

MESSAGE NO: 9358002 MESSAGE DATE: 12/24/2009
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: PRE-Preliminary PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-570-953

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 12/14/2009 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: NOTICE OF PRELIMINARY DETERMINATION IN THE COUNTERVAILING DUTY INVESTIGATION OF NARROW WOVEN RIBBONS WITH WOVEN SELVEDGE FROM CHINA (C-570-953)

MESSAGE NO: 9358002 DATE: 12 24 2009

CATEGORY: CVD TYPE: PRE

REFERENCE: REFERENCE DATE:

CASES: C - 570 - 953 - -

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PERIOD COVERED: 12 14 2009 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NOTICE OF PRELIMINARY DETERMINATION IN THE COUNTERVAILING DUTY INVESTIGATION OF NARROW WOVEN RIBBONS WITH WOVEN SELVEDGE FROM CHINA (C-570-953)

1. ON 12/14/2009, COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS PRELIMINARY AFFIRMATIVE COUNTERVAILING DUTY DETERMINATION AND ALIGNMENT OF ITS FINAL COUNTERVAILING DUTY DETERMINATION OF NARROW WOVEN RIBBONS WITH WOVEN SELVEDGE FROM THE PEOPLE'S REPUBLIC OF CHINA (74 FR 66090) FROM 02/19/2010 UNTIL NO LATER THAN 04/19/2010, THEREBY ALIGNING IT WITH THE DUE DATE FOR THE FINAL DETERMINATION IN THE ANTIDUMPING DUTY INVESTIGATION OF NARROW WOVEN RIBBONS WITH WOVEN SELVEDGE FROM THE PEOPLE'S

REPUBLIC OF CHINA.

2. THE MERCHANDISE SUBJECT TO THE INVESTIGATION IS NARROW WOVEN RIBBONS WITH WOVEN SELVEDGE, IN ANY LENGTH, BUT WITH A WIDTH (MEASURED AT THE NARROWEST SPAN OF THE RIBBON) LESS THAN OR EQUAL TO 12 CENTIMETERS, COMPOSED OF, IN WHOLE OR IN PART, MAN-MADE FIBERS (WHETHER ARTIFICIAL OR SYNTHETIC, INCLUDING BUT NOT LIMITED TO NYLON, POLYESTER, RAYON, POLYPROPYLENE, AND POLYETHYLENE TERAPHTHALATE), METAL THREADS AND/OR METALIZED YARNS, OR ANY COMBINATION THEREOF. NARROW WOVEN RIBBONS SUBJECT TO THE INVESTIGATION MAY:

ALSO INCLUDE NATURAL OR OTHER NON-MAN-MADE FIBERS;

BE OF ANY COLOR, STYLE, PATTERN, OR WEAVE CONSTRUCTION, INCLUDING BUT NOT LIMITED TO SINGLE-FACED SATIN, DOUBLE-FACED SATIN, GROSGRAIN, SHEER, TAFFETA, TWILL, JACQUARD, OR A COMBINATION OF TWO OR MORE COLORS, STYLES, PATTERNS, AND/OR WEAVE CONSTRUCTIONS;

HAVE BEEN SUBJECTED TO, OR COMPOSED OF MATERIALS THAT HAVE BEEN SUBJECTED TO, VARIOUS TREATMENTS, INCLUDING BUT NOT LIMITED TO DYEING, PRINTING, FOIL STAMPING, EMBOSSING, FLOCKING, COATING, AND/OR SIZING;

HAVE EMBELLISHMENTS, INCLUDING BUT NOT LIMITED TO APPLIQU, FRINGES, EMBROIDERY, BUTTONS, GLITTER, SEQUINS, LAMINATES, AND/OR ADHESIVE BACKING;

HAVE WIRE AND/OR MONOFILAMENT IN, ON, OR ALONG THE LONGITUDINAL EDGES OF THE RIBBON;

HAVE ENDS OF ANY SHAPE OR DIMENSION, INCLUDING BUT NOT LIMITED TO STRAIGHT ENDS THAT ARE PERPENDICULAR TO THE LONGITUDINAL EDGES OF THE RIBBON, TAPERED ENDS, FLARED ENDS OR SHAPED ENDS, AND THE ENDS OF SUCH WOVEN RIBBONS MAY OR MAY NOT BE HEMMED;

HAVE LONGITUDINAL EDGES THAT ARE STRAIGHT OR OF ANY SHAPE, AND

THE LONGITUDINAL EDGES OF SUCH WOVEN RIBBON MAY OR MAY NOT BE PARALLEL TO EACH OTHER;

CONSIST OF SUCH RIBBONS AFFIXED TO LIKE RIBBON AND/OR CUT-EDGE WOVEN RIBBON, A CONFIGURATION ALSO KNOWN AS AN "ORNAMENTAL TRIMMING;"

BE WOUND ON SPOOLS; ATTACHED TO A CARD; HANKED (I.E., COILED OR BUNDLED); PACKAGED IN BOXES, TRAYS OR BAGS; OR CONFIGURED AS SKEINS, BALLS, BATEAUS OR FOLDS; AND/OR

BE INCLUDED WITHIN A KIT OR SET SUCH AS WHEN PACKAGED WITH OTHER PRODUCTS, INCLUDING BUT NOT LIMITED TO GIFT BAGS, GIFT BOXES AND/OR OTHER TYPES OF RIBBON.

