

MESSAGE NO: 9323001 MESSAGE DATE: 11/19/2009
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 9112203
MESSAGE #
(s):

CASE #(s): A-533-843

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 09/01/2008 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: AUTOMATIC LIQUIDATION INSTRUCTIONS FOR CERTAIN LINED PAPER PRODUCTS FROM INDIA (A-533-843), EXCEPT LISTED FIRMS AND KEJRIWAL PAPER INJUNCTION (CT NO 06-00395)

MESSAGE NO: 9323001

DATE: 11 19 2009

CATEGORY: ADA

TYPE: LIQ

REFERENCE: 9112203

REFERENCE DATE: 04 22 2009

CASES: A - 533 - 843

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PERIOD COVERED: 09 01 2008 TO 08 31 2009

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: AUTOMATIC LIQUIDATION INSTRUCTIONS FOR CERTAIN LINED PAPER PRODUCTS FROM INDIA (A-533-843), EXCEPT LISTED FIRMS AND KEJRIWAL PAPER INJUNCTION (CT NO 06-00395)

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, AS AMENDED, AND IN ACCORDANCE WITH SECTION 351.213 OF COMMERCE'S REGULATIONS.

2. COMMERCE HAS NOT RECEIVED A REQUEST FOR AN ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY FINDING/ORDER FOR THE PERIODS

AND ON THE MERCHANDISE LISTED BELOW, EXCEPT FOR THE FIRMS NOTED. THEREFORE, IN ACCORDANCE WITH SECTION 351.212(c) OF COMMERCE'S REGULATIONS, YOU ARE TO ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION AT THE CASH DEPOSIT OR BONDING RATE IN EFFECT ON THE DATE OF ENTRY.

PRODUCT: CERTAIN LINED PAPER PRODUCTS

COUNTRY: INDIA

CASE NUMBER: (A-533-843)

PERIOD: 09/01/2008-08/31/2009

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT:

COMPANY: ABHINAV PAPER PRODUCTS PVT. LTD.

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: AMERICAN SCHOLAR, INC. AND/OR I-SCHOLAR

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: AMPOULES & VIALS MFG. CO., LTD.

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: BAFNA EXPORTS

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: BLUE BIRD INDIA LTD.

CASE NUMBER: A-533-843-005

(ENTRIES MAY HAVE ALSO COME IN UNDER A-533-843-000)

COMPANY: CELLO INTERNATIONAL PTV. LTD. (M/S/CELLO PAPER PRODUCTS)

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: CORPORATE STATIONERY PVT. LTD.

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: CREATIVE DIVYA

CASE NUMBER: A-533-843-006

COMPANY:D.D. INTERNATIONAL

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: EXMART INTERNATIONAL PVT. LTD.

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: FATECHAND MAHENDRAKUMAR

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: FFI INTERNATIONAL

CASE NUMBER: A-533-843-008

(ENTRIES MAY HAVE ALSO COME IN UNDER A-533-843-000)

COMPANY: FREIGHT INDIA LOGISTICS PVT. LTD.

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: INTERNATIONAL GREETINGS PVT. LTD.

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: LODHA OFFSET LIMITED

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: MAGIC INTERNATIONAL

CASE NUMBER: A-533-843-011

(ENTRIES MAY HAVE ALSO COME IN UNDER A-533-843-000)

COMPANY: MARIGOLD EXIM PVT. LTD.

CASE NUMBER: A-533-843-012

(ENTRIES MAY HAVE ALSO COME IN UNDER A-533-843-000)

COMPANY: MARISA INTERNATIONAL

CASE NUMBER: A-533-843-014

(ENTRIES MAY HAVE ALSO COME IN UNDER A-533-843-000)

COMPANY: NAVNEET PUBLICATIONS (INDIA) LTD.

CASE NUMBER: A-533-843-003

(ENTRIES MAY HAVE ALSO COME IN UNDER A-533-843-000)

COMPANY: PAPERWISE INC.

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: PIONEER STATIONERY PVT. LTD.

CASE NUMBER: A-533-843-013

(ENTRIES MAY HAVE ALSO COME IN UNDER A-533-843-000)

COMPANY: PREMIER EXPORTS

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: RIDDHI ENTERPRISES

CASE NUMBER: A-533-843-016

(ENTRIES MAY HAVE ALSO COME IN UNDER A-533-843-000)

COMPANY: SAB INTERNATIONAL

CASE NUMBER: A-533-843-017

(ENTRIES MAY HAVE ALSO COME IN UNDER A-533-843-000)

COMPANY: SAR TRANSPORT SYSTEMS

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: SEET KAMAL INTERNATIONAL

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: SOLITAIRE LOGISTICS PVT. LTD.

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: SONAL PRINTERS PVT. LTD.

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: M/S SUPER IMPEX

CASE NUMBER: A-533-843-010

(ENTRIES MAY HAVE ALSO COME IN UNDER A-533-843-000)

COMPANY: SWARTI GROWTH FUNDS LTD.

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: V & M

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

COMPANY: YASH LAMINATES

CASE NUMBER: (ENTRIES MAY HAVE COME IN UNDER A-533-843-000)

3. THE INJUNCTION WITH COURT NUMBER 06-00395, IN MESSAGE NUMBER 9112203, DATED 04/22/2009, IS APPLICABLE TO THE ENTRIES MANUFACTURED AND EXPORTED BY KEJRIWAL PAPER LIMITED, KEJRIWAL PAPER LTD., OR KEJRIWAL EXPORTS - BEGINNING 4/17/2006. ACCORDINGLY, UNTIL FURTHER NOTICE, CONTINUE TO SUSPEND LIQUIDATION OF THESE ENTRIES UNTIL LIQUIDATION INSTRUCTIONS ARE PROVIDED.

4. ENTRIES OF MERCHANDISE OF EXCEPTED FIRMS SHOULD NOT BE LIQUIDATED UNTIL YOU RECEIVE SPECIFIC INSTRUCTIONS AFTER THE COMPLETION OF THE ANTIDUMPING REVIEW. CONTINUE TO SUSPEND LIQUIDATION OF ALL ENTRIES OF ALL MERCHANDISE EXPORTED AND PRODUCED BY THE LISTED FIRMS , 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 DURING THE PERIOD 09/01/2008 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 LINED PAPER PRODUCTS FROM INDIA YOU SHALL, UNLESS OTHERWISE INSTRUCTED, 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. 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 OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES 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 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 TRENTHAM AT OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (203) 482-3577 RESPECTIVELY (GENERATED BY O3:GL).

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

FLORENCE V. CONSTANT

Company Details

*Party Indicator Value:

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