

MESSAGE NO: 8291204 MESSAGE DATE: 10/17/2008
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: SCO-Scope PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-891

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/10/2005 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: SCOPE RULING ON ANTIDUMPING DUTY ORDER ON HAND TRUCKS FROM CHINA,
TOTAL TROLLEY, LLC'S HORIZONTAL TROLLEY IS WITHIN THE SCOPE (A-570-891)

MESSAGE NO: 8291204 DATE: 10 17 2008

CATEGORY: ADA TYPE: SCO

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 891 - -

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PERIOD COVERED: 01 10 2005 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: SCOPE RULING ON ANTIDUMPING DUTY ORDER ON HAND TRUCKS
FROM CHINA, TOTAL TROLLEY, LLC'S HORIZONTAL TROLLEY IS
WITHIN THE SCOPE (A-570-891)

1. ON 01/10/2005 IN RESPONSE TO A REQUEST BY TOTAL TROLLEY,
LLC, THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING
THAT TOTAL TROLLEY, LLC'S HORIZONTAL TROLLEY IS WITHIN THE
SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING HAND TRUCKS FROM
THE PEOPLE'S REPUBLIC OF CHINA (A-570-891).

2. THE PRODUCT COVERED BY THIS ORDER CONSISTS OF HAND TRUCKS
MANUFACTURED FROM ANY MATERIAL, WHETHER ASSEMBLED OR
UNASSEMBLED, COMPLETE OR INCOMPLETE, SUITABLE FOR ANY USE AND

CERTAIN PARTS THEREOF, NAMELY THE VERTICAL FRAME, THE HANDLING AREA AND THE PROJECTING EDGES OR TOE PLATE, AND ANY COMBINATION THEREOF.

BECAUSE TOTAL TROLLEY'S HORIZONTAL TROLLEY (1) CANNOT BE EXCLUDED FROM SCOPE BASED UPON ITS INTENDED USE/FUNCTION, (2) CANNOT BE EXCLUDED FROM SCOPE BASED ON ITS INTENDED DESIGN AS A LUGGAGE CART, (3) CANNOT BE EXCLUDED FROM SCOPE BECAUSE THE HORIZONTAL TROLLEY HAS A VERTICAL FRAME AND PERFORMS THE SAME OPERATIONS AS THE SUBJECT MERCHANDISE IN THE VERTICAL MODE, AND (4) DOES NOT CONSTITUTE A "SMALL" HAND TRUCK; AND THE SCOPE LANGUAGE EXPLICITLY ENCOMPASSES HAND TRUCKS "SUITABLE FOR ANY USE," THE DEPARTMENT OF COMMERCE FOUND THIS PRODUCT TO BE WITHIN THE SCOPE OF THE ORDER.

3. CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES OF HAND TRUCKS FROM THE PEOPLE'S REPUBLIC OF CHINA, INCLUDING TOTAL TROLLEY, LLC'S HORIZONTAL TROLLEY, LISTED ABOVE, SUBJECT TO THE

ANTIDUMPING DUTY ORDER COVERING HAND TRUCKS FROM THE PEOPLE'S REPUBLIC OF CHINA.

4. 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 01:CIH).

5. 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