

MESSAGE NO: 2065201 MESSAGE DATE: 03/06/2002  
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-570-848

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 03/26/1997 TO 08/31/1998

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: LIQUIDATION INSTRUCTIONS FOR FRESHWATER CRAWFISH TAIL MEAT FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-848)

MESSAGE NO: 2065201 DATE: 03 06 2002

CATEGORY: ADA TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 848 - -

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PERIOD COVERED: 03 26 1997 TO 08 31 1998

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: LIQUIDATION INSTRUCTIONS FOR FRESHWATER CRAWFISH TAIL MEAT FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-848)

1. THE DEPARTMENT OF COMMERCE HAS PUBLISHED IN THE FEDERAL REGISTER ON 04/19/2000 (65 FR 20948) THE FINAL RESULTS OF ITS ADMINISTRATIVE AND NEW SHIPPER REVIEWS OF THE ANTIDUMPING DUTY ORDER (A-570-848) ON FRESHWATER CRAWFISH TAIL MEAT FROM THE PEOPLE'S REPUBLIC OF CHINA FOR THE PERIOD 03/26/1997 THROUGH 08/31/1998.

2. IMPORTS COVERED BY THIS REVIEW ARE SHIPMENTS OF FRESHWATER CRAWFISH TAIL MEAT IN ALL ITS FORMS (WHETHER WASHED OR WITH FAT

ON, WHETHER PURGED OR UNPURGED), GRADES, AND SIZES; WHETHER FROZEN, FRESH, OR CHILLED; AND REGARDLESS OF HOW IT IS PACKED, PRESERVED, OR PREPARED.

EXCLUDED FROM THE SCOPE OF THE ORDER ARE LIVE CRAWFISH AND OTHER WHOLE CRAWFISH, WHETHER BOILED, FROZEN, FRESH, OR CHILLED. ALSO EXCLUDED ARE SALTWATER CRAWFISH OF ANY TYPE, AND PARTS THEREOF.

FRESHWATER CRAWFISH TAIL MEAT IS CURRENTLY CLASSIFIABLE IN, OR DURING THE PERIOD OF REVIEW MAY HAVE BEEN CLASSIFIED IN, THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS) UNDER ITEM NUMBERS 1605.40.10.10, 1605.40.10.90, 0306.19.00.10 AND 0306.29.00.00. THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES ONLY. THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS ORDER IS DISPOSITIVE.

3. ACCORDINGLY, YOU ARE NOW INSTRUCTED TO LIQUIDATE ALL SHIPMENTS OF FRESHWATER CRAWFISH TAIL MEAT FROM THE PEOPLE'S REPUBLIC OF CHINA EXPORTED BY THE EXPORTERS LISTED BELOW, IMPORTED BY OR SOLD TO THE IMPORTERS/CUSTOMERS LISTED BELOW, AND ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION DURING THE

PERIOD 03/26/1997 THROUGH 08/31/1998. ASSESS AN ANTIDUMPING LIABILITY EQUAL TO THE PERCENT OF ENTERED VALUE INDICATED BELOW FOR THE RELEVANT EXPORTER/IMPORTER/CUSTOMER. EACH OF THE FOLLOWING RATES IS APPLICABLE IF THIS MERCHANDISE WAS EXPORTED BY THE COMPANY LISTED AS THE EXPORTER AND IMPORTED BY OR SOLD TO THE COMPANY LISTED AS THE IMPORTER/CUSTOMER:

ID NUMBER	COMPANY NAME	RATE (PERCENT)
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A-570-848-013 EXPORTER:

LIANYUNGANG HAIWANG AQUATIC PRODUCTS  
CO., LTD

IMPORTER/CUSTOMER:

ALL	201.63%
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4. FOR ALL OTHER SHIPMENTS OF FRESHWATER CRAWFISH TAIL MEAT FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-848-000), ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION DURING THE PERIOD 03/26/1997 THROUGH 08/31/1998, EXCEPT FOR ENTRIES DETAILED AS FOLLOWS, ASSESS AN ANTIDUMPING LIABILITY OF 201.63 PERCENT OF THE ENTERED VALUE.

LIQUIDATE ENTRIES OF MERCHANDISE FOR QINGDAO RIRONG FOODSTUFF CO., LTD. (A-570-848-014) IN ACCORDANCE WITH MESSAGE NUMBER 0314203, DATED 11/09/2000.

DO NOT LIQUIDATE ANY ENTRIES OF SUBJECT MERCHANDISE EXPORTED BY:

NINGBO NANLIAN FROZEN FOODS CO. LTD (A-570-848-012),  
HUAIYIN FOREIGN TRADE CORPORATION (5) (A-570-848-012, ALSO  
KNOWN AS HUAIYIN CEREALS, OILS & FOODSTUFFS),  
NANTONG DELU AQUATIC FOOD CO., LTD. (A-570-848-008),  
YANCHENG FOREIGN TRADE CORP. (A-570-848-011), OR  
HUAIYIN FOREIGN TRADE CORPORATION (30) (A-570-848-030).

ALSO, DO NOT LIQUIDATE ANY ENTRIES OF SUBJECT MERCHANDISE IMPORTED BY:

HUAIYIN FOREIGN TRADE CORPORATION (30),  
WORLDWIDE LINK, INC.,  
CAPTAIN CHARLIE SEAFOOD WHOLESALE CO., USA,  
BOSTON SEAFOOD PROCESSORS, INC.,  
GMRI, INC., OR  
OCEAN DUKE CORP.

(REGARDLESS OF EXPORTER).

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930, AS AMENDED (THE ACT). SECTION 778 OF THE ACT 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 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, CUSTOMS SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF THE COMMERCE DEPARTMENT'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 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." IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT MATTHEW RENKEY OR ELFI BLUM AT 202-482-2312 OR 202-482-0197, RESPECTIVELY, 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