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TYPE: FIN-Final Determination PUBLIC NON-PUBLIC
SUB-TYPE: AFF-Affirmative
FR CITE: 78 FR 40101 FR CITE DATE: 07/03/2013

REFERENCE
MESSAGE #
(s):

CASE #(s): A-533-894, A-570-894

EFFECTIVE DATE: 05/03/2012 COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: FINAL AFFIRMATIVE DETERMINATION OF CIRCUMVENTION OF THE ANTIDUMPING DUTY ORDER ON CERTAIN TISSUE PAPER PRODUCTS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-894 AND A-533-894)

THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

1. ON 07/03/2013, THE DEPARTMENT OF COMMERCE (COMMERCE) PUBLISHED IN THE FEDERAL REGISTER ITS NOTICE OF AN AFFIRMATIVE FINAL DETERMINATION OF CIRCUMVENTION OF THE ANTIDUMPING DUTY ORDER ON CERTAIN TISSUE PAPER PRODUCTS FROM THE PEOPLE'S REPUBLIC OF CHINA (PRC)(78 FR 40101).

2. SCOPE OF THE ANTIDUMPING DUTY ORDER

THE TISSUE PAPER PRODUCTS SUBJECT TO THIS ANTIDUMPING DUTY ORDER ARE CUT-TO-LENGTH SHEETS OF TISSUE PAPER HAVING A BASIS WEIGHT NOT EXCEEDING 29 GRAMS PER SQUARE METER. TISSUE PAPER PRODUCTS SUBJECT TO THIS ORDER MAY OR MAY NOT BE BLEACHED, DYE-COLORED, SURFACE-COLORED, GLAZED, SURFACE DECORATED OR PRINTED, SEQUINED, CRINKLED, EMBOSSSED, AND/OR DIE CUT. THE TISSUE PAPER SUBJECT TO THIS ORDER IS IN THE FORM OF CUT-TO-LENGTH SHEETS OF TISSUE PAPER WITH A WIDTH EQUAL TO OR GREATER THAN ONE-HALF (0.5) INCH. SUBJECT TISSUE PAPER MAY BE FLAT OR FOLDED, AND MAY BE PACKAGED BY BANDING OR WRAPPING WITH PAPER OR FILM, BY PLACING IN PLASTIC OR FILM BAGS, AND/OR BY PLACING IN BOXES FOR DISTRIBUTION AND USE BY THE ULTIMATE CONSUMER. PACKAGES OF TISSUE PAPER SUBJECT TO THIS ORDER MAY CONSIST SOLELY OF TISSUE PAPER OF ONE COLOR AND/OR STYLE, OR MAY CONTAIN MULTIPLE COLORS AND/OR STYLES.

THE MERCHANDISE SUBJECT TO THIS ORDER DOES NOT HAVE SPECIFIC CLASSIFICATION NUMBERS ASSIGNED TO THEM UNDER THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS"). SUBJECT MERCHANDISE MAY BE UNDER ONE OR MORE OF SEVERAL DIFFERENT SUBHEADINGS, INCLUDING: 4802.30; 4802.54; 4802.61; 4802.62; 4802.69; 4804.31.1000; 4804.31.2000; 4804.31.4020; 4804.31.4040;

4804.31.6000; 4804.39; 4805.91.1090; 4805.91.5000; 4805.91.7000; 4806.40; 4808.30; 4808.90; 4811.90; 4823.90; 4820.50.00; 4802.90.00; 4805.91.90; 9505.90.40. THE TARIFF CLASSIFICATIONS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES; HOWEVER, THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS ORDER IS DISPOSITIVE.

