

EXPLANATION OF COMMISSION DETERMINATIONS ON ADEQUACY

in

Ferrovandium from China and South Africa, Inv. Nos. 731-TA-986-987 (Second Review)

On February 4, 2014, the Commission determined to conduct full reviews in the subject five-year reviews pursuant to section 751(c) of the Tariff Act of 1930, as amended, 19 U.S.C. § 1675(c).¹

The Commission received a joint response to the notice of institution from the Vanadium Producers and Reclaimers Association (VPRA) and four of its members: Gulf Chemical & Metallurgical Corp. (Gulf); Bear Metallurgical Company (Bear); AMG Vanadium, Inc. (AMG); and Evraz Stratcor, Inc. (Stratcor).² The Commission also received a response to the notice of institution from Glencore Ltd., a U.S. toll producer of ferrovandium. The Commission found each of the responses from domestic interested parties to be individually adequate. Moreover, the Commission found that the domestic interested party group response was adequate because the responding producers accounted for a substantial share of total U.S. production of ferrovandium.

The Commission also received adequate individual responses concerning the antidumping duty order on ferrovandium from South Africa filed separately by Glencore Xstrata and Van Chem Vanadium Products (Pty) Ltd., each of which is a producer of ferrovandium in South Africa. The Commission found that the respondent interested party group response was adequate with respect to the order on ferrovandium from South Africa because these respondents accounted for a substantial share of the production of subject merchandise in South Africa.

Because the group responses from both the domestic interested parties and the respondent interested parties were adequate, the Commission determined to conduct a full review of the order on ferrovandium from South Africa.

The Commission did not receive a response from any respondent interested party concerning the order on ferrovandium from China, and therefore determined that the respondent interested party group response with regard to this order was inadequate. The Commission, however, determined to conduct a full review of the order on ferrovandium from China to promote administrative efficiency in light of its determination to conduct a full review of the order on ferrovandium from South Africa.

¹ Commissioner Aranoff did not participate in these adequacy determinations.

² VPRA is a trade association whose members produce and/or wholesale domestically produced ferrovandium. Bear and AMG are U.S. producers of ferrovandium. Gulf, Bear, AMG, and Stratcor are U.S. wholesalers of domestically produced ferrovandium.

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