

MESSAGE NO: 9321009 MESSAGE DATE: 11/17/2009
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-570-912

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 02/20/2008 TO 08/31/2009

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: NON REVIEW LIQUIDATION INSTRUCTIONS FOR CERTAIN NEW PNEUMATIC OFF-THE-ROAD TIRES FROM THE PEOPLES REPUBLIC OF CHINA (A-570-912)

MESSAGE NO: 9321009 DATE: 11 17 2009

CATEGORY: ADA TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 912 - -

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PERIOD COVERED: 02 20 2008 TO 08 31 2009

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NON REVIEW LIQUIDATION INSTRUCTIONS FOR CERTAIN NEW
PNEUMATIC OFF-THE-ROAD TIRES FROM THE PEOPLES REPUBLIC
OF CHINA (A-570-912)

1. COMMERCE DOES NOT AUTOMATICALLY CONDUCT ADMINISTRATIVE
REVIEWS OF ANTIDUMPING FINDINGS/DUTY ORDERS. INSTEAD, REVIEWS
MUST BE REQUESTED PURSUANT TO SECTION 751(A)(1) OF THE TARIFF
ACT OF 1930 AND IN ACCORDANCE WITH SECTION 351.213 OF COMMERCE'S
REGULATIONS.

2. THE LIQUIDATION AND CASH-DEPOSIT RATES FOR FIRMS WITH A
NON-MARKET ECONOMY SEPARATE RATE, FOR WHICH AN ANTIDUMPING
ADMINISTRATIVE REVIEW WAS NOT REQUESTED, WILL NOT BE REVISED

FOR THIS PERIOD. THE FIRMS LISTED BELOW HAVE BOTH A NON-MARKET ECONOMY SEPARATE RATE AND ARE NOT SUBJECT TO THE REVIEW FOR THE PERIOD 02/20/2008-08/31/2009. THEREFORE, IN ACCORDANCE WITH SECTION 351.212(C) OF DEPARTMENT OF COMMERCE REGULATIONS, YOU ARE TO ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION FOR THE FIRMS LISTED BELOW AT THE CASH-DEPOSIT OR BONDING RATE IN EFFECT AT THE TIME OF ENTRY.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: CERTAIN NEW PNEUMATIC OFF-THE-ROAD TIRES

COUNTRY: PEOPLES REPUBLIC OF CHINA

CASE NUMBER: A-570-912

PERIOD: 02/20/2008-08/31/2009

LIQUIDATE ALL ENTRIES FOR FIRMS LISTED BELOW:

EXPORTER: DOUBLE COIN HOLDINGS LTD.

PRODUCER: DOUBLE COIN HOLDINGS LTD.

CASE NUMBER: A-570-912-007

EXPORTER: DOUBLE COIN HOLDINGS LTD.

PRODUCER: DOUBLE COIN GROUP RUGAO TYRE CO., LTD.

CASE NUMBER: A-570-912-008

EXPORTER: DOUBLE COIN HOLDINGS LTD.

PRODUCER: DOUBLE COIN GROUP SHANGHAI DONGHAI TYRE CO., LTD.

CASE NUMBER: A-570-912-009

EXPORTER: DOUBLE HAPPINESS TYRE INDUSTRIES CORP., LTD.

PRODUCER: DOUBLE HAPPINESS TYRE INDUSTRIES CORP., LTD.

CASE NUMBER: A-570-912-010

EXPORTER: KENDA RUBBER (CHINA) CO., LTD. GLOBAL HOLDING CO.

PRODUCER: KENDA RUBBER (CHINA) CO., LTD. GLOBAL HOLDING CO.

CASE NUMBER: A-570-912-049

EXPORTER: ORIENTAL TYRE TECHNOLOGY LIMITED
PRODUCER: MIDLAND OFF THE ROAD TIRE CO., LTD.
CASE NUMBER: A-570-912-016

EXPORTER: ORIENTAL TYRE TECHNOLOGY LIMITED
PRODUCER: MIDLAND SPECIALTY TIRE CO., LTD.
CASE NUMBER: A-570-912-017

EXPORTER: ORIENTAL TYRE TECHNOLOGY LIMITED
PRODUCER: XUZHOU HANBANG TYRES CO., LTD.
CASE NUMBER: A-570-912-018

EXPORTER: QINGDAO AONUO TYRE CO., LTD.
PRODUCER: QINGDAO AONUO TYRE CO., LTD.
CASE NUMBER: A-570-912-050

EXPORTER: QINGDAO ETYRE INTERNATIONAL TRADE CO., LTD.
PRODUCER: SHANDONG XINGDA TYRE CO. LTD.
CASE NUMBER: A-570-912-019

EXPORTER: QINGDAO ETYRE INTERNATIONAL TRADE CO., LTD.
PRODUCER: SHANDONG XINGYUAN INTERNATIONAL TRADE CO. LTD.
CASE NUMBER: A-570-912-020

EXPORTER: QINGDAO ETYRE INTERNATIONAL TRADE CO., LTD.
PRODUCER: SHANDONG XINGYUAN RUBBER CO. LTD.
CASE NUMBER: A-570-912-021

EXPORTER: QINGDAO HENGDA TYRES CO., LTD.
PRODUCER: QINGDAO HENGDA TYRES CO., LTD.
CASE NUMBER: A-570-912-027

EXPORTER: QINGDAO MILESTONE TYRE CO., LTD.
PRODUCER: QINGDAO SHUANGHE TYRE CO., LTD.
CASE NUMBER: A-570-912-028

EXPORTER: QINGDAO MILESTONE TYRE CO., LTD.
PRODUCER: SHANDONG ZHENTAI TYRE CO., LTD.

