

MESSAGE NO: 0152203 MESSAGE DATE: 05/31/2000
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: FIN-Final Determination PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-853

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/25/2000 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: FINAL DETERMINATION IN THE ADD INVESTIGATION OF BULK ASPIRIN FROM CHINA (A-570-853)

MESSAGE NO: 0152203 DATE: 05 31 2000

CATEGORY: ADA TYPE: FIN

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 853 - -

- - - -

- - - -

PERIOD COVERED: 05 25 2000 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: FINAL DETERMINATION IN THE ADD INVESTIGATION OF BULK ASPIRIN FROM CHINA (A-570-853)

1. ON MAY 25, 2000, THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS FINAL AFFIRMATIVE DETERMINATION OF SALES AT LESS THAN FAIR VALUE IN THE ANTIDUMPING DUTY INVESTIGATION OF BULK ASPIRIN FROM THE PEOPLE'S REPUBLIC OF CHINA.

2. THE PRODUCT COVERED BY THIS INVESTIGATION IS BULK ASPIRIN, WHICH IS COMMONLY REFERRED TO AS "ASPIRIN", WHETHER OR NOT IN PHARMACEUTICAL OR COMPOUND FORM, NOT PUT UP IN DOSAGE FORM (TABLET, CAPSULE, POWDERS OR SIMILAR FORM FOR DIRECT HUMAN

CONSUMPTION). BULK ASPIRIN MAY BE IMPORTED IN TWO FORMS, AS PURE ORTHO-ACETYLSALICYLIC ACID OR AS MIXED ORTHO-ACETYLSALICYLIC ACID. PURE ORTHO-ACETYLSALICYLIC ACID CAN BE EITHER IN CRYSTAL FORM OR GRANULATED INTO A FINE POWDER (PHARMACEUTICAL FORM). THIS PRODUCT HAS THE CHEMICAL FORMULA C₉H₈O₄. IT IS DEFINED BY THE OFFICIAL MONOGRAPH OF THE UNITED STATES PHARMACOPOEIA ("USP") 23. IT IS CLASSIFIED UNDER THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS") SUBHEADING 2918.22.1000.

MIXED ORTHO-ACETYLSALICYLIC ACID CONSISTS OF ORTHO-ACETYLSALICYLIC ACID COMBINED WITH OTHER INACTIVE SUBSTANCES SUCH AS STARCH, LACTOSE, CELLULOSE, OR COLORING MATERIALS AND/OR OTHER ACTIVE SUBSTANCES. THE PRESENCE OF OTHER ACTIVE SUBSTANCES MUST BE IN CONCENTRATIONS LESS THAN THAT SPECIFIED FOR NONPRESCRIPTION DRUG COMBINATIONS OF ASPIRIN AND ACTIVE SUBSTANCES AS PUBLISHED IN THE HANDBOOK OF NONPRESCRIPTION DRUGS, EIGHTH EDITION, AMERICAN EDITION, AMERICAN PHARMACEUTICAL ASSOCIATION. THIS PRODUCT IS CLASSIFIED UNDER HTSUS SUBHEADING 3003.90.0000. ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND

CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER QUESTION IS DISPOSITIVE. BULK ASPIRIN IS PROVIDED FOR IN SUBHEADING 2918.22.1000 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). ALTHOUGH THE HTSUS SUBHEADING AND THE CAS REGISTRY NUMBER ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER INVESTIGATION IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER A-570-853

4. FOR IMPORTS OF BULK ASPIRIN FROM THE PEOPLE'S REPUBLIC OF CHINA, THE CUSTOMS SERVICE SHALL CONTINUE TO SUSPEND LIQUIDATIONS OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER JANUARY 3, 2000 EXCEPT FOR MERCHANDISE PRODUCED AND EXPORTED BY JILIN PHARMACEUTICAL CO., LTD. / JILIN PHARMACEUTICAL IMPORT AND EXPORT CORPORATION (CUSTOMS ID NUMBER

A-

570-853-001). FOR IMPORTS OF BULK ASPIRIN FROM THE PEOPLE'S REPUBLIC OF CHINA PRODUCED AND EXPORTED BY JILIN PHARMACEUTICAL CO., LTD. / JILIN PHARMACEUTICAL IMPORT AND EXPORT CORPORATION, CUSTOMS SHALL SUSPEND LIQUIDATION OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER MAY 25, 2000.

EFFECTIVE MAY 25, 2000, CUSTOMS SHALL REQUIRE FOR ENTRIES A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE MARGIN RATES SHOWN BELOW:

| MFR/PRODUCER | MARGIN/PERCENTATE |
|--|----------------------|
| EXPORTER | CUSTOMS ID # RATE |
| JILIN PHARMACEUTICAL CO., LTD. / JILIN PHARMACEUTICAL IMPORT AND EXPORT CORP. | A-570-853-001 4.72 |
| SHANDONG XINHUA PHARMACEUTICAL FACTORY | A-570-853-002 42.77 |
| PRC-WIDE RATE | A-570-853-000 144.02 |

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT, VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT RYAN LANGAN, BLANCHE ZIV OR ROSA JEONG, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-1279, (202) 482-4207 OR (202) 482-3853, RESPECTIVELY.

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

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

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