

MESSAGE NO: 9216205 MESSAGE DATE: 08/04/2009  
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: 08/01/2007 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION INSTRUCTIONS FOR SCOPE RULING ON POLYETHYLENE RETAIL CARRIER BAGS FROM CHINA (A-570-886)

MESSAGE NO: 9216205 DATE: 08 04 2009

CATEGORY: ADA TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 886 - -

- - - -

- - - -

PERIOD COVERED: 08 01 2007 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR SCOPE RULING ON  
POLYETHYLENE RETAIL CARRIER BAGS FROM CHINA (A-570-886)

1. COMMERCE RECEIVED A SCOPE RULING REQUEST FROM CARE LINE INDUSTRIES, INC. (CARE LINE). COMMERCE ISSUED A FINAL SCOPE RULING ON 07/17/2009 THAT CERTAIN PLASTIC BAGS WHICH CARE LINE IMPORTS 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. COMMERCE DETERMINED THAT CARE LINE'S PLASTIC BAGS CONTAIN CERTAIN FEATURES WHICH EXPLICITLY EXCLUDE THEM FROM THE SCOPE

OF THE ORDER. FOR EXAMPLE, THE BAGS IDENTIFIED BELOW ARE NOT PRINTED WITH LOGOS OR STORE NAMES AND ARE PACKED IN CONSUMER PACKAGING WITH PRINTING THAT REFERS TO SPECIFIC END-USES OTHER THAN PACKAGING AND CARRYING MERCHANDISE FROM RETAIL ESTABLISHMENTS, I.E., HOSPITAL USE. THEREFORE, CARE LINE'S MODELS OF PLASTIC BAGS IDENTIFIED BELOW ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER ON POLYETHYLENE RETAIL CARRIER BAGS FROM THE PEOPLE'S REPUBLIC OF CHINA.

3. EFFECTIVE 08/01/2007, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION OF THE MODELS OF PLASTIC BAGS LISTED BELOW. THE PLASTIC BAGS CORRESPONDING TO THESE MODELS ARE IMPORTED IN PACKAGING WITH PRINTING "PLASTIC PATIENT BELONGING BAG/PATIENT CARE KIT BAG."

ITEM NUMBER: 001 0002  
BAG HEAVY DUTY D/S PB CLEAR 20X20X3.5"

ITEM NUMBER: 001 0036  
BAG 9X10 3/4 IVY/MAUVE DS-200

ITEM NUMBER: 001 0041  
BAG 17X17 IVORY/MAUVE DS-400

ITEM NUMBER: 001 0043  
BAG 18X20 SEASHELL DS-500

ITEM NUMBER: 001 0044  
BAG 20X22 IVORY/MAUVE DS-600

ITEM NUMBER: 001 0047  
BAG PATBEL W/HANDLE WHITE

ITEM NUMBER: 001 0056  
BAG 11X17 IVORY/MAUVE DS-300

ITEM NUMBER: 001 0059  
BAG PATBEL D/S DSPB-2/WHITE

ITEM NUMBER: 001 0170  
BAG HANDLE CRAVEN REGIONAL 170

ITEM NUMBER: 001 1819  
BAG BAY AREA MED D/S 18X19X5

ITEM NUMBER: 001 2600  
BAG MATERNITY 20X22 D/S 2MIL

ITEM NUMBER: 001 2742  
BAG BOTHWELL REG D/S 20X20X4

ITEM NUMBER: 001 3143  
BAG PATIENT BELONGING TEAL D/S

ITEM NUMBER: 001 3174  
BAG CULPEPER D/S 20X20X4 1.5ML

ITEM NUMBER: 001 500C  
BAG D/S CLEAR 18 1/2X20 DS500C

ITEM NUMBER: 001 5051  
BAG PAT BEL CLEAR/HANDLE 50-51

ITEM NUMBER: 001 5675  
BAG ST ELIZABETH D/S 20X20X4

ITEM NUMBER: 001 PB28  
BAG CLR DS 20X28 1.4MIL

ITEM NUMBER: 006 0204  
BAG BOTHWELL REG D/S 20X20X4

ITEM NUMBER: 006 0287

BAG KINGS DAUGHTER D/S MED KY

ITEM NUMBER: 006 0293

BAG COMMUNITY MEM D/S 20X20X4

ITEM NUMBER: 006 0720

BAG VIRTUA HLTH 20X20X4 1.5MIL

ITEM NUMBER: 006 1012

BAG ST LUKES 10X12X4 1.5MIL DS

ITEM NUMBER: 006 1045

BAG RIVERSIDE HEALTHCARE

ITEM NUMBER: 006 1079

BAG 20X20X6 PINK D/S (PMS226)

ITEM NUMBER: 006 1352

BAG MERCER CO COMM HOSP

ITEM NUMBER: 006 1613

BAG HEALTHSOUTH CHB-1208

ITEM NUMBER: 006 1820

BAG D/S KINGS DAUGHTERS MED KY18X20X3"

ITEM NUMBER: 006 2020

BAG FAIRFIELD MED CENT 20X20

ITEM NUMBER: 006 2118

BAG MARIANJOY REHAB18X21X4 D/S

ITEM NUMBER: 006 2121

BAG POTOMAC HOSP D/S 21X21X5

ITEM NUMBER: 006 2218

BAG BAPTIST KY SYS 22X18X6 DBL

ITEM NUMBER: 006 2610  
BAG MARSHALLTOWN LOGO #BC1821

ITEM NUMBER: 006 2828  
BAG LEGACY HLTH 22X24X4 3MIL

ITEM NUMBER: 006 2844  
BAG GUADALUPE REG18X24X4CTND/S

ITEM NUMBER: 006 2925  
BAG ST JOHN #5065SJH 20X20X4

ITEM NUMBER: 006 3329  
BAG PRAIRIE LAKES 20X20X4 1.5

ITEM NUMBER: 006 3400  
BAG GOOD SHEPHERD 20X22X4 D/S

ITEM NUMBER: 006 4175  
BAG ASHTABULA CTY D/S 20X20X4

ITEM NUMBER: 006 4176  
BAG ASHTABULA CTY D/S 20X20X4

ITEM NUMBER: 006 5027  
BAG D/S MEMORIAL16X17X4 #5027A

ITEM NUMBER: 006 5029  
BAG D/S GRAY MEMORIAL 16X19

ITEM NUMBER: 006 5067  
BAG DS JENNINGS AMERICAN 18X20

ITEM NUMBER: 006 5432  
BAG MURRAY-CALLOWAY RGD HNDL

ITEM NUMBER: 006 5565

BAG CULPEPER D/S 20X20X4 1.5ML

ITEM NUMBER: 006 7268

BAG SCOTT REGIONAL 20X20X4 D/S

ITEM NUMBER: 006 9309

BAG LEGACY HEALTH SYSTEM

4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO MODELS OF PLASTIC BAGS LISTED ABOVE.

5. THESE INSTRUCTIONS CONSTITUTE NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF MODELS OF PLASTIC BAGS LISTED ABOVE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 08/01/2007.

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. 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. FOR ALL OTHER SHIPMENTS OF POLYETHYLENE RETAIL CARRIER BAGS FROM THE PEOPLE'S REPUBLIC OF CHINA NOT COVERED BY PARAGRAPH THREE ABOVE, YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

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 THE 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 O5:DV).

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

CHRISTINE M. FURGASON

## Company Details

\*Party Indicator Value:

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