

MESSAGE NO: 8150203 MESSAGE DATE: 05/29/2008  
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-570-886

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/26/2004 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQ. INST. FOR ANTIDUMPING SCOPE RULING ON POLYETHYLENE RETAIL CARRIER BAGS FROM CHINA (MEDLINE INDUSTRIES' BAGS LISTED BELOW ARE NOT WITHIN THE SCOPE) (A-570-886)

MESSAGE NO: 8150203

DATE: 05 29 2008

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: A - 570 - 886

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PERIOD COVERED: 01 26 2004 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQ. INST. FOR ANTIDUMPING SCOPE RULING ON POLYETHYLENE RETAIL CARRIER BAGS FROM CHINA (MEDLINE INDUSTRIES' BAGS LISTED BELOW ARE NOT WITHIN THE SCOPE) (A-570-886)

1. ON MAY 8, 2008, IN RESPONSE TO A REQUEST BY MEDLINE INDUSTRIES, INC. ("MEDLINE"), THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING THAT CERTAIN HOSPITAL BAGS ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING POLYETHYLENE RETAIL CARRIER BAGS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-886).

2. THE COMMERCE DEPARTMENT DETERMINED THAT MEDLINE'S CONSUMER

PACKAGING IN WHICH THE PRODUCTS ARE IMPORTED INDICATES AN END-USE OTHER THAN PACKAGING AND CARRYING MERCHANDISE FROM RETAIL ESTABLISHMENTS. THEREFORE, MEDLINE'S PRODUCTS ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING POLYETHYLENE RETAIL CARRIER BAGS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-886).

LIST OF PRODUCTS OUTSIDE THE SCOPE OF THE ANTIDUMPING DUTY ORDER:

ITEM NUMBER: DONDS600C

DESCRIPTION: 20" x 22" DRAWSTRING, 1ML

PRINTING ON PACKAGING: BAG DRAWSTRING MATERNITY

COMPANY/IMPORTER: MEDLINE INDUSTRIES, INC.

ITEM NUMBER: 07510

DESCRIPTION: 18" x 20" x 4" 2ML

PRINTING ON PACKAGING: BAG DRAWSTRING BLONGING

COMPANY/IMPORTER: MEDLINE INDUSTRIES, INC.

ITEM NUMBER: 42818

DESCRIPTION: 18"X 20"X4" 2ML

PRINTING ON PACKAGING: BAG PATIENT BELONG DRAWSTRING

COMPANY/IMPORTER: MEDLINE INDUSTRIES, INC.

ITEM NUMBER: 26900

DESCRIPTION: 18" x 20" x 4" RIGID HANDLE 2ML

PRINTING ON PACKAGING: BAG PATIENT BELONGING

COMPANY/IMPORTER: MEDLINE INDUSTRIES, INC.

3. EFFECTIVE MAY 8, 2008, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER JANUARY 26, 2004, DATE OF THE PRELIMINARY DETERMINATION OF INVESTIGATION (69 FR 3544), OF THE PLASTIC BAGS LISTED ABOVE.

4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY

BONDS RELATING TO THE PLASTIC BAGS LISTED ABOVE.

5. THESE INSTRUCTIONS CONSTITUTE NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF THE PLASTIC BAGS LISTED ABOVE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER JANUARY 26, 2004.

6. 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, OR ASSESS 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 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.

7. CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES OF POLYETHYLENE RETAIL CARRIER BAGS SUBJECT TO THE ANTIDUMPING DUTY ORDER COVERING POLYETHYLENE RETAIL CARRIER BAGS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-886).

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 O4:ZP).

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

DAVID M.GENOVESE

## Company Details

\*Party Indicator Value:

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