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**OFFICE OF AD/CVD ENFORCEMENT  
QUANTITY AND VALUE QUESTIONNAIRE**

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**REQUESTER(S):** {Insert name of firm}

**REPRESENTATION:** {Insert name of counsel and law firm and contact information}

**CASE:** Certain Frozen Warmwater Shrimp from the Socialist Republic of Vietnam, A-552-802

**PERIOD OF REVIEW:** February 1, 2006, through January 31, 2007

**DEADLINE FOR SUBMISSION OF RESPONSE:** **April 23, 2007**

**OFFICIALS IN CHARGE:**

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**FILING ADDRESS:**

U.S. Department of Commerce  
Import Administration  
Dockets Center  
Room 1870  
Pennsylvania Ave. and Fourteenth Street, N.W.  
Washington, D.C. 20230

**PLEASE COMPLETE THE FOLLOWING CHART:**

Name of Your Company: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Name of Company Contact Official: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Fax Number: \_\_\_\_\_

Email Address: \_\_\_\_\_

**ATTACHMENT I  
FORMAT FOR REPORTING QUANTITY AND VALUE OF SALES**

In providing the information in the chart below, please provide the total quantity in kilograms (and pounds) and total value (in U.S. dollars) of all your sales covered by the scope of this review (see enclosed scope description), produced in the Socialist Republic of Vietnam (“Vietnam”), and exported/shipped to the United States during the period February 1, 2006, through January 31, 2007.

Additionally, if you believe that you should be treated as a single entity along with other named exporters, please complete the chart, below, both in the aggregate for all named parties in your group and, in separate charts, individually for each named entity. Please label each chart accordingly.

**U.S. Sales**

<b>Market: United States</b>	<b>Total Quantity (In Kilograms)</b>	<b>Total Quantity<sup>1</sup> (In Pounds)</b>	<b>Total Quantity (In Pieces)</b>	<b>Terms of Sale<sup>2</sup></b>	<b>Total Value<sup>3</sup> (\$U.S.)</b>
1. Export Price <sup>4</sup>					
2. Constructed Export Price <sup>5</sup>					
3. Further Manufactured <sup>6</sup>					
Total					

Please provide the following information for your company. If you believe that you should be treated as a single entity along with other named exporters, please provide the information requested below both in the aggregate for all named entities in your group and separately for each named entity. Please label each chart accordingly.

<sup>1</sup> Detail any conversion rates used to report quantity in pounds.

<sup>2</sup> To the extent possible, sales values should be reported based on the same terms (*e.g.*, FOB).

<sup>3</sup> Values should be expressed in U.S. dollars. Indicate any exchange rates used and their respective dates and sources.

<sup>4</sup> Generally, a U.S. sale is classified as an export price sale when the first sale to an unaffiliated person occurs before the goods are imported into the United States.

<sup>5</sup> Generally, a U.S. sale is classified as a constructed export price sale when the first sale to an unaffiliated person occurs after importation. However, if the first sale to the unaffiliated person is made by a person in the United States affiliated with the foreign exporter, constructed export price applies even if the sale occurs prior to importation. Do not report the sale to the affiliated party in the United States, rather report the sale made by the affiliated party to the unaffiliated customer in the United States.

<sup>6</sup> Further manufacture or assembly (including re-packing) (“further manufactured”) refers to merchandise that undergoes further manufacture or assembly in the United States before sale to the first unaffiliated customer.

**U.S. Shipments**

<b>Merchandise</b>	<b>Total Quantity (In Kilograms)</b>	<b>Total Quantity<sup>7</sup> (In Pounds)</b>	<b>Total Value (\$U.S.<sup>8</sup>)</b>
Subject merchandise your company produced and-shipped/exported to the United States during the POR, regardless of whether or not sold.			
Subject merchandise exported/shipped to the United States by your company during the POR, which was sourced from an unaffiliated supplier or suppliers (that is, not produced by your company), regardless of whether or not sold.			
Subject merchandise produced by your company but exported/shipped through another company to the United States during the POR.			
Subject merchandise exported/shipped to the United States by your company during the POR which was produced in another country (that is, not the Vietnam).			

**NOTE:**

- (1) If you sell products on a glazed-weight basis, report such sales on a net-weight basis.
- (2) Do not include the POR quantity and value of certain frozen warmwater shrimp produced in another country in the first three categories in this table (that is, report this data only in the final block of the chart).

**Please check one of the following responses:**

\_\_\_\_ This questionnaire response contains no proprietary information. I consent to placing this response on the public record of this administrative review.

**OR**

\_\_\_\_ This questionnaire response contains proprietary information. I have indicated the information for which I request proprietary treatment with brackets (“[” and “]”), as described in Attachment IV. In addition, as also described in Attachment IV, I am attaching to this response:

<sup>7</sup> Detail any conversion rates used to report quantity in pounds.

<sup>8</sup> Values should be expressed in U.S. dollars. Indicate any exchange rates used and their respective dates and sources.

