

MESSAGE NO: 1282204 MESSAGE DATE: 10/09/2001  
MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: LIQ-Liquidation PUBLIC  NON-PUBLIC   
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-337-803

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/01/2000 TO 06/30/2001

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: NON-REVIEW AUTOMATIC LIQUIDATION INSTRUCTIONS FOR FRESH ATLANTIC SALMON FROM CHILE (A-337-803)

MESSAGE NO: 1282204 DATE: 10 09 2001

CATEGORY: ADA TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: A - 337 - 803 - -

- - - -

- - - -

PERIOD COVERED: 07 01 2000 TO 06 30 2001

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: NON-REVIEW AUTOMATIC LIQUIDATION INSTRUCTIONS FOR FRESH ATLANTIC SALMON FROM CHILE (A-337-803)

1. THE DEPARTMENT OF COMMERCE DOES NOT AUTOMATICALLY CONDUCT ADMINISTRATIVE REVIEWS OF ANTIDUMPING DUTY FINDINGS/ORDERS. INSTEAD, REVIEWS MUST BE REQUESTED IN ACCORDANCE WITH SECTION 351.213(b) OF THE COMMERCE REGULATIONS.

2. THE DEPARTMENT OF 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351.212(c) OF THE COMMERCE DEPARTMENT REGULATIONS, YOU ARE TO ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION AT THE CASH DEPOSIT OR BONDING RATE IN EFFECT ON THE DATE OF ENTRY .

FRESH ATLANTIC SALMON FROM CHILE            PERIOD  
A-337-803

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT: 07/01/2000-06/30/2001

Acuicultura de Aguas Australes  
Agromar Ltda.  
Aguas Claras S.A.  
Antarfish S.A.  
Aquachile S.A.  
Aguasur Fisheries Ltda.  
Asesoria Acuicola S.A.  
Australis S.A.  
Best Salmon  
Cenculmavique  
Centro de Cultivo de Moluscos  
Cerro Farrelon Ltda.  
Chile Cultivos S.A.  
Chisal S.A.  
Comercializadora Smoltech Ltda.  
Complejo Piscicola Coyhaique  
Cultivadora de Salmones Linao Ltda.  
Cultivos Marinos Chiloe Ltda.  
Cultivos San Juan  
Cultivos Yardan S.A.  
Empresa Nichiro Chile Ltda.  
Fiordo Blanco S.A.  
Fisher Farms  
Fitz Roy S.A.  
Friosur S.A.

Ganadera Del Mar  
G.M. Tornagaleones S.A.  
Hiuto Salmones S.A.  
Huitosal Mares Australes Salmo Pac.  
Instituto Tecnologico Del Salmon S.A.  
Inversiones Pacific Star Ltda.  
Invertec Pesquera Mar de Chiloe Ltda.  
Manao Bay Fishery S.A.  
Mardim Ltda.  
Marine Harvest Chile S.A.  
Ocean Horizons Chile S.A.  
Pacific Mariculture  
Patagonia Fish Farming S.A.  
Patagonia Salmon Farming S.A.  
Pesca Chile S.A.  
Pesquera Antares S.A.  
Pesquera Chiloe S.A.  
Pesquera Eicosal Ltda.  
Pesquera Friosur S.A.  
Pesquera Los Fiordos Ltda.  
Pesquera Mares Australes Ltda.  
Pesquera Mares de Chile S.A.  
Pesquera Pacific Star  
Pesquera Quellon Ltda.  
Pesquera Y Comercial Rio Peulla S.A.  
Piscicola Entre Rios S.A.  
Piscicultura Iculpe  
Piscicultura La Cascada  
Piscicultura Santa Margarita  
Productos Del Mar Ventisqueros S.A.  
Prosmolt S.A.  
Quetro S.A.  
River Salmon S.A.  
Robinson Crusoe Y Cia. Ltda.  
Salmoamerica  
Salmones Andes S.A.  
Salmones Antarctica S.A.  
Salmones Aucar Ltda.

Salmones Caicaen S.A.  
Salmones Calbuco S.A.  
Salmones Chiloe S.A.  
Salmones Friosur S.A.  
Salmones Huillinco S.A.  
Salmones Ice Val Ltda.  
Salmones Llanquihue  
Salmones Mainstream S.A.  
Salmones Multiexport Ltda.  
Salmones Pacific Star Ltda.  
Salmones Pacifico Sur S.A.  
Salmones Quellon  
Salmones Ranco Sur Ltda.  
Salmones Skyring S.A.  
Salmones Tecmar S.A.  
Salmones Tierra Del Fuego Ltda.  
Salmones Unimarc S.A.  
Salmosan  
Seafine Salmon S.A.  
Soc. Alimentos Maritimos Avalon Ltda..  
Soc. Aquacultivos Ltda.  
Truchas Aguas Blancas Ltda..  
Trusal S.A.  
Ventisqueros S.A.

3. 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 MERCHANDISE EXPORTED OR PRODUCED BY THE LISTED FIRMS AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THIS PERIOD.

4. THESE INSTRUCTIONS CONSTITUTE THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE MERCHANDISE AND PERIODS LISTED ABOVE. YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR SUBSEQUENT ENTRIES OF THE SUBJECT MERCHANDISE AT THE CURRENT RATES.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE 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 CUSTOMS PAY INTEREST ON OVERPAYMENTS AND 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.

6. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CUSTOMS SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT DESCRIBED IN SECTION 351.402(f)(2) OF THE COMMERCE DEPARTMENT 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 EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CUSTOMS SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CUSTOMS SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

7. 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 INTERESTED PARTIES SHOULD CONTACT GARY TAVERMAN ON (202) 482-0161, AD/CVD ENFORCEMENT,

IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION,

DEPARTMENT OF COMMERCE.

8. 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