

FOR PUBLIC FILE

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A-570-886

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REFERENCE:

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Office 5:SM

CASES: A-570-886

PERIOD COVERED: 09-02-2008 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: SCOPE RULING ON ANTIDUMPING DUTY ORDER ON POLYETHYLENE
RETAIL CARRIER BAGS FROM CHINA (A-570-886) (BUILDERS
DEPOTS AAO AND AAO2 BAGS ARE WITHIN THE SCOPE)

1. ON SEPTEMBER 2, 2008, IN RESPONSE TO A REQUEST BY THE BUILDERS DEPOT INC. (BUILDERS DEPOT), THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING THAT THE BUILDERS DEPOT'S AAO TEE BAG (MODEL AAO1) AND AAO2 JACKET BAG (MODEL AAO2) ARE WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING POLYETHYLENE RETAIL CARRIER BAGS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-886).
2. BUILDERS DEPOT IMPORTS THE AAO TEE BAG AND AAO JACKET BAG FOR THE STORE "AGAINST ALL ODDS". BECAUSE THE AGAINST ALL ODDS AAO TEE BAG (MODEL AAO1) HAS DIE-CUT HANDLES AND AAO JACKET BAG (MODEL AAO2) HAS HEAT-WELDED HANDLES TO THE SIDES OF THE BAG AND BECAUSE BOTH THE TEE BAG AND THE JACKET BAG HAVE THE AGAINST ALL ODDS STORE NAME AND LOGO PRINTED ON THEIR SIDES, THE COMMERCE DEPARTMENT FOUND THIS PRODUCT TO BE WITHIN THE SCOPE OF THE ORDER.
3. CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES OF POLYETHYLENE RETAIL CARRIER BAGS FROM THE PEOPLE'S REPUBLIC OF CHINA, INCLUDING BUILDERS DEPOT AAO TEE BAG AND AAO JACKET BAG LISTED ABOVE, SUBJECT TO THE ANTIDUMPING DUTY ORDER COVERING POLYETHYLENE RETAIL CARRIER BAGS FROM THE PEOPLE'S REPUBLIC OF CHINA.
4. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTHAM AT OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY 05:DD).
5. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

DAVID M. GENOVESE

