

MESSAGE NO: 7241201 MESSAGE DATE: 08/29/2007
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: INJ-Injunction PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-831

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

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: PRELIMINARY INJUNCTION ON FRESH GARLIC FROM CHINA EXP'D BY JINXIANG SHANYANG FREEZING STORAGE CO., LTD. AND SUNNY IMPORT & EXPORT CO.,LTD. CT. 07-00272 & 07-00273

MESSAGE NO: 7241201

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CASES: A - 570 - 831

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PERIOD COVERED: 11 01 2004 TO 10 31 2005

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: PRELIMINARY INJUNCTION ON FRESH GARLIC FROM CHINA EXP'D BY JINXIANG SHANYANG FREEZING STORAGE CO., LTD. AND SUNNY IMPORT & EXPORT CO.,LTD. CT. 07-00272 & 07-00273

1. ON 8/14/2007, THE U.S. COURT OF INTERNATIONAL TRADE ISSUED PRELIMINARY INJUNCTIONS 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 JINXIANG SHANYANG FREEZING STORAGE CO., LTD. AND SUNNY IMPORT AND EXPORT CO., LTD. FOR THE PERIOD 11/01/2004 THROUGH 10/31/2005.

2. THESE INJUNCTIONS WERE ISSUED IN CONNECTION WITH COURT CASE NUMBERS 07-00272 AND 07-00273 AND ENJOINS LIQUIDATION OF THE ENTRIES DESCRIBED ABOVE.

3. ACCORDINGLY, UNTIL FURTHER NOTICE, DO NOT LIQUIDATE ENTRIES OF SUBJECT MERCHANDISE WHICH WERE EXPORTED BY JINXIANG SHANYANG FREEZING STORAGE CO., LTD. (AKA JINXIANG SHANYANG FREEZING AND STORAGE CO., INC.) AND SUNNY IMPORT AND EXPORT 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 AND WHICH WERE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 11/01/2004 THROUGH 10/31/2005.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.

4. LIQUIDATION INSTRUCTIONS FOR ENTRIES AFFECTED BY THESE INJUNCTIONS HAVE NOT YET BEEN ISSUED.

5. EFFECTIVE IMMEDIATELY, CBP IS INSTRUCTED TO PREVENT LIQUIDATION OF ANY ENTRIES SUBJECT TO THE ABOVE.

6. THE DEPARTMENT OF COMMERCE WAS SERVED WITH THE ABOVE REFERENCED INJUNCTIONS ON 8/14/2007. PURSUANT TO THE TERMS OF THE INJUNCTIONS, NO LIQUIDATION OF THE ENTRIES COVERED BY THE INJUNCTIONS MAY BE MADE FOR ENTRIES WHICH REMAIN UNLIQUIDATED AS OF THE FIFTH BUSINESS DAY AFTER THE DAY UPON WHICH COPIES OF THE ORDER WERE PERSONALLY SERVED TO THE APO DOCKET CENTER.

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 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 09:IG).

8. 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