NARROW WOVEN RIBBONS SUBJECT TO THE INVESTIGATION INCLUDE ALL NARROW WOVEN FABRICS, TAPES, AND LABELS THAT FALL WITHIN THIS WRITTEN DESCRIPTION OF THE SCOPE OF THIS INVESTIGATION.

EXCLUDED FROM THE SCOPE OF THE INVESTIGATION ARE THE FOLLOWING:

(1) FORMED BOWS COMPOSED OF NARROW WOVEN RIBBONS WITH WOVEN SELVEDGE;

(2) "PULL-BOWS" (I.E., AN ASSEMBLAGE OF RIBBONS CONNECTED TO ONE ANOTHER, FOLDED FLAT AND EQUIPPED WITH A MEANS TO FORM SUCH RIBBONS INTO THE SHAPE OF A BOW BY PULLING ON A LENGTH OF MATERIAL AFFIXED TO SUCH ASSEMBLAGE) COMPOSED OF NARROW WOVEN RIBBONS;

(3) NARROW WOVEN RIBBONS COMPRISED AT LEAST 20 PERCENT BY

WEIGHT OF ELASTOMERIC YARN (I.E., FILAMENT YARN, INCLUDING MONOFILAMENT, OF SYNTHETIC TEXTILE MATERIAL, OTHER THAN TEXTURED YARN, WHICH DOES NOT BREAK ON BEING EXTENDED TO THREE TIMES ITS ORIGINAL LENGTH AND WHICH RETURNS, AFTER BEING EXTENDED TO TWICE ITS ORIGINAL LENGTH, WITHIN A PERIOD OF FIVE MINUTES, TO A LENGTH NOT GREATER THAN ONE AND A HALF TIMES ITS

ORIGINAL LENGTH AS DEFINED IN THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS"), SECTION XI, NOTE 13) OR RUBBER THREAD;

(4) NARROW WOVEN RIBBONS OF A KIND USED FOR THE MANUFACTURE OF TYPEWRITER OR PRINTER RIBBONS;

(5) NARROW WOVEN LABELS AND APPAREL TAPES, CUT-TO-LENGTH OR CUT-TO-SHAPE, HAVING A LENGTH (WHEN MEASURED ACROSS THE LONGEST EDGE-TO-EDGE SPAN) NOT EXCEEDING EIGHT CENTIMETERS;

(6) NARROW WOVEN RIBBONS WITH WOVEN SELVEDGE ATTACHED TO AND FORMING THE HANDLE OF A GIFT BAG;

(7) CUT-EDGE NARROW WOVEN RIBBONS FORMED BY CUTTING BROAD WOVEN FABRIC INTO STRIPS OF RIBBON, WITH OR WITHOUT TREATMENTS TO PREVENT THE LONGITUDINAL EDGES OF THE RIBBON FROM FRAYING (SUCH AS BY MERROWING, LAMINATION, SONO-BONDING, FUSING, GUMMING OR WAXING), AND WITH OR WITHOUT WIRE RUNNING LENGTHWISE ALONG THE LONGITUDINAL EDGES OF THE RIBBON;

(8) NARROW WOVEN RIBBONS COMPRISED AT LEAST 85 PERCENT BY WEIGHT OF THREADS HAVING A DENIER OF 225 OR HIGHER;

(9) NARROW WOVEN RIBBONS CONSTRUCTED FROM PILE FABRICS (I.E., FABRICS WITH A SURFACE EFFECT FORMED BY TUFTS OR LOOPS OF YARN THAT STAND UP FROM THE BODY OF THE FABRIC);

(10) NARROW WOVEN RIBBON AFFIXED (INCLUDING BY TYING) AS A DECORATIVE DETAIL TO NON-SUBJECT MERCHANDISE, SUCH AS A GIFT BAG, GIFT BOX, GIFT TIN, GREETING CARD OR PLUSH TOY, OR AFFIXED (INCLUDING BY TYING) AS A DECORATIVE DETAIL TO PACKAGING CONTAINING NON-SUBJECT MERCHANDISE;

(11) NARROW WOVEN RIBBON AFFIXED TO NON-SUBJECT MERCHANDISE AS A WORKING COMPONENT OF SUCH NON-SUBJECT MERCHANDISE, SUCH AS WHERE NARROW WOVEN RIBBON COMPRISES AN APPAREL TRIMMING, BOOK

MARKER, BAG CINCH, OR PART OF AN IDENTITY CARD HOLDER; AND

(12) NARROW WOVEN RIBBON(S) COMPRISING A BELT ATTACHED TO AND IMPORTED WITH AN ITEM OF WEARING APPAREL, WHETHER OR NOT SUCH BELT IS REMOVABLE FROM SUCH ITEM OF WEARING APPAREL.