- a) a formal request for proprietary treatment of the information;
- b) an explanation of the reasons why the information requires proprietary treatment;
- c) a statement agreeing to limited release of proprietary information under the provisions of an administrative protective order; and
- d) a public summary of the proprietary response.

**Please review Attachment III to ensure that you have complied with all of these requirements.**

## **ATTACHMENT II DESCRIPTION OF PRODUCTS UNDER REVIEW**

The scope of this order includes certain frozen warmwater shrimp and prawns, whether wild-caught (ocean harvested) or farm-raised (produced by aquaculture), head-on or head-off, shell-on or peeled, tail-on or tail-off, deveined or not deveined, cooked or raw, or otherwise processed in frozen form.

The frozen warmwater shrimp and prawn products included in the scope of this investigation, regardless of definitions in the Harmonized Tariff Schedule of the United States (“HTS”), are products which are processed from warmwater shrimp and prawns through freezing and which are sold in any count size.

The products described above may be processed from any species of warmwater shrimp and prawns. Warmwater shrimp and prawns are generally classified in, but are not limited to, the Penaeidae family. Some examples of the farmed and wild-caught warmwater species include, but are not limited to, white-leg shrimp (*Penaeus vannamei*), banana prawn (*Penaeus merguensis*), fleshy prawn (*Penaeus chinensis*), giant river prawn (*Macrobrachium rosenbergii*), giant tiger prawn (*Penaeus monodon*), redspotted shrimp (*Penaeus brasiliensis*), southern brown shrimp (*Penaeus subtilis*), southern pink shrimp (*Penaeus notialis*), southern rough shrimp (*Trachypenaeus curvirostris*), southern white shrimp (*Penaeus schmitti*), blue shrimp (*Penaeus stylirostris*), western white shrimp (*Penaeus occidentalis*), and Indian white prawn (*Penaeus indicus*).

Frozen shrimp and prawns that are packed with marinade, spices or sauce are included in the scope of this investigation. In addition, food preparations, which are not “prepared meals,” that contain more than 20 percent by weight of shrimp or prawn are also included in the scope of this investigation.

Excluded from the scope are: (1) Breaded shrimp and prawns (HTS subheading 1605.20.10.20); (2) shrimp and prawns generally classified in the Pandalidae family and commonly referred to as coldwater shrimp, in any state of processing; (3) fresh shrimp and prawns whether shell-on or peeled (HTS subheadings 0306.23.00.20 and 0306.23.00.40); (4) shrimp and prawns in prepared meals (HTS subheading 1605.20.05.10); (5) dried shrimp and prawns; (6) Lee Kum Kee's shrimp sauce; (7) canned warmwater shrimp and prawns (HTS subheading 1605.20.10.40); (8) certain dusted shrimp; and (9) certain battered shrimp. Dusted shrimp is a shrimp-based product: (1) That is produced from fresh (or thawed-from-frozen) and peeled shrimp; (2) to which a “dusting” layer of rice or wheat flour of at least 95 percent purity has been applied; (3) with the entire surface of the shrimp flesh thoroughly and evenly coated with the flour; (4) with the non-shrimp content of the end product constituting between four and 10 percent of the product's total weight after being dusted, but prior to being frozen; and (5) that is subjected to individually quick frozen (“IQF”) freezing immediately after application of the dusting layer. Battered shrimp is a shrimp-based product that, when dusted in accordance with the definition of dusting above, is coated with a wet viscous layer containing egg and/or milk, and par-fried.

The products covered by this investigation are currently classified under the following HTS subheadings: 0306.13.00.03, 0306.13.00.06, 0306.13.00.09, 0306.13.00.12, 0306.13.00.15, 0306.13.00.18, 0306.13.00.21, 0306.13.00.24, 0306.13.00.27, 0306.13.00.40, 1605.20.10.10, and 1605.20.10.30. These HTS subheadings are provided for convenience and for customs purposes only and are not dispositive, but rather the written description of the scope of this investigation is dispositive.

## ATTACHMENT III GENERAL INSTRUCTIONS

### Instructions for Filing the Response

The following instructions apply to all documents you submit to the Department during the course of this proceeding.

1. File your response in Washington, D.C. at:

U.S. Department of Commerce  
Import Administration  
Dockets Center  
Room 1870  
Pennsylvania Ave. and Fourteenth Street, N.W.  
Washington, D.C. 20230

2. **Proprietary versions** of the response should be submitted on the day specified in the cover letter. The **public version** of the response may be filed one business day after the proprietary version. You must provide a copy of the public version of your response to all parties on the public service list for this administrative review, the latest version of which can be found here: <http://ia.ita.doc.gov/apo/apo-svc-lists.html>.
3. File the original and six copies of the proprietary version. However, if you file an electronic copy of the proprietary version in Word Perfect 6.1 (Word Perfect 7.0 and 8.0 are also acceptable), you need file only the original version and four copies. In case of any difference between the narrative response and the content of the electronic media, the narrative response is the controlling version. For either alternative, only one copy of sample printouts and electronic media containing sales files and cost files need be submitted.

File the original and four copies of the public version of your narrative response and attachments, including sample printouts.