EXCLUDED FROM THE SCOPE OF THIS ORDER ARE THE FOLLOWING TISSUE PAPER PRODUCTS: (1) TISSUE PAPER PRODUCTS THAT ARE COATED IN WAX, PARAFFIN, OR POLYMERS, OF A KIND USED IN FLORAL AND FOOD SERVICE APPLICATIONS; (2) TISSUE PAPER PRODUCTS THAT HAVE BEEN PERFORATED, EMBOSSED, OR DIE-CUT TO THE SHAPE OF A TOILET SEAT, I.E., DISPOSABLE SANITARY COVERS FOR TOILET SEATS; (3) TOILET OR FACIAL TISSUE STOCK, TOWEL OR NAPKIN STOCK, PAPER OF A KIND USED FOR HOUSEHOLD OR SANITARY PURPOSES, CELLULOSE WADDING, AND WEBS OF CELLULOSE FIBERS (HTSUS 4803.00.20.00 AND 4803.00.40.00).

3. SCOPE OF THE CIRCUMVENTION INQUIRY

THE PRODUCTS COVERED BY THIS INQUIRY ARE TISSUE PAPER PRODUCTS, AS DESCRIBED IN PARAGRAPH 2 ABOVE, WHICH ARE PRODUCED IN INDIA BY A.R. PRINTING AND PACKAGING INDIA PVT. LTD. (A-533-894-001) FROM PRC-ORIGIN JUMBO ROLLS AND/OR CUT SHEETS OF TISSUE PAPER, AND EXPORTED TO THE UNITED STATES.

4. COMMERCE HAS DETERMINED THAT ALL ENTRIES OF TISSUE PAPER PRODUCTS PRODUCED IN INDIA BY A.R. PRINTING AND PACKAGING INDIA PVT. LTD. (A-533-894-001) FROM PRC-ORIGIN JUMBO ROLLS AND/OR CUT SHEETS OF TISSUE PAPER THAT ENTERED, OR WERE WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION, ON OR AFTER MAY 3, 2012, ARE SUBJECT TO THE ANTIDUMPING DUTY ORDER ON CERTAIN TISSUE PAPER PRODUCTS FROM THE PRC.

5. FOR IMPORTS OF CERTAIN TISSUE PAPER PRODUCTS THAT MEET THE REQUIREMENTS FOR THE MERCHANDISE SUBJECT TO THE ANTIDUMPING DUTY ORDER AS DESCRIBED ABOVE, PRODUCED IN INDIA BY A.R. PRINTING AND PACKAGING INDIA PVT. LTD. (A-533-894-001) FROM PRC-ORIGIN JUMBO ROLLS AND/OR CUT SHEETS OF TISSUE PAPER, AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER MAY 3, 2012, UNITED STATES CUSTOMS AND BORDER PROTECTION (CBP) SHALL CONTINUE TO SUSPEND LIQUIDATION OF SUCH SHIPMENTS. IN ADDITION, CBP SHALL CONTINUE TO REQUIRE FOR SUCH ENTRIES EXPORTED FROM INDIA BY A.R. PRINTING AND PACKAGING INDIA PVT. LTD. A CASH DEPOSIT RATE EQUAL

TO 112.64%. FOR ALL OTHER EXPORTS OF SUBJECT MERCHANDISE, CBP SHALL CONTINUE TO SUSPEND AT THE CASH DEPOSIT RATE APPLICABLE TO THE EXPORTER AT THE TIME OF ENTRY.

6. ENTRIES OF CERTAIN TISSUE PAPER PRODUCTS THAT MEET THE REQUIREMENTS FOR THE MERCHANDISE SUBJECT TO THE ANTIDUMPING DUTY ORDER AS DESCRIBED ABOVE, PRODUCED IN INDIA BY A.R. PRINTING AND PACKAGING INDIA PVT. LTD. (A-533-894-001) FROM PRC-ORIGIN JUMBO ROLLS AND/OR CUT SHEETS TISSUE PAPER, AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER MAY 3, 2012, WHICH ARE SET FOR LIQUIDATION NEED TO BE UNSET IMMEDIATELY.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, 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. (GENERATED BY O2:GJB).

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