



## FACT SHEET

### Commerce Preliminarily Finds Dumping of Imports of Welded Stainless Pressure Pipe from India

- On May 4, 2016, the Department of Commerce (Commerce) announced its affirmative preliminary determination in the antidumping duty (AD) investigation of imports of welded stainless pressure pipe from India.
- The AD law provides U.S. businesses and workers with a transparent, quasi-judicial, and internationally accepted 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.
- Mandatory respondent Steamline Industries Ltd. received a preliminary dumping margin of 18.90 percent. Mandatory respondent Sunrise Stainless Pvt. Ltd. and Sun Mark Stainless Pvt. Ltd. (collectively, "Sunrise") preliminarily received a *de minimis* dumping margin. All other producers/exporters in India received a preliminary dumping margin of 18.90 percent.
- As a result of the preliminary affirmative determination, Commerce will instruct U.S. Customs and Border Protection to require cash deposits based on these preliminary rates, adjusted for countervailable export subsidies, as appropriate.
- The petitioners for this investigation are Bristol Metals, LLC (TN); Felker Brothers Corporation (WI); Outokumpu Stainless Pipe, Inc. (FL); and Marcegaglia USA Inc. (PA).
- The merchandise covered by this investigation is circular welded austenitic stainless pressure pipe not greater than 14 inches in outside diameter. References to size are in nominal inches and include all products within tolerances allowed by pipe specifications. This merchandise includes, but is not limited to, the American Society for Testing and Materials (ASTM) A-312 or ASTM A-778 specifications, or comparable domestic or foreign specifications. ASTM A-358 products are only included when they are produced to meet ASTM A-312 or ASTM A-778 specifications, or comparable domestic or foreign specifications.

Excluded from the scope of the investigation are: (1) welded stainless mechanical tubing, meeting ASTM A-554 or comparable domestic or foreign specifications; (2) boiler, heat exchanger, superheater, refining furnace, feedwater heater, and condenser tubing, meeting ASTM A-249, ASTM A-688 or comparable domestic or foreign specifications; and (3) specialized tubing, meeting ASTM A-269, ASTM A-270 or comparable domestic or foreign specifications.

The subject imports are normally classified in subheadings 7306.40.5005, 7306.40.5040, 7306.40.5062, 7306.40.5064, and 7306.40.5085 of the Harmonized Tariff Schedule of the United States (HTSUS). They may also enter under HTSUS subheadings 7306.40.1010, 7306.40.1015,

7306.40.5042, 7306.40.5044, 7306.40.5080, and 7306.40.5090. The HTSUS subheadings are provided for convenience and customs purposes only; the written description of the scope of this investigation is dispositive.

- In 2015, imports of welded stainless pressure pipe from India were valued at an estimated \$33.1 million.

**NEXT STEPS**

- Commerce is scheduled to announce its final determination on or about September 17, 2016; unless the statutory deadline is extended.
- If Commerce makes an affirmative final determination, and the U.S. International Trade Commission (ITC) makes an affirmative final determination that imports of welded stainless pressure pipe from India materially injure, or threaten material injury to, the domestic industry, Commerce will issue an AD order. If either Commerce’s or the ITC’s final determination is negative, no AD orders will be issued. The ITC is scheduled to make its final injury determinations in October 2016.

**PRELIMINARY DUMPING MARGINS:**

COUNTRY	EXPORTER/PRODUCER	DUMPING MARGINS	CASH DEPOSIT
India	Steamline Industries Ltd.	18.90%	16.90%
	Sunrise Stainless Pvt. Ltd. and Sun Mark Stainless Pvt. Ltd. (collectively, “Sunrise”)	1.91% <i>(de minimis)</i>	0.00%
	All Others	18.90%	16.90%

NOTE: The cash deposit rate accounts for the applicable export subsidy of 2.00 percent for Steamline Industries Ltd.

## CASE CALENDAR:

EVENT	DATE
Petitions Filed	September 30, 2015
DOC Initiation Date	October 20, 2015
ITC Preliminary Determination	November 16, 2015
DOC Preliminary Determination	May 4, 2016
DOC Final Determination	September 16, 2016
ITC Final Determination*	October 31, 2016
Issuance of Order**	November 7, 2016

**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.

\*This will take place only in the event of a final affirmative determination by Commerce.

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

## IMPORT STATISTICS:

INDIA	2013	2014	2015
Volume (metric tons)	1,100	11,000	10,000
Value (USD)	3,677,000	36,369,000	33,054,000

Source: U.S. Census Bureau, accessed through Global Trade Atlas. (HTSUS 7306.40.5005, 7306.40.5040, 7306.40.5062, 7306.40.5064, and 7306.40.5085).

Imports of welded stainless pressure pipe may also enter under 7306.40.1010, 7306.40.1015, 7306.40.5042, 7306.40.5044, 7306.40.5080, and 7306.40.5090. These HTSUS subheadings may cover a significant amount of non-subject merchandise and therefore have been excluded for purposes of reporting import statistics.