

MESSAGE NO: 7282207 MESSAGE DATE: 10/09/2007
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 5355201
MESSAGE #
(s):
CASE #(s): A-549-822

EFFECTIVE DATE: COURT CASE #:
PERIOD OF REVIEW: TO
PERIOD COVERED: 02/01/2006 TO 01/31/2007

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQ. INST. AND NOTIFICATION OF PARTIAL RESCISSION FOR CERTAIN FROZEN WARMWATER SHRIMP FROM THAILAND (A-549-822)

MESSAGE NO: 7282207

DATE: 10 09 2007

CATEGORY: ADA

TYPE: LIQ

REFERENCE: 5355201

REFERENCE DATE: 12 21 2005

CASES: A - 549 - 822

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PERIOD COVERED: 02 01 2006 TO 01 31 2007

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQ. INST. AND NOTIFICATION OF PARTIAL RESCISSION FOR
CERTAIN FROZEN WARMWATER SHRIMP FROM THAILAND
(A-549-822)

1. THE ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER ON CERTAIN FROZEN WARMWATER SHRIMP FROM THAILAND (A-549-822), COVERING THE PERIOD 02/01/2006 THROUGH 01/31/2007, HAS BEEN RESCINDED FOR THE FIRMS LISTED BELOW (72 FR 50931, 9/5/2007). YOU ARE TO ASSESS ANTIDUMPING DUTIES ON THIS MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD

02/01/2006 THROUGH 01/31/2007 AT THE CASH DEPOSIT RATE REQUIRED AT THE TIME OF ENTRY.

LIQUIDATE ALL ENTRIES FOR THE FOLLOWING FIRMS:

A-549-822-000:

A. WATTANACHAI FROZEN PRODUCTS CO., LTD.
ACU TRANSPORT CO., LTD. (SEE PARAGRAPH 2)
AMPAI FROZEN FOODS LTD. (SEE PARAGRAPH 2)
ANGLO-SIAM SEAFOODS CO., LTD.
A.S. INTERMARINE FOODS CO., LTD.
BANGKOK DEHYDRATED MARINE PRODUCTS CO., LTD.
CAPITAL FOOD TRADE LIMITED
CHAIVAREE MARINE PRODUCTS CO., LTD.
CHUE EIW MONG EAK
CORE SEAFOOD PROCESSING CO., LTD.
DAEDONG (THAILAND) CO., LTD.
DAIEI TAIGEN (THAILAND) CO., LTD.
DYNAMIC INTERTRANSPORT CO., LTD. (SEE PARAGRAPH 2)
EARTH FOOD MANUFACTURING CO., LTD.
F.A.I.T. CORPORATION LIMITED (SEE PARAGRAPH 2)

FAR EAST COLD STORAGE CO., LTD.
FINDUS (THAILAND) LTD.
FISHERY COLD STORAGE PUBLIC
GALLANT OCEAN (THAILAND) CO., LTD.
GROBEST FROZEN FOODS CO., LTD.
H.A.M. INTERNATIONAL CO., LTD.
HENG SEAFOOD LTD. PART.
HERITRADE
HIC (THAILAND) CO., LTD.
INSTANT PRODUCE
INTERNATIONAL PACIFIC MARINE PRODUCTS
INTER-OCEANIC RESOURCES CO., LTD.
K D TRDG
K.L. COLD STORAGE CO., LTD.
LEE HENG SEAFOOD CO., LTD.
LEO TRANSPORTS CORPORATION LTD. (SEE PARAGRAPH 2)
LI-THAI FROZEN FOODS CO., LTD.