CASE NUMBER: A-570-912-029

EXPORTER: QINGDAO MILESTONE TYRE CO., LTD.
PRODUCER: SHIFENG DOUBLE-STAR TIRE CO., LTD.
CASE NUMBER: A-570-912-030

EXPORTER: QINGDAO MILESTONE TYRE CO., LTD.
PRODUCER: WEIFANG LONGTAI TYRE CO., LTD.
CASE NUMBER: A-570-912-031

EXPORTER: QINGDAO QIHANG TYRE CO., LTD.
PRODUCER: QINGDAO QIHANG TYRE CO., LTD.
CASE NUMBER: A-570-912-032

EXPORTER: QINGDAO QIZHOU RUBBER CO., LTD.
PRODUCER: QINGDAO QIZHOU RUBBER CO., LTD.
CASE NUMBER: A-570-912-033

EXPORTER: QINGDAO SINORIENT INTERNATIONAL LTD.
PRODUCER: QINGDAO HENGDA TYRES CO., LTD.
CASE NUMBER: A-570-912-034

EXPORTER: QINGDAO SINORIENT INTERNATIONAL LTD.
PRODUCER: SHIFENG DOUBLE-STAR TIRE CO., LTD.
CASE NUMBER: A-570-912-035

EXPORTER: QINGDAO SINORIENT INTERNATIONAL LTD.
PRODUCER: TENGZHOU BRONCHO TYRE CO., LTD
CASE NUMBER: A-570-912-036

EXPORTER: SHANDONG JINYU TYRE CO., LTD.
PRODUCER: SHANDONG JINYU TYRE CO., LTD.
CASE NUMBER: A-570-912-038

EXPORTER: SHANDONG TAISHAN TYRE CO., LTD
PRODUCER: SHANDONG TAISHAN TYRE CO., LTD
CASE NUMBER: A-570-912-039

EXPORTER: SHANDONG WANDA BOTO TYRE CO., LTD.
PRODUCER: SHANDONG WANDA BOTO TYRE CO., LTD.
CASE NUMBER: A-570-912-040

EXPORTER: SHANDONG XINGYUAN INTERNATIONAL TRADING CO., LTD.
PRODUCER: SHANGDONG XINGDA TYRE CO., LTD.
CASE NUMBER: A-570-912-041

EXPORTER: SHANDONG XINGYUAN INTERNATIONAL TRADING CO., LTD.
PRODUCER: XINGYUAN TYRE GROUP CO., LTD.
CASE NUMBER: A-570-912-042

EXPORTER: TECHKING TIRES LIMITED
PRODUCER: SHANDONG XINGDA TYRE CO. LTD.
CASE NUMBER: A-570-912-043

EXPORTER: TECHKING TIRES LIMITED
PRODUCER: SHANDONG XINGYUAN INTERNATIONAL TRADE CO. LTD.
CASE NUMBER: A-570-912-044

EXPORTER: TECHKING TIRES LIMITED
PRODUCER: SHANDONG XINGYUAN RUBBER CO. LTD.
CASE NUMBER: A-570-912-045

EXPORTER: WENDENG SANFENG TYRE CO., LTD.
PRODUCER: WENDENG SANFENG TYRE CO., LTD.
CASE NUMBER: A-570-912-047

EXPORTER: ZHAOYUAN LEO RUBBER CO., LTD.
PRODUCER: ZHAOYUAN LEO RUBBER CO., LTD.
CASE NUMBER: A-570-912-048

3. THERE ARE NO INJUNCTIONS APPLICABLE TO THE ENTRIES COVERED BY THIS INSTRUCTION.

4. ENTRIES OF MERCHANDISE OF FIRMS NOT LISTED ABOVE SHOULD NOT BE LIQUIDATED UNTIL YOU RECEIVE SPECIFIC INSTRUCTIONS AFTER COMPLETION OF THE ANTIDUMPING ADMINISTRATIVE REVIEW FOR THE

PERIOD 02/20/2008-08/31/2009. CONTINUE TO SUSPEND LIQUIDATION OF ALL ENTRIES OF MERCHANDISE THAT WERE EXPORTED BY THE UNLISTED FIRMS AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THIS PERIOD.

5. THE NOTICE OF LIFTING OF SUSPENSION OF LIQUIDATION FOR ENTRIES OF SUBJECT MERCHANDISE FOR THE FIRMS LISTED ABOVE, DURING THE PERIOD 02/20/2008 THROUGH 08/31/2009, OCCURRED WITH THE PUBLICATION OF THE NOTICE OF INITIATION OF ADMINISTRATIVE REVIEW FOR THE 09/2009 ANNIVERSARY MONTH (74 FR 54956, 10/26/2009). FOR ALL OTHER SHIPMENTS OF CERTAIN NEW PNEUMATIC

OFF-THE-ROAD TIRES FROM THE PEOPLES REPUBLIC OF CHINA, YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES AT THE CURRENT CASH DEPOSIT RATES OR PER-UNIT AMOUNTS.

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. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD 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 MANUFACTURER, PRODUCER, SELLER, OR EXPORTER, TO BE REIMBURSED ANTIDUMPING DUTIES AND/OR

COUNTERVAILING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING AND/OR INCREASE THE ANTIDUMPING DUTY BY THE AMOUNT OF THE COUNTERVAILING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING AND/OR COUNTERVAILING DUTIES DUE.

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 O8:ASB).

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