

MESSAGE NO: 9275206 MESSAGE DATE: 10/02/2009
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-570-941

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 03/05/2009 TO 09/08/2009

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION FOLLOWING ITC NOTIFICATION OF THREAT OF MATERIAL INJURY FOR CERTAIN KITCHEN APPLIANCE SHELVING AND RACKS FROM CHINA (A-570-941); CERTAIN OVEN RACKS

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CATEGORY: ADA TYPE: LIQ

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CASES: A - 570 - 941 - -

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PERIOD COVERED: 03 05 2009 TO 09 08 2009

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION FOLLOWING ITC NOTIFICATION OF THREAT OF MATERIAL INJURY FOR CERTAIN KITCHEN APPLIANCE SHELVING AND RACKS FROM CHINA (A-570-941); CERTAIN OVEN RACKS

1. ON 09/09/2009, THE INTERNATIONAL TRADE COMMISSION (ITC) PUBLISHED IN THE FEDERAL REGISTER (74 FR 46464, DATED 09/09/2009) ITS FINAL DETERMINATION NOTIFYING COMMERCE THAT IMPORTS OF CERTAIN KITCHEN APPLIANCE SHELVING AND RACKS FROM THE PEOPLE'S REPUBLIC OF CHINA THREATEN THE U.S. INDUSTRY WITH MATERIAL INJURY.

2. IN ACCORDANCE WITH SECTION 736(b)(2) OF THE TARIFF ACT OF 1930, CBP SHOULD TERMINATE THE SUSPENSION OF LIQUIDATION FOR

ALL SHIPMENTS OF CERTAIN OVEN RACKS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION THAT WERE SUSPENDED BEFORE THE 09/09/2009,(I.E., 03/05/2009 THROUGH 09/08/2009) ALL ENTRIES OF CERTAIN OVEN RACKS THAT WERE SUSPENDED BEFORE 09/09/2009 SHOULD BE LIQUIDATED WITHOUT REGARD TO ANTIDUMPING DUTIES (I.E., RELEASE ALL BONDS AND RETURN ALL CASH DEPOSITS).

NOTE: THE ITC FOUND IN ITS FINAL VOTE THAT THERE ARE TWO SEPARATE LIKE PRODUCTS WITHIN THE SCOPE OF THIS ORDER, REFRIGERATION SHELVING AND OVEN RACKS, AND THUS TWO SEPARATE DOMESTIC INDUSTRIES. UNTIL FURTHER NOTICE, CBP SHOULD CONTINUE TO SUSPEND LIQUIDATION OF ALL ENTRIES THAT WERE SUSPENDED ON OR BEFORE 09/09/2009 AND INCLUDE BOTH REFRIGERATION SHELVING AND OVEN RACKS UNTIL LIQUIDATION INSTRUCTIONS ARE PROVIDED.

3. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION BEFORE DATE OF PUBLICATION OF ITC'S FINAL

DETERMINATION NOTICE IN THE FEDERAL REGISTER, OCCURRED WITH THE PUBLICATION OF THE ITCS FINAL DETERMINATION OF INVESTIGATION (74 FR 46464, DATED 09/09/2009).

FOR ALL OTHER SHIPMENTS OF CERTAIN KITCHEN APPLIANCE SHELVING AND RACKS FROM THE PEOPLE'S REPUBLIC OF CHINA, YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

4. INTEREST PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930 DO NOT APPLY.

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTHAM 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 (O9:KM).

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

CHRISTINE FURGASON

Company Details

*Party Indicator Value:

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