

EXPLANATION OF COMMISSION DETERMINATION ON ADEQUACY

in

Ammonium Nitrate from Ukraine, Inv. No. 731-TA-894 (Second Review)

On September 4, 2012, the Commission unanimously determined that it should proceed to a full review in the subject five-year review pursuant to section 751(c)(5) of the Tariff Act of 1930, as amended, 19 U.S.C. § 1675(c)(5).

The Commission received a single domestic interested party response filed on behalf of two domestic producers of ammonium nitrate, CF Industries and El Dorado Chemical Company. The Commission found the individual response to the Commission's notice of institution to be adequate. The Commission further determined that the domestic interested party group response was adequate because these producers accounted for all domestic ammonium nitrate production in 2011.

The Commission also received a single respondent interested party response on behalf of four subject producers of ammonium nitrate, OJSC Rivneazot, CJSC Severodonetsk Azot Association, OJSC Concern Stirol, OJSC Azot Cherkassy, and one Ukrainian trading company, NF Trading AG, which is an exporter of the subject merchandise. The Commission found that the respondent interested parties' individual response and group response were adequate because the responding parties accounted for all production of the subject merchandise in 2011. Therefore, the Commission determined to conduct 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>).