

MESSAGE NO: 8067203 MESSAGE DATE: 03/07/2008
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-552-802

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/16/2004 TO 01/12/2005

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION INSTRUCTIONS FOR CERTAIN FROZEN WARMWATER SHRIMP FROM VIETNAM (A-552-802-000/002/012/021/022/023/028)

MESSAGE NO: 8067203 DATE: 03 07 2008

CATEGORY: ADA TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: A - 552 - 802 - -

- - - -

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PERIOD COVERED: 07 16 2004 TO 01 12 2005

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR CERTAIN FROZEN WARMWATER SHRIMP FROM VIETNAM
(A-552-802-000/002/012/021/022/023/028)

1. FOR ALL SHIPMENTS OF CERTAIN FROZEN WARMWATER SHRIMP FROM THE SOCIALIST REPUBLIC OF VIETNAM EXPORTED BY THE ENTITIES LISTED BELOW, ENTERED, OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION, DURING THE PERIOD 07/16/2004 THROUGH 01/12/2005, AND 01/27/05 THROUGH 1/31/06, ASSESS AN ANTIDUMPING LIABILITY OF THE BELOW PERCENTAGE OF THE ENTERED VALUE.

EXPORTER	CUSTOMS ID#	RATE
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VIETNAM-WIDE ENTITY A-552-802-000 25.76 %

KIM ANH COMPANY LIMITED A-552-802-002 25.76 %

HANOI SEAPRODUCTS IMPORT EXPORT CORPORATION,
OR SEAPRODEX HANOI A-552-802-012 25.76 %

VIET NHAN COMPANY A-552-802-021 25.76 %

KIEN GIANG SEA-PRODUCT IMPORT-EXPORT COMPANY,
OR KIEN GIANG SEAPRODUCT IMPORT & EXPORT COMPANY,
OR KIEN GIANG SEAPRODUCT IMPORT AND EXPORT COMPANY,
OR KIEN GIANG SEAPRODUCT IMPORT EXPORT CO.,
OR KIEN GIANG SEA PRODUCT IMPORT & EXPORT CO.,
OR KIEN GIANG SEA PRODUCT IMPORT AND EXPORT COMPANY,
OR KIEN GIANG SEA PRODUCT IMPORT & EXPORT COMPANY,
OR KIEN GIANG SEA PRODUCT IMPORT & EXPORT CO.,
OR KIEN GIANG SEA PRODUCT IM. & EX. CO.,
OR KISIMEX A-552-802-022 25.76 %

AQUATIC PRODUCTS TRADING COMPANY,
OR APT,
OR A.P.T. CO. A-552-802-023 25.76 %

SONG HUONG ASC IMPORT-EXPORT COMPANY LTD.,
OR SONG HUONG ASC JOINT STOCK COMPANY,
OR SOSEAFOOD,
OR ASC,
OR SONG HUONG IMPORT EXPORT SEAFOOD JOINT STOCK COMPANY,
OR SONG HUONG IMPORT-EXPORT SEAFOOD JOINT STOCK COMPANY,
OR SONG HUONG IMPORT EXPORT SEAFOOD COMPANY,
OR SONG HUONG SEAFOOD IMPORT-EXPORT COMPANY,
OR SONG HUONG SEAFOOD IMPORT EXPORT CO.,
OR SONG HUONG SEAFOOD IM-EXPORT CO.,
OR SONGHUONG,
OR SONGHUONG JOINT STOCK COMPANY A-552-802-028 25.76 %

2. IF A BOND OR CASH DEPOSIT WAS COLLECTED AS SECURITY FOR AN ESTIMATED ANTIDUMPING DUTY FOR ANY SHIPMENT OF MERCHANDISE DESCRIBED IN PARAGRAPH 1 THAT WAS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 07/16/2004 THROUGH 01/12/2005, AND 01/27/05 THROUGH 1/31/06, ASSESS A DUMPING LIABILITY EQUAL TO 25.76 PERCENT, BASED ON PARAGRAPH 1 ABOVE, OF THE ENTERED CBP VALUE OR EQUAL TO THE AMOUNT OF THE BOND OR CASH DEPOSIT, WHICHEVER IS LESS.

3. LIQUIDATE ALL ENTRIES BETWEEN 01/13/2005 THROUGH 01/26/2005 WITHOUT REGARD TO DUMPING DUTIES.

4. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE DURING THE PERIOD 07/16/2004 THROUGH 01/31/2006 OCCURRED WITH THE PUBLICATION OF THE FINAL RESULTS OF ADMINISTRATIVE REVIEW (72 FR 52052, 9/12/2007). FOR ALL OTHER SHIPMENTS OF CERTAIN FROZEN WARMWATER SHRIMP FROM THE SOCIALIST REPUBLIC OF VIETNAM YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATE.

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 PAY INTEREST ON OVERPAYMENTS AND 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, WHICH IS 02/01/2005. 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 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 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 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 09:MR).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THE INFORMATION CONTAINED IN THIS E-MAIL MESSAGE.

DAVID M. GENOVESE

Company Details

*Party Indicator Value:

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