

EXPLANATION OF COMMISSION DETERMINATIONS ON ADEQUACY
in
Silicon Metal from Brazil and China, Inv. Nos. 731-TA-471-472 (Second Review)

On April 10, 2006, the Commission determined¹ that it should proceed to full reviews in the subject five-year reviews pursuant to section 751(c)(3)(B) of the Tariff Act of 1930, as amended, 19 U.S.C. §1675(c)(3)(B).

The Commission unanimously determined that the domestic interested party group response to the notice of institution was adequate. The Commission received an individually adequate response from Globe Metallurgical Inc., which accounts for the majority of U.S. production of silicon metal. The Commission therefore determined that the domestic interested party group response was adequate.

With respect to the review pertaining to Brazil, the Commission unanimously determined that the respondent interested party group response to the notice of institution was adequate. The Commission received an individually adequate response from the Associação Brasileira dos Produtores de Ferroligas e de Silício Metálico, Ligas de Alumínio S.A., Companhia Ferroligas Minas Gerais - Minasligas, and Camargo Corrêa Metais S.A.. Because the Commission received an adequate response from foreign producers accounting for the vast majority of the total volume of production of subject merchandise in Brazil, the Commission determined that the Brazilian respondent interested party group response was adequate.

As pertains to the review regarding China, the Commission did not receive a response from any respondent interested party. Consequently, the Commission unanimously determined that the respondent interested party group response to the notice of institution was inadequate. However, the Commission determined to conduct a full review in order to promote administrative efficiency in light of its decision to conduct a full review with respect to silicon metal from Brazil.

A record of the Commissioners' votes is available from the Office of the Secretary and at the Commission's web site (www.usitc.gov).

¹ Vice Chairman Okun did not participate.