



FACT SHEET

Commerce Preliminarily Finds Dumping of Imports of Prestressed Concrete Steel Rail Tie Wire from the People's Republic of China and Mexico, and No Dumping of Such Imports from Thailand

- On December 6, 2013, the Department of Commerce (Commerce) announced its affirmative preliminary determinations in the antidumping duty (AD) investigations of imports of prestressed concrete steel rail tie wire (PC tie wire) from the People's Republic of China (China) and Mexico, and its negative preliminary determination in the AD investigation of PC tie wire from Thailand.
- The AD law provides U.S. businesses and workers with a transparent and internationally approved mechanism to seek relief from the market distorting effects caused by injurious dumping of imports into the United States, establishing an opportunity to compete on a level playing field.
- For the purpose of AD investigations, dumping occurs when a foreign company sells a product in the United States at less than its fair value.
- In the China investigation, mandatory respondent Silvery Dragon Group Technology and Trading Co., Ltd. Tianjin received a preliminary dumping margin of 14.64 percent on exports of subject merchandise produced by Silvery Dragon Prestressed Materials Co., Ltd. Tianjin. All other producer/exporter combinations received a preliminary dumping margin of 18.02 percent.
- In the Mexico investigation, mandatory respondent Aceros Camesa S.A. de C.V. received a preliminary dumping margin of 27.88 percent. All other producers/exporters in Mexico also received a preliminary dumping margin of 27.88 percent.
- In the Thailand investigation, mandatory respondent The Siam Industrial Wire Co., Ltd. received a preliminary dumping margin of 0.07 percent. All other producers/exporters in Thailand received a preliminary dumping margin of 0.07 percent.
- As a result of the preliminary affirmative determinations for China and Mexico, Commerce will instruct U.S. Customs and Border Protection to require cash deposits based on the preliminary rates calculated in these investigations. As a result of the preliminary negative determination for Thailand, no cash deposits will be required.
- The petitioners for these investigations are Insteel Wire Products Company (NC) and Davis Wire Corporation (WA).
- The product covered by the scope of these investigations is high carbon steel wire; stress relieved or low relaxation; indented or otherwise deformed; meeting at a minimum the physical, mechanical, and chemical requirements of the American Society for Testing Materials (ASTM) A881/A881M specification; regardless of shape, size, or other alloy element levels; suitable for use as prestressed tendons in concrete railroad ties ("PC tie wire"). High carbon steel is defined as steel that contains 0.6 percent or more of carbon by weight. Prestressed concrete steel rail tie wire is primarily used in concrete rail ties for commuter and high speed rail lines.

- PC tie wire is classified under the Harmonized Tariff Schedule of the United States (HTSUS) subheading 7217.10.8045, but may also be classified under subheadings 7217.10.7000, 7217.10.8025, 7217.10.8030, 7217.10.8090, 7217.10.9000, 7229.90.1000, 7229.90.5016, 7229.90.5031, 7229.90.5051, 7229.90.9000, and 7312.10.3012. Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the scope of the investigations is dispositive.
- In 2012, imports of PC tie wire from China, Mexico, and Thailand were valued at an estimated \$38.2 million, \$23.1 million, and \$1.9 million, respectively.

NEXT STEPS

- Commerce is scheduled to announce its final determinations on or about April 25, 2014.
- If Commerce makes affirmative final determinations, and the U.S. International Trade Commission (ITC) makes affirmative final determinations that imports of PC tie wire from China, Mexico and/or Thailand materially injure, or threaten material injury to, the domestic industry, Commerce will issue AD orders. If either Commerce's or the ITC's final determinations are negative, no AD orders will be issued. The ITC is scheduled to make its final injury determination in June 2014.

PRELIMINARY DUMPING MARGINS:

COUNTRY	EXPORTER	PRODUCER	DUMPING MARGINS
China	Silvery Dragon Group Technology and Trading Co., Ltd. Tianjin	Silvery Dragon Prestressed Materials Co., Ltd. Tianjin	14.64%
	China-Wide Entity		18.02%

COUNTRY	EXPORTER/PRODUCER	DUMPING MARGINS
Mexico	Aceros Camesa S.A. de C.V.	27.88%
	All Others	27.88%

COUNTRY	EXPORTER/PRODUCER	DUMPING MARGINS
Thailand	The Siam Industrial Wire Co., Ltd.	0.07% (<i>de minimis</i>)
	All Others	0.07% (<i>de minimis</i>)

CASE CALENDAR:

EVENT	DATE
Petitions Filed	April 23, 2013
DOC Initiation Date	May 13, 2013
ITC Preliminary Determinations	June 7, 2013
DOC Preliminary Determinations [^]	December 5, 2013
DOC Final Determinations ^{^+}	April 25, 2014
ITC Final Determinations*	June 9, 2014
Issuance of Orders ^{**^}	June 16, 2014

NOTE: Commerce preliminary and final determination deadlines are governed by statute. For AD investigations, the deadlines are set forth in sections 733(b) and 735(a) of the Tariff Act of 1930, as amended. These deadlines may be extended under certain circumstances.

[^] As explained in the Memorandum for the Record from Paul Piquado, Assistant Secretary for Enforcement and Compliance, “Deadlines Affected by the Shutdown of the Federal Government” (October 18, 2013), Commerce has exercised its discretion to toll deadlines for the duration of the closure of the Federal Government from October 1, through October 16, 2013. Therefore, all deadlines in these investigations have been extended by 16 days.

⁺ Commerce’s final determinations have been extended by 60 days. The deadline provided is an estimate. The actual deadline will be 135 days after the publication of the preliminary determinations in the *Federal Register*.

*This will take place only in the event of final affirmative determinations by Commerce.

**This will take place only in the event of final affirmative determinations by Commerce and the ITC.

IMPORT STATISTICS:

CHINA	2010	2011	2012
Volume (metric tons)	21,000	22,100	29,600
Value (USD)	25,506,000	30,380,000	38,202,000
MEXICO	2010	2011	2012
Volume (metric tons)	10,700	12,900	15,800
Value (USD)	11,615,000	17,531,000	23,065,000
THAILAND	2010	2011	2012
Volume (metric tons)	3,000	1,400	1,700
Value (USD)	2,907,000	1,631,000	1,875,000

Source: U.S. Census Bureau, accessed through Global Trade Atlas. (HTSUS 7217.40.8045, 7217.10.7000, 7217.10.8025, 7217.10.8030, 7217.10.8090, 7217.10.9000, 7229.90.1000, 7229.90.5016, 7229.90.5031, 7229.90.5051, 7229.90.9000, and 7312.10.3012). These HTSUS subheadings are basket categories and cover a wide variety of non-subject wire products. Therefore, the import statistics above may vary significantly from actual imports of prestressed concrete steel rail tie wire.