAN 3.3 DECITEX (LESS THAN 3 DENIER) CURRENTLY CLASSIFIABLE IN THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS") AT SUBHEADING 5503.20.0025 AND KNOWN TO THE INDUSTRY AS PSF FOR SPINNING AND GENERALLY USED IN WOVEN AND KNIT APPLICATIONS TO PRODUCE TEXTILE AND APPAREL PRODUCTS; (2) PSF OF 10 TO 18 DENIER THAT ARE CUT TO LENGTHS OF 6 TO 8 INCHES AND THAT ARE GENERALLY USED IN THE MANUFACTURE OF CARPETING; AND (3) LOW-MELT PSF DEFINED AS A BI-COMPONENT FIBER WITH AN OUTER, NON-POLYESTER SHEATH THAT MELTS AT A SIGNIFICANTLY LOWER

TEMPERATURE THAN ITS INNER POLYESTER CORE (CLASSIFIED AT HTSUS 5503.20.0015).

CERTAIN PSF IS CLASSIFIABLE UNDER THE HTSUS SUBHEADINGS 5503.20.0045 AND 5503.20.0065. ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER THE ORDERS IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES, THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER A-570-905.

4. THE DEPARTMENT OF COMMERCE FOUND THAT NO FINAL MARGIN EXISTS WITH RESPECT TO IMPORTS OF PSF FROM THE PRC WHICH WAS MANUFACTURED AND EXPORTED BY CIXI JIANGNAN CHEMICAL CO., LTD. (A-570-905-001). ACCORDINGLY, THE CUSTOMS AND BORDER PROTECTION SERVICE ("CBP") IS DIRECTED TO TERMINATE THE SUSPENSION OF LIQUIDATION OF SHIPMENTS OF PSF MANUFACTURED BY CIXI JIANGNAN

CHEMICAL CO., LTD. ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER DECEMBER 26, 2006. ANY BOND OR SECURITY POSTED SHOULD BE RELEASED AND ANY CASH DEPOSIT SHOULD BE REFUNDED. INTEREST PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930 DO NOT APPLY.

5. FOR IMPORTS OF PSF FROM THE PRC NOT MANUFACTURED AND EXPORTED BY CIXI JIANGNAN CHEMICAL CO., LTD. OR FAR EASTERN INDUSTRIES (SHANGHAI) LTD., CBP SHALL CONTINUE TO SUSPEND LIQUIDATIONS OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER DECEMBER 26, 2006. EFFECTIVE APRIL 19, 2007 CUSTOMS SHALL REQUIRE, FOR SUCH ENTRIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE MARGINS SHOWN BELOW:

MFR/PRODUCER EXPORTER	CUSTOMS ID NUMBER	(MARGIN/AD VALOREM) (PERCENTAGE)
NINGBO DAFA CHEMICAL FIBER CO., LTD.	A-570-905-003	4.86%
CIXI SANSHENG CHEMICAL FIBER CO., LTD.	A-570-905-004	4.44%
CIXI SANTAI CHEMICAL FIBER CO., LTD.	A-570-905-005	4.44%
CIXI WAYSUN CHEMICAL FIBER CO., LTD.	A-570-905-006	4.44%
HANGZHOU BEST CHEMICAL FIBRE CO., LTD.	A-570-905-007	4.44%
HANGZHOU HANBANG CHEMICAL FIBRE CO., LTD.	A-570-905-008	4.44%
HANGZHOU HUACHUANG CO., LTD.	A-570-905-009	4.44%

HANGZHOU SANXIN PAPER CO., LTD.A-570-905-010 4.44%

HANGZHOU TAIFU TEXTILE FIBER A-570-905-011 4.44%  
CO., LTD.

JIAXANG FUDA CHEMICAL A-570-905-012 4.44%  
FIBRE FACTORY

NANTONG LUOLAI CHEMICAL A-570-905-013 4.44%  
FIBER CO. LTD.

NANYANG TEXTILE CO., LTD. A-570-905-014 4.44%

SUZHOU POLYFIBER CO., LTD. A-570-905-015 4.44%

XIAMEN XIANGLU FIBER CHEMICAL CO.A-570-905-016 4.44%

ZHAOQING TIFO NEW FIBER CO., LTD.A-570-905-017 4.44%

ZHEJIANG ANSHUN PETTECHS A-570-905-018 4.44%  
FIBRE CO., LTD.

ZHEJIANG WAYSUN CHEMICAL A-570-905-019 4.44%  
FIBER CO., LTD.

PRC-WIDE RATE A-570-905-000 44.30%

6. IN ACCORDANCE WITH T.D. 85-145, AT THE DISCRETION OF CBP, CBP OFFICERS MAY ACCEPT EITHER A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND OR A CONTINUOUS BASIC IMPORTATION AND ENTRY BOND ONLY IF THE AMOUNT OF THE ESTIMATED ANTIDUMPING OR COUNTERVAILING DUTY IS LESS THAN FIVE PERCENT AD VALOREM (OR THE EQUIVALENT). OTHERWISE, WHERE THE IMPORTER HAS THE OPTION TO POST A BOND FOR ESTIMATED ANTIDUMPING OR COUNTERVAILING DUTIES, CBP OFFICERS MUST REQUIRE A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND PURSUANT TO T.D. 85-145. YOU ARE INSTRUCTED TO ADHERE TO THE REQUIREMENTS OF T.D. 85-145 WITH RESPECT TO THESE BONDING

REQUIREMENTS.

7. THE DEPARTMENT OF COMMERCE HAS DETERMINED THAT CRITICAL CIRCUMSTANCES EXIST FOR IMPORTS OF PSF FROM THE PRC WHICH WAS MANUFACTURED AND EXPORTED BY FAR EASTERN INDUSTRIES (SHANGHAI) LTD. FOR IMPORTS OF PSF MANUFACTURED AND EXPORTED BY FAR EASTERN INDUSTRIES (SHANGHAI) LTD., CBP SHALL CONTINUE TO SUSPEND LIQUIDATION OF SUCH SHIPMENTS ENTERED, OR WITHDRAWN FROM

WAREHOUSE, FOR CONSUMPTION ON OR AFTER SEPTEMBER 28, 2006, WHICH IS 90 DAYS PRIOR TO THE DATE OF PUBLICATION OF THE PRELIMINARY DETERMINATION. EFFECTIVE APRIL 19, 2007, CBP SHALL REQUIRE FOR ENTRIES A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE MARGIN RATES SHOWN BELOW FOR THE FOLLOWING MANUFACTURERS, PRODUCERS, OR EXPORTERS:

MFR/PRODUCER EXPORTER	CUSTOMS ID NUMBER	(MARGIN/AD VALOREM) (PERCENTAGE)
FAR EASTERN INDUSTRIES (SHANGHAI) LTD.	A-570-905-002	3.47%

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 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: MSH).

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

CATHY SAUCEDA

## Company Details

\*Party Indicator Value:

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