MAGNATE AND SYNDICATE CO., LTD.
MAHACHAI FOOD PROCESSING CO., LTD.
MKF INTERFOOD (2004) CO., LTD. (SEE PARAGRAPH 2)
NAMPRIK MAESRI
N&N FOODS CO., LTD.
NR INSTANT PRODUCE
PACIFIC QUEEN CO., LTD.
PENTA IMPEX
PITI SEAFOODS CO., LTD.
PREMIER FROZEN PRODUCTS CO., LTD.
PRESERVED FOODS
QUEEN MARINE FOOD CO., LTD.
RAYONG COLDSTORAGE (1987) CO., LTD.
S. CHAIVAREE COLD STORAGE CO., LTD.
S. KHONKAEN FOOD INDUSTRY PUBLIC CO., LTD. (SEE PARAGRAPH 2)
SAMUI FOODS
SEA BONANZA FOODS CO., LTD.
SHIANLIN BANGKOK CO., LTD. (LOCATED AT 148 MOO 5, TAMBOL
TASAI, MUANG, SAMUT SAKORN, THAILAND)
SIAM CANADIAN FOODS CO., LTD.
SIAM FOOD SUPPLY CO., LTD.
SIAM MARINE PRODUCTS CO., LTD.
SIAM OCEAN FROZEN FOODS CO., LTD.
SIAMCHAI INTERNATIONAL FOOD CO., LTD.
SKY FRESH CO., LTD. (SEE PARAGRAPH 2)
SMILE HEART FOODS CO., LTD.
SUNTECHTHAI INTERTRDG.
SURAPON NICHIREI FOODS CO., LTD.
SURATTHANI MARINE PRODUCTS CO., LTD.
SUREE INTERFOODS CO., LTD.
T.S.F. SEAFOOD CO., LTD.
TANAYA INTERNATIONAL CO., LTD. (SEE PARAGRAPH 2)
TEP KINSHO FOODS CO., LTD. (SEE PARAGRAPH 2)

TEPPITAK SEAFOOD CO., LTD. (SEE PARAGRAPH 2)
THAI AGRI FOODS PUBLIC CO., .LTD.
THAI EXCEL FOODS CO., LTD.
THAI MAHACHAI SEAFOOD PRODUCTS CO., LTD.

THAI OCEAN VENTURE
THAI SPRING FISH CO., LTD.
THAI WORLD IMPORTS AND EXPORTS CO., LTD. (SEE PARAGRAPH 2)
THAI YOO LTD., PART.
THANAYA INTL
TRANG SEAFOOD PRODUCTS PUBLIC CO., LTD.
UNITED COLD STORAGE CO., LTD.

2. PLEASE NOTE THAT FOR THE FOLLOWING COMPANIES, THE NAMES DIFFER FROM THE INITIATION NOTICE (72 FR 17100, 4/6/2007) BECAUSE THE DEPARTMENT HAS OBTAINED INFORMATION DEMONSTRATING THAT THE NAMES PUBLISHED IN THE INITIATION NOTICE WERE INCOMPLETE OR CONTAINED TYPOGRAPHICAL ERRORS:

CORRECT NAME	INITIATION NOTICE NAME
ACU TRANSPORT CO., LTD.	ACU TRANSPORT
AMPAI FROZEN FOODS CO., LTD.	AMPAI FROZEN FOOD CO., LTD.
DYNAMIC INTERTRANSPORT CO., LTD.	DYNAMIC INTERTRANSPORT F.A.I.T. CORPORATION LIMITED
FAIT	
LEO TRANSPORTS CORPORATION LTD.	LEO TRANSPORTS
MKF INTERFOOD (2004) CO., LTD.	MKF INTERFOOD
S. KHONKAEN FOOD INDUSTRY PUBLIC CO., LTD.	S KHONKAEN FOOD IND
SKY FRESH CO., LTD.	SKY FRESH
TANAYA INTERNATIONAL CO., LTD.	TANAYA INTL
TEPPITAK SEAFOOD CO., LTD.	TEPPITAK SEAFOOD
TEP KINSHO FOODS CO., LTD.	TEP KINSHO FOODS
THAI WORLD IMPORTS & EXPORTS CO., LTD.	THAI WORLD IMPORTS &

3. ON DECEMBER 15, 2005, THE U.S. COURT OF INTERNATIONAL TRADE ISSUED A PRELIMINARY INJUNCTION IN CONNECTION WITH COURT CASE NUMBER 05-00197, WHICH IS STILL IN EFFECT. SEE MESSAGE NUMBER 5355201, DATED 12/21/2005.

4. NOTICE OF LIFTING OF SUSPENSION OF LIQUIDATION ON ENTRIES OF THE MERCHANDISE FOR THE PERIOD LISTED ABOVE OCCURRED WITH THE PUBLICATION OF THE PARTIAL RESCISSION OF THE ADMINISTRATIVE REVIEW ON 09/05/2007 (72 FR 50931). YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CUSTOMS AND BORDER PROTECTION ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAYS INTEREST ON OVERPAYMENTS, OR ASSESSES INTEREST ON UNDER PAYMENTS, 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 OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES 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 THE COMMERCE DEPARTMENT 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 EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES 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 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 O2:BR).

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

ANNE MARICICH

Company Details

*Party Indicator Value:

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