

MESSAGE NO: 3198303 MESSAGE DATE: 07/17/2013  
MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: LIQ-Liquidation PUBLIC  NON-PUBLIC   
SUB-TYPE: CTDIS-Court ORD Dissolved

FR CITE: FR CITE DATE:

REFERENCE MESSAGE # (s): 3078201, 1139303, 1145303

CASE #(s): A-570-863

EFFECTIVE DATE: 04/28/2013 COURT CASE #: 11-00045

PERIOD OF REVIEW: 12/01/2008 TO 12/30/2009

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 07/17/2013

TO: { Directors Of Field Operations, Port Directors }

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

RE: Liquidation instructions for Honey from China produced and exported by Suzhou Shanding Honey Product Co., Ltd. and Wuhu Fenglian Co., Ltd. for the period 12/01/2008 through 12/30/2009 (A-570-863)

Notice of the lifting of suspension occurred on the message date of these instructions. See paragraph 3 below.

1. On 02/27/2013, the U.S. Court of International Trade issued a final decision in the case of Wuhu Fenglian Co., Ltd., and Suzhou Shanding Honey Product Co., Ltd. v. United States and American Honey Producers Association, and Sioux Honey Association (11-00045). As a result of this decision, the injunction to which messages 1145303 and 1139303 refer enjoining liquidation of entries which are subject to the antidumping duty order on honey from the People's Republic of China for the period 12/01/2008 through 12/30/2009 produced and exported by Suzhou Shanding Honey Product Co., Ltd. and Wuhu Fenglian Co., Ltd. dissolved on 04/28/2013.
2. For all shipments of honey from the People's Republic of China produced and exported by Suzhou Shanding Honey Product Co., Ltd. (A-570-863-032) and Wuhu Fenglian Co., Ltd. (A-570-863-033), and entered, or withdrawn from warehouse, for consumption during the period 12/01/2008 through 12/30/2009, assess an antidumping liability equal to the cash deposit or bonding rate required at the time of entry.

Entries for the companies listed above may have entered under A-570-863-000.

3. These instructions constitute notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 2. Accordingly, notice of the lifting of suspension occurred on the message date of these instructions. Unless instructed otherwise, for all other shipments of honey from the People's Republic of China you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.

4. The injunction with court number 02-00057, discussed in message number 3078201, dated 03/19/2003, is applicable to the entries exported or manufactured by the PRC-wide entity and imported by the companies listed below during the period 12/01/2009 through 11/30/2010.

Accordingly, until further notice, continue to suspend liquidation of these entries until liquidation instructions are provided.

Zhejiang Native Produce And Animal By-Products i/e Group Corp.

Kunshan Foreign Trade Co.

China (Tushu) Super Food i/e Corp.

High Hope International Group Jiangsu Foodstuffs i/e Corp.

National Honey Packers & Dealers Association

Alfred L. Wolff, Inc.

C.M. Goettsche & Co.

China Products North America, Inc.

Pure Sweet Honey Farm, Inc.

Sunland International, Inc.

D.F. International (USA) Inc.

Evergreen Coyle Group, Inc.

Evergreen Produce Inc.

5. 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, as amended. 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.

6. Upon assessment of antidumping duties, CBP shall 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 producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

7. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O9:KM.)

8. There are no restrictions on the release of this information.

Michael B. Walsh

## Company Details

\*Party Indicator Value:

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