4. Submit the required **certification of accuracy**. Providers of information and the person(s) submitting it, if different (*e.g.*, a legal representative), must certify that they have read the submission and that the information submitted is accurate and complete. The Department cannot accept responses to the letter that do not contain the certification statements. A form for such certification is included in this Appendix. You may photocopy this form and submit a completed copy with each of your submissions.
5. Provide the required **certificate of service** with each proprietary version and public version submitted to the Department.

6. Request **proprietary treatment** for information submitted that you do not wish to be made publicly available. As a general rule, the Department places all correspondence and submissions received in the course of an antidumping proceeding in a public reading file. However, information deemed to be **proprietary information** will not be made available to the public.<sup>9</sup> If you wish to make a request for proprietary treatment for particular information, refer to sections 351.304 and 351.304(a)(2) of the Department's **regulations**. Submit the request for proprietary treatment no later than one business day following the submission of the proprietary version of your response to the letter accompanied by:

- (1) a non-proprietary (public) version of your response that is in sufficient detail to permit a reasonable understanding of the information submitted in confidence,<sup>10</sup> and/or
- (2) an itemization of particular information that you believe you are unable to summarize. State the reasons why you cannot summarize each piece of information.

Responses, or portions thereof, that are not adequately summarized may be returned to you and not used.

7. Submit the statements required regarding limited release of proprietary information under the provisions of an **administrative protective order** (“APO”). U.S. law permits limited disclosure to representatives of parties (*e.g.*, legal counsel) of certain business proprietary information, including electronic business proprietary information, under an APO. (Note that data received under an APO cannot be shared with others who are not covered by the APO.) Under the provisions governing APO disclosure, you must submit either:

- (1) a statement agreeing to permit the release under APO of information submitted by you in confidence during the course of the proceeding, or
- (2) a statement itemizing those portions of the information which you believe should not be released under APO, together with arguments supporting your objections to that release.

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<sup>9</sup> Supplier names will not be considered proprietary information in situations where the Department has excluded the exporter from the antidumping duty order. Exclusions of non-producing exporters will be granted only to exporter/supplier combinations.

<sup>10</sup> Generally, numerical data are adequately summarized if grouped or presented in terms of indices or figures ranged within ten percent of the actual figure. If a particular portion of the data is voluminous, use ranged figures for at least one percent of the voluminous portion.



We are required by our regulations to reject, at the time of filing, submissions of business proprietary information that do not contain one of these statements. You must state in the upper right-hand corner of the cover letter accompanying your response whether you agree or object to release of the submitted information under APO. (See section 351.303 of our regulations for specific instructions.)<sup>11</sup>

8. Place brackets (“[... ]”) around information for which you request business proprietary treatment. Place double brackets (“[[... ]]”) around information for which you request proprietary treatment and which you do not agree to release under APO.
9. Provide to all parties whose representatives have been granted an APO (as listed in the cover letter or as listed in a subsequent letter from the Department) a complete copy of the submission, proprietary and public versions, except for that information which you do not agree to release under APO. A copy of the latest version of the APO service list can be found here: <http://ia.ita.doc.gov/apo/apo-svc-lists.html>. If you exclude information because you do not agree to release it under APO, submit with your response to the Department a certificate of service and a copy of the APO version of the document containing the information that you agree may be released under APO. For parties that do not have access to information under APO, please provide a public version only.
10. Prepare your response in typed form and in English. Repeat the question to which you are responding in your narrative submission and place your answer directly below it.

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<sup>11</sup> If you do not agree to release under APO all or part of the proprietary information, but we determine that the information should be released, you will have the opportunity to withdraw the information (see section 351.304(d) of our regulations). However, any information which you withdraw will be taken out of the official record and will not be used in our determination.

*You must complete the company official certification below in order for the Department to consider your submission complete.*

**COMPANY OFFICIAL CERTIFICATION**

I, \_\_\_\_\_, currently employed  
(name and title)

by \_\_\_\_\_, certify that (1) I have  
(Interested Party)

read the attached submission, and (2) the information contained in

this submission is, to the best of my knowledge, complete and

accurate.

\_\_\_\_\_  
(signature of certifying official)

*Please ensure that you have provided a copy of this response (“served”) to all other participants in this review, as discussed in Attachment III. You must complete the certificate of service below in order for the Department to consider your submission complete.*

### **CERTIFICATE OF SERVICE**

I, \_\_\_\_\_, hereby certify that a copy of the  
(name of certifying official)

foregoing submission on behalf of \_\_\_\_\_,  
(company name)

dated \_\_\_\_\_, was served by first class mail or by hand delivery (circle the method used) on the following parties:

(Business Proprietary Version)

On Behalf of

Name and address

*(List the name and address of each company or legal representative to whom you have sent a copy of the business proprietary version of your response, if applicable.)*

(Public Version)

On Behalf of

Name and address

*(List the name and address of each company or legal representative to whom you have sent a copy of your response, or, if you prepared a public version separate from a business proprietary version, the name and address of each company or legal representative to whom you have sent a copy of the public version of your response.)*

\_\_\_\_\_  
(signature of certifying official)