

MESSAGE NO: 3329305 MESSAGE DATE: 11/25/2013
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: CTDIS-Court ORD Dissolved

FR CITE: FR CITE DATE:

REFERENCE 0253304
MESSAGE #
(s):

CASE #(s): A-570-890

EFFECTIVE DATE: 11/18/2013 COURT CASE #: 10-00254, 10-00258

PERIOD OF REVIEW: 01/01/2008 TO 12/31/2008

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 11/25/2013

TO: { Directors Of Field Operations, Port Directors }

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

RE: Liquidation instructions for furniture from the PRC exported by COE Ltd. for the period 01/01/08 - 12/31/08 (A-570-890)

Notice of the lifting of suspension occurred on the message date of these instructions. See paragraph 3 below.

1. On 11/18/2013, in the consolidated case Dongguan Sunrise Furniture Co. Ltd., et al. v. United States (10-00254), the U.S. Court of International Trade amended the injunction issued in Coaster Company of America, et al. v. United States (10-00258) (see message 0253304) by dissolving the injunction enjoining liquidation of entries which are subject to the antidumping duty order on wooden bedroom furniture from the People's Republic of China for the period 01/01/2008 through 12/31/2008 and exported by COE Ltd. As a result, all entries exported by COE Ltd. shall be liquidated in accordance with the Department of Commerce's final results of administrative review for the period 01/01/2008 through 12/31/2008 (75 FR 50992, 8/18/2010). (The 11/18/2013 amended injunction continues to enjoin liquidation of wooden bedroom furniture from the People's Republic of China for the period 01/01/2008 through 12/31/2008 exported by Langfang Tiancheng Furniture Co., Ltd., or exported by Longrange Furniture Co., Ltd. and imported by Coaster Company of America, see message 0253304.)

2. For all shipments of wooden bedroom furniture from the People's Republic of China exported by COE Ltd. and entered, or withdrawn from warehouse, for consumption during the period 01/01/2008 through 12/31/2008, assess an antidumping liability equal to 43.23 percent of the entered value.

3. These instructions constitute notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 2. Accordingly, notice of the lifting of suspension occurred on the message date of these instructions. Unless instructed otherwise, for all other shipments of wooden bedroom furniture from the People's Republic of China you shall 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, as amended. 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 which 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 shall 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 producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

7. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O4:JP.)

8. 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