

EXPLANATION OF COMMISSION DETERMINATIONS ON ADEQUACY

in

Cut-to-Length Carbon Steel Plate from China, Russia, and Ukraine
Inv. Nos. 731-TA-753, 754, and 756 (Second Review)

On November 4, 2008, the Commission determined that it should proceed to full reviews in the subject five-year reviews pursuant to section 751(c)(5) of the Tariff Act of 1930 (19 U.S.C. § 1675(c)(5)). The Commission, in consultation with the Department of Commerce, grouped these reviews because they involve similar domestic like products.¹

With respect to the orders concerning cut-to-length carbon steel plate (“CTL plate”) from China, Russia, and Ukraine, the Commission determined that the domestic interested party group response was adequate. The Commission received a consolidated response from five domestic producers that account for a significant percentage of domestic production of CTL plate.² The Commission found the individual response of each of the five domestic CTL plate producers, which contained company-specific data, adequate.

The Commission found that the respondent interested party group responses were adequate with respect to the orders on CTL plate from Russia and Ukraine because respondents from each of these countries accounted for a significant share of the production of subject merchandise in their respective countries.

The Commission received adequate individual responses concerning the order on CTL plate from Russia filed by JSC Severstal, a Russian producer and exporter of CTL plate, and OJSC Magnitogorsk Iron and Steel Works, a Russian producer of CTL plate. With respect to the review of the antidumping duty order on CTL plate from Ukraine, the Commission received an adequate joint response filed by Azovstal Iron & Steel Works and Ilyich Iron & Steel Works, each of which is a Ukrainian producer and exporter of subject merchandise.

Because the group and individual responses from both domestic interested parties and respondent interested parties were adequate in the reviews of the orders concerning CTL plate from Russia and Ukraine, the Commission determined to conduct full reviews in these proceedings.

The Commission did not receive a response from any respondent interested parties in the review concerning subject imports from China, and therefore determined that the respondent interested party group response for this country was not adequate. The Commission nevertheless voted to conduct a full review concerning subject imports from China to promote administrative efficiency in light of the Commission’s determination to conduct full reviews of the majority of orders in these grouped reviews.

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

¹ See 19 U.S.C. § 1675(c)(5)(D); 63 Fed. Reg. 29372, 29374 (May 29, 1998).

² These producers are Arcelormittal USA, Evraz NA Claymont, Evraz NA Oregon Steel Mills, Nucor Corp., and SSAB North America Division.