

EXPLANATION OF COMMISSION DETERMINATIONS ON ADEQUACY

in

Fresh Garlic from China
Inv. No. 731-TA-683 (Third Review)

On December 5, 2011, the Commission determined that it should conduct an expedited 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 joint response to its notice of institution, with company specific data, from four domestic producers of fresh garlic; Christopher Ranch LLC, The Garlic Co., Valley Garlic, Inc., and Vessey and Co., Inc. The Commission found the individual response of each of these domestic producers to be adequate. Because these producers collectively account for a substantial percentage of domestic production of fresh garlic, the Commission determined that the domestic interested party group response was adequate.

No responses were received from any respondent interested parties. Consequently, the Commission determined that the respondent interested party group response was inadequate.

The Commission did not find any circumstances that would warrant conducting a full review of the order. The Commission, therefore, determined to conduct an expedited review of the order.

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