

EXPLANATION OF COMMISSION DETERMINATIONS ON ADEQUACY

in

Certain Pasta from Italy and Turkey

Inv. Nos. 701-TA-365-366 and 731-TA-734-735 (Third Review)

On December 10, 2012, the Commission determined to conduct full reviews in the subject five-year reviews pursuant to section 751(c)(3) of the Tariff Act of 1930, as amended, 19 U.S.C. § 1675(c)(3).

In response to its notice of institution, the Commission received a joint response from five U.S. pasta producers: A. Zerega's Sons, Inc., American-Italian Pasta Company, Dakota Growers Pasta Company, New World Pasta Company, and Philadelphia Macaroni Company. The Commission found the responses of each of these domestic producers to be individually adequate. Since these five firms accounted for a substantial percentage of domestic pasta production in 2011, it also found that the domestic interested party group response to the notice of institution was adequate.

The Commission received a response to the notice of institution from the Southeast Anatolian Exporters Association, a trade association whose members include eight Turkish pasta producers accounting for a substantial percentage of the overall Turkish pasta industry in 2011. The Commission also received a response to the notice of institution from the Government of Turkey on behalf of the Turkish pasta industry. It found that each of these responses was individually adequate. It further found that the Turkish respondent interested party group response was adequate. Because the group and individual responses from both domestic interested parties and Turkish respondent interested parties were adequate, the Commission determined to conduct full reviews of the orders on certain pasta from Turkey.

The Commission received a response to the notice of institution and comments on adequacy from La Molisana, S.p.A. ("La Molisana"), a producer of subject merchandise in Italy. The Commission found that La Molisana's response was individually adequate. Since La Molisana accounted for a small percentage of the overall Italian pasta industry in 2011, the Commission determined that the Italian respondent interested party group response was inadequate. The Commission nevertheless voted to conduct full reviews of the orders on certain pasta from Italy in order to promote administrative efficiency in light of the Commission's determination to conduct full reviews of the orders on certain pasta from Turkey.

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