

MESSAGE NO: 3304304 MESSAGE DATE: 10/31/2013
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE: ALIWE-Auto Liq Exception

FR CITE: 78 FR 60834 FR CITE DATE: 10/02/2013

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-886

EFFECTIVE DATE: 10/02/2013 COURT CASE #:

PERIOD OF REVIEW: 08/01/2012 TO 07/31/2013

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 10/02/2013

TO: { Directors Of Field Operations, Port Directors }

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

RE: Non-review liquidation instruction for Polyethylene Retail Carrier Bags from the People's Republic of China for the period 08/01/2012 through 07/31/2013 (A-570-886)

1. Commerce does not automatically conduct administrative reviews of antidumping duty orders. Instead, reviews must be requested pursuant to section 751(a)(1) of the Tariff Act of 1930, as amended, and in accordance with 19 CFR 351.213.

2. Commerce will not revise the assessment rates for firms with a Non-Market Economy separate rate for which an antidumping administrative review was not requested for this period. The firms listed below have a Non-Market Economy separate rate and are not subject to the review for the period 08/01/2012 through 07/31/2013. Therefore, in accordance with 19 CFR 351.212(c), you are to assess antidumping duties on merchandise entered, or withdrawn from warehouse, for consumption for the firms listed below at the cash-deposit or bonding rate in effect at the time of entry:

Product: Polyethylene Retail Carrier Bags

Country: The People's Republic of China

Case number: A-570-886

Period: 08/01/2012 through 07/31/2013

Liquidate all entries for the following firms:

Exporter: Rally Plastics Co., Ltd.

Producer: Rally Plastics Co., Ltd.

Case number: A-570-886-004

Exporter: Shanghai Glopac Packing Co., Ltd. (Shanghai Glopac Packing Co., Limited, Sea Lake Polyethylene Enterprise Ltd., Sea Lake Polyethylene Enterprise Limited, Sea Lake Plastics Import Material Processing Factory, and Sea Lake Plastics Co., Ltd.)

Producer: Shanghai Glopac Packing Co., Ltd. (Shanghai Glopac Packing Co., Limited, Sea Lake Polyethylene Enterprise Ltd., Sea Lake Polyethylene Enterprise Limited, Sea Lake Plastics Import Material Processing Factory, and Sea Lake Plastics Co., Ltd.)

Case number: A-570-886-005

Exporter: Xiamen Ming Pak Plastics Co., Ltd.

Producer: Xiamen Ming Pak Plastics Co., Ltd.

Case number: A-570-886-006

Producer: Zhongshan Dongfeng Hung Wai Plastic Bag Manufactor

Case number: A-570-886-007

Producer: Beijing Lianbin Plastics and Printing Co., Ltd.

Case number: A-570-886-008

Producer: Dongguan Maruman Plastic Packaging Company, Ltd. FKA Dongguan Zhongqiao
Combine Plastic Bag Factory

Case number: A-570-886-009

Producer: Good-In Holdings Ltd.

Case number: A-570-886-010

Producer: Guangdong Esquel Packaging Co., Ltd.

Case number: A-570-886-011

Producer: Rain Continent Shanghai Co., Ltd.

Case number: A-570-886-012

Producer: Shanghai Dazhi Enterprise Development Co., Ltd.

Case number: A-570-886-013

Producer: Shanghai Fangsheng Coloured Packing Co., Ltd.

Case number: A-570-886-014

Producer: Shanghai Jingtai Packaging Material Co., Ltd.

Case number: A-570-886-015

Producer: Shanghai Light Industrial Products Import & Export

Case number: A-570-886-016

Producer: Shanghi Minmetals Development Ltd.

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Case number: A-570-886-017

Producer: Shanghai New Ai Lian Import and Export Co., Ltd.

Case number: A-570-886-018

Producer: Shanghai Overseas International Trading Co., Ltd.

Case number: A-570-886-019

Producer: Shanghai Yafu Plastics Industries Co., Ltd.

Case number: A-570-886-020

Producer: Weihai Weiquan Plastic and Rubber Products Co. Ltd

Case number: A-570-886-021

Producer: Xiamen Xingyatai Industry Co., Ltd.

Case number: A-570-886-022

Exporter: Jiangmen City Xinhui Henglong Plastic Ltd

Producer: Xinhui Henglong AKA Jiangmen City Xinhui Henglong Plastic Ltd

Case number: A-570-886-023

Producer: Nan Sing Plastics, Ltd.

Case number: A-570-886-024

Producer: Ningbo Fanrong Plastic Products Co., Ltd.

Case number: A-570-886-025

Producer: Ningbo Huansen Plastics Co., Ltd.

Case number: A-570-886-026

Exporter: Crown Polyethylene Products (International) Ltd.

Case number: A-570-886-027

Exporter: High Den Enterprises, Ltd.

Case number: A-570-886-028

Producer: Chun Hing Plastic Packaging Mfy Ltd. and Chun Yip Plastic Bag Factory

Case number: A-570-886-029

3. There are no injunctions applicable to the entries covered by this instruction.
4. Entries of merchandise of firms not listed in paragraph 2 should not be liquidated until the issuance of specific instructions after completion of the administrative review for the period 08/01/2012 through 07/31/2013. Continue to suspend liquidation of all entries of merchandise that were exported by firms not listed in paragraph 2 and entered, or withdrawn from warehouse, for consumption during this period.
5. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 2 occurred with the publication of the notice of initiation of administrative review for the 08/2012 anniversary month (78 FR 60834, 10/02/2013). Unless instructed otherwise, for all other shipments of Polyethylene Retail Carrier Bags 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.
6. 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 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. 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.
8. If there are any questions by the importing public regarding this message, please contact the

Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, 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 OI:JF.)

9. 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