

EXPLANATION OF COMMISSION DETERMINATION ON ADEQUACY

in

Saccharin from China
Inv. No. 731-TA-1013 (Review)

On September 5, 2008, the Commission determined that it should proceed to a full review in the subject five-year review 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 received a response to the notice of institution of the five-year review of the antidumping duty order on imports of saccharin from China from PMC Specialties Group, Inc. (“PMC”), the sole domestic producer and the primary importer of saccharin from China in 2007. The Commission found this domestic interested party response to the notice of institution to be individually adequate. Because the Commission received an individually adequate response from PMC, the sole domestic producer of saccharin, the Commission also determined that the domestic interested party group response was adequate.

The Commission received one respondent interested party response to the notice of institution from Rit-Chem Co., Inc. (“Rit-Chem”), an importer of the subject merchandise during the original investigation, and found this respondent interested party response to be individually adequate. Although the Commission received individually adequate interested party responses to the notice of institution from importer and domestic interested party PMC, which alone accounted for the majority of imports of the subject merchandise in 2007, and importer respondent interested party Rit-Chem, the Commission determined that the respondent interested party group response to the notice of institution was inadequate.¹ However, in light of PMC’s status as the sole domestic producer of the like product and the primary importer of subject merchandise in 2007, the Commission found that changes in the conditions of competition warranted conducting a full review.

A record of the Commissioners’ votes is available from the Office of the Secretary and the Commission’s web site (<http://www.usitc.gov>).

¹ Commissioner Daniel R. Pearson determined that the respondent interested party group response was adequate.