THE MERCHANDISE SUBJECT TO THIS INVESTIGATION IS CLASSIFIABLE UNDER THE HTSUS STATISTICAL CATEGORIES 5806.32.1020; 5806.32.1030; 5806.32.1050 AND 5806.32.1060. SUBJECT MERCHANDISE ALSO MAY ENTER UNDER SUBHEADINGS 5806.31.00; 5806.32.20; 5806.39.20; 5806.39.30; 5808.90.00; 5810.91.00; 5810.99.90; 5903.90.10; 5903.90.25; 5907.00.60; AND 5907.00.80 AND UNDER STATISTICAL CATEGORIES 5806.32.1080; 5810.92.9080; 5903.90.3090; AND 6307.90.9889. THE HTSUS STATISTICAL CATEGORIES AND SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES; HOWEVER, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER INVESTIGATION IS DISPOSITIVE.

THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES ONLY. THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS INVESTIGATION IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER C-570-953.

4. FOR IMPORTS OF NARROW WOVEN RIBBONS WITH WOVEN SELVEDGE FROM THE PEOPLE'S REPUBLIC OF CHINA, EXCEPT NARROW WOVEN RIBBONS WITH WOVEN SELVEDGE FROM THE PEOPLE'S REPUBLIC OF CHINA MANUFACTURED AND EXPORTED BY YAMA RIBBONS AND BOWS CO., LTD. OR MANUFACTURED BY YAMA RIBBONS AND BOWS CO., LTD. AND EXPORTED BY XIAMEN YAMA IMPORT AND EXPORT CO., LTD. (C-570-953-001), WHICH HAD A DE MINIMIS RATE, CBP SHALL SUSPEND LIQUIDATION OF SUCH SHIPMENTS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION, ON OR AFTER 12/14/2009. EFFECTIVE 12/14/2009, CBP SHALL REQUIRE, FOR SUCH ENTRIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE SUBSIDY RATES SHOWN BELOW:

PRODUCER: YAMA RIBBONS AND BOWS CO., LTD.

EXPORTER: YAMA RIBBONS AND BOWS CO., LTD. OR XIAMEN YAMA
IMPORT AND EXPORT CO., LTD.

CASE NUMBER: C-570-953-001

AD VALOREM SUBSIDY RATE: 0.0 PERCENT

PRODUCER: CHANGTAI RONGSHU TEXTILE CO., LTD.

EXPORTER: CHANGTAI RONGSHU TEXTILE CO., LTD.

CASE NUMBER: C-570-953-002

AD VALOREM SUBSIDY RATE: 118.68 PERCENT

PRODUCER: ALL OTHERS

EXPORTER: ALL OTHERS

CASE NUMBER: C-570-953-000

AD VALOREM SUBSIDY RATE: 59.49 PERCENT

5. IF ANY ENTRIES OF THIS MERCHANDISE ARE EXPORTED BY A FIRM
OTHER THAN THE MANUFACTURER, THEN THE FOLLOWING INSTRUCTIONS
APPLY:

A. IF THE EXPORTER OF THE SUBJECT MERCHANDISE DOES NOT HAVE
ITS OWN RATE BUT THE MANUFACTURER HAS ITS OWN RATE, THE CASH
DEPOSIT OR BONDING RATE WILL BE THE MANUFACTURER'S RATE.

B. WHERE NEITHER THE EXPORTER NOR THE MANUFACTURER CURRENTLY
HAS ITS OWN RATE OR THE MANUFACTURER IS UNKNOWN, USE THE "ALL
OTHERS" RATE OF 59.49 PERCENT TO ESTABLISH THE CASH DEPOSIT OR
BONDING RATE.

6. IN ACCORDANCE WITH T.D. 85-145, AT THE DISCRETION OF CBP,
CUSTOMS OFFICERS MAY ACCEPT EITHER A SINGLE-ENTRY BASIC
IMPORTATION AND ENTRY BOND OR A CONTINUOUS BASIC IMPORTATION
AND ENTRY BOND ONLY IF THE AMOUNT OF THE ESTIMATED ANTIDUMPING
OR COUNTERVAILING DUTY IS LESS THAN FIVE PERCENT AD VALOREM (OR
THE EQUIVALENT). OTHERWISE, WHERE THE IMPORTER HAS THE OPTION
TO POST A BOND FOR ESTIMATED ANTIDUMPING OR COUNTERVAILING
DUTIES, CUSTOMS OFFICERS MUST REQUIRE A SINGLE-ENTRY BASIC
IMPORTATION AND ENTRY BOND PURSUANT TO T.D. 85-145. YOU ARE

INSTRUCTED TO ADHERE TO THE REQUIREMENTS OF T.D. 85-145 WITH RESPECT TO THESE BONDING REQUIREMENTS.

7. 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 O1:SH).

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

ALICE J. BUCHANAN

Company Details

*Party Indicator Value:

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