

MESSAGE NO: 2038202 MESSAGE DATE: 02/07/2002
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: ORD-Order PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-866

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/08/2002 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: ANTIDUMPING ORDER IN THE INVESTIGATION OF FOLDING GIFT BOXES FROM CHINA (A-570-866)

MESSAGE NO: 2038202 DATE: 02 07 2002

CATEGORY: ADA TYPE: ORD

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 866 - -

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PERIOD COVERED: 01 08 2002 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: ANTIDUMPING ORDER IN THE INVESTIGATION OF FOLDING GIFT BOXES FROM CHINA (A-570-866)

1. ON JANUARY 8, 2002, THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS ANTIDUMPING DUTY ORDER IN THE INVESTIGATION OF CERTAIN FOLDING GIFT BOXES FROM THE PEOPLE'S REPUBLIC OF CHINA.

2. THE PRODUCTS COVERED BY THE ORDER ARE CERTAIN FOLDING GIFT BOXES. CERTAIN FOLDING GIFT BOXES ARE A TYPE OF FOLDING OR KNOCK-DOWN CARTON MANUFACTURED FROM PAPER OR PAPERBOARD.

CERTAIN FOLDING GIFT BOXES ARE PRODUCED FROM A VARIETY OF RECYCLED AND VIRGIN PAPER OR PAPERBOARD MATERIALS, INCLUDING, BUT NOT LIMITED TO, CLAY-COATED PAPER OR PAPERBOARD AND KRAFT (BLEACHED OR UNBLEACHED) PAPER OR PAPERBOARD. THE SCOPE OF THE ORDER EXCLUDES GIFT BOXES MANUFACTURED FROM PAPER OR PAPERBOARD OF A THICKNESS OF MORE THAN 0.8 MILLIMETERS, CORRUGATED PAPERBOARD, OR PAPER MACHE. THE SCOPE OF THE ORDER ALSO EXCLUDES THOSE GIFT BOXES FOR WHICH NO SIDE OF THE BOX, WHEN ASSEMBLED, IS AT LEAST NINE INCHES IN LENGTH.

CERTAIN FOLDING GIFT BOXES ARE TYPICALLY DECORATED WITH A HOLIDAY MOTIF USING VARIOUS PROCESSES, INCLUDING PRINTING, EMBOSSING, DEBOSSING, AND FOIL STAMPING, BUT MAY ALSO BE PLAIN WHITE OR PRINTED WITH A SINGLE COLOR. THE SUBJECT MERCHANDISE INCLUDES CERTAIN FOLDING GIFT BOXES, WITH OR WITHOUT HANDLES, WHETHER FINISHED OR UNFINISHED, AND WHETHER IN ONE-PIECE OR MULTI-PIECE CONFIGURATION. ONE-PIECE GIFT BOXES ARE DIE-CUT OR OTHERWISE FORMED SO THAT THE TOP, BOTTOM, AND SIDES FORM A SINGLE, CONTIGUOUS UNIT. TWO-PIECE GIFT BOXES ARE THOSE WITH A FOLDED BOTTOM AND A FOLDED TOP AS SEPARATE PIECES. CERTAIN FOLDING GIFT BOXES ARE GENERALLY PACKAGED IN SHRINK-WRAP, CELLOPHANE, OR OTHER PACKAGING MATERIALS, IN SINGLE OR MULTI-BOX PACKS FOR SALE TO THE RETAIL CUSTOMER. THE SCOPE OF THE ORDER EXCLUDES FOLDING CARTONS THAT HAVE A RETAILER'S NAME, LOGO, TRADEMARK OR SIMILAR COMPANY INFORMATION PRINTED PROMINENTLY ON THE FOLDING CARTON'S TOP EXTERIOR (SUCH FOLDING CARTONS ARE OFTEN KNOWN AS "NOT-FOR-RESALE" GIFT BOXES OR "GIVE-AWAY" GIFT BOXES AND MAY BE PROVIDED BY DEPARTMENT AND SPECIALTY STORES AT NO CHARGE TO THEIR RETAIL CUSTOMERS). THE SCOPE OF THE ORDER ALSO EXCLUDES FOLDING CARTONS WHERE BOTH THE OUTSIDE OF THE CARTON IS A SINGLE COLOR AND THE CARTON IS NOT PACKAGED IN SHRINK-WRAP, CELLOPHANE, OTHER RESIN-BASED PACKAGING FILMS, OR PAPERBOARD.

IMPORTS OF THE SUBJECT MERCHANDISE ARE CLASSIFIED UNDER U.S. HARMONIZED TARIFF SCHEDULE SUBHEADINGS 4819.20.00.40 AND

4819.50.40.60. THESE SUBHEADINGS ALSO COVER PRODUCTS THAT ARE OUTSIDE THE SCOPE OF THIS ORDER. FURTHERMORE, ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS ORDER IS DISPOSITIVE.

3. FOR IMPORTS OF CERTAIN FOLDING GIFT BOXES FROM THE PEOPLE'S REPUBLIC OF CHINA MANUFACTURED AND EXPORTED BY MAX FORTUNE INDUSTRIAL LTD., NO SUSPENSION OF LIQUIDATION IS REQUIRED. FURTHERMORE, CUSTOMS IS INSTRUCTED TO LIFT SUSPENSION OF LIQUIDATION OF ALL ENTRIES OF CERTAIN FOLDING GIFT BOXES FROM THE PEOPLE'S REPUBLIC OF CHINA MANUFACTURED AND EXPORTED BY MAX FORTUNE INDUSTRIAL LTD. THAT HAVE ENTERED SINCE AUGUST 6, 2001.

4. FOR IMPORTS OF CERTAIN FOLDING GIFT BOXES FROM THE PEOPLE'S REPUBLIC OF CHINA NOT MANUFACTURED OR EXPORTED BY MAX FORTUNE INDUSTRIAL LTD., THE CUSTOMS SERVICE SHALL CONTINUE TO SUSPEND LIQUIDATIONS OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER JANUARY 8, 2002. EFFECTIVE JANUARY 8, 2002, CUSTOMS SHALL REQUIRE FOR ENTRIES A CASH DEPOSIT EQUAL TO THE MARGINS SHOWN BELOW:

MFR/PRODUCER EXPORTER	CUSTOMS ID NUMBER	MARGIN PERCENTAGE
RED POINT PAPER PRODUCTS LTD.	A-570-866-001	8.90
ALL OTHERS	A-570-866-000	164.75

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 THOMAS SCHAUER, OFFICE OF AD/CVD ENFORCEMENT 3, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202)

482-0410.

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