



FACT SHEET

Commerce Finds Dumping of Imports of Fine Denier Polyester Staple Fiber from China, India, Korea, and Taiwan

- On May 24, 2018, the Department of Commerce (Commerce) announced its affirmative final determinations in the antidumping duty (AD) investigations of imports of fine denier polyester staple fiber from China, India, Korea, and Taiwan.
- 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.
- Dumping occurs when a foreign company sells a product in the United States at less than its fair value.
- In the China investigation, Commerce calculated a dumping rate of 72.22 percent for mandatory respondent Jiangyin Hailun Chemical Fiber Co., Ltd., and 65.17 percent for mandatory respondent Jiangyin Huahong Chemical Fiber Co., Ltd. The China-wide entity received a dumping rate of 103.06 percent, based on adverse facts available.
- Fourteen additional companies demonstrated that they are independent from Chinese government control; thus, Commerce granted these companies a separate rate, which is equal to the simple average of the dumping rates calculated for Jiangyin Hailun Chemical Fiber Co., Ltd. and Jiangyin Huahong Chemical Fiber Co., Ltd.
- In the India investigation, Commerce assigned a dumping rate of 21.43 percent to mandatory respondents Reliance Industries Limited and Bombay Dyeing & Manufacturing Company Limited based on adverse facts available. Commerce assigned a dumping rate of 21.43 percent to all other producers and exporters of fine denier polyester staple fiber from India. This rate is based on an AD margin from the petition.
- In the Korea investigation, Commerce calculated a dumping rate of zero percent for mandatory respondent Toray Chemical Korea Inc., and assigned a dumping rate of 45.23 percent to mandatory respondents Down Nara Co., Ltd. (AKA Down-Nara Co., Ltd., AKA Koreco Synthetic Fiber Co., Ltd.) and Huvis Corporation based on adverse facts available. Commerce determined a dumping rate of 30.15 percent for all other producers and exporters of fine denier polyester staple fiber from Korea.
- In the Taiwan investigation, Commerce calculated a dumping rate of zero percent for mandatory respondent Tainan Spinning Co., Ltd., and assigned a dumping rate of 48.86 percent to mandatory respondent Far Eastern Textile Ltd. (AKA Far Eastern New Century Corporation) based on adverse facts available. Commerce determined a dumping rate of 24.43 percent for all other producers and exporters of fine denier polyester staple fiber from Taiwan.
- Upon publication of the final affirmative determinations, Commerce will instruct U.S. Customs and Border Protection (CBP) to collect cash deposits based on the applicable final dumping margins.

- The petitioners are DAK Americas LLC (NC), Nan Ya Plastics Corporation, America (SC), and Auriga Polymers Inc. (NC).
- The scope of these investigations covers fine denier polyester staple fiber (fine denier PSF), not carded or combed, measuring less than 3.3 decitex (3 denier) in diameter. The scope covers all fine denier PSF, whether coated or uncoated. The following products are excluded from the scope:
 - (1) PSF equal to or greater than 3.3 decitex (more than 3 denier, inclusive) currently classifiable under Harmonized Tariff Schedule of the United States (HTSUS) subheadings 5503.20.0045 and 5503.20.0065.
 - (2) Low-melt PSF defined as a bi-component polyester fiber having a polyester fiber component that melts at a lower temperature than the other polyester fiber component which is currently classifiable under HTSUS subheading 5503.20.0015.

Fine denier PSF is classifiable under the HTSUS subheading 5503.20.0025. Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the scope of these investigations is dispositive.

- In 2017, imports of fine denier polyester staple fiber from China, India, Korea, and Taiwan were valued at an estimated \$61.4 million, \$23.7 million, \$11.9 million, and \$7.4 million, respectively.
- The Final Decision Memoranda for these investigations are on file electronically *via* Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS). ACCESS is available to registered users at <https://access.trade.gov>, and to all parties in the Central Records Unit, Room B8024 of the main Department of Commerce building. Please refer to the following case numbers: China A-570-060, India A-533-875, Korea A-580-893, Taiwan A-583-860.

NEXT STEPS

- The U.S International Trade Commission (ITC) is scheduled to make its final determinations on or about July 9, 2018.
- If the ITC makes affirmative final determinations that imports of fine denier polyester staple fiber from China, India, Korea, and Taiwan materially injure, or threaten material injury to, the domestic industry, Commerce will issue AD orders. If the ITC makes negative determinations of injury, the investigations will be terminated.

FINAL DUMPING MARGINS:

COUNTRY	EXPORTER/PRODUCER	DUMPING RATE	CASH DEPOSIT*
China	Jiangyin Hailun Chemical Fiber Co., Ltd.	72.22%	72.22%
	Jiangyin Huahong Chemical Fiber Co., Ltd.	65.17%	65.11%
	Separate Rate Companies**	68.70%	68.64%
	China-Wide Rate	103.06%	103.00%

*This is the cash deposit rate, which reflects an adjustment for export subsidies.

** Hangzhou Best Chemical Fiber Co., Ltd.; Cixi Jiangnan Chemical Fiber Co. Ltd.; Jiangsu Xinsu Chemical Fiber Co., Ltd.; Jiangyin Jinyan Chemical Fiber Co., Ltd.; Jiangyin Yangxi International Trade Co., Ltd.; Zhejiang Jinfuchun Industrial Co., Ltd.; Nanyang Textile Co., Ltd.; Ningbo Dafa Chemical Fiber Co. Ltd.; Zhaoqing Tifo New Fibre Co., Ltd.; Unifi Textiles (Suzhou) Co., Ltd.; Yuyao Dafa Chemical Fiber Co., Ltd.; Zhangjiagang City Hongtuo Chemical Fiber Co., Ltd.; Zhejiang Linan Foreign Trade Co., Ltd.; and Suzhou Zhengbang Chemical Fiber Co., Ltd.

COUNTRY	EXPORTER/PRODUCER	DUMPING RATE	CASH DEPOSIT*
India	Reliance Industries Limited	21.43%	14.48%
	Bombay Dyeing & Manufacturing Company Limited	21.43%	15.49%
	All Others	21.43%	14.67%

*This is the cash deposit rate, which reflects an adjustment for export subsidies.

COUNTRY	EXPORTER/PRODUCER	DUMPING RATE
Korea	Toray Chemical Korea Inc.	0.00%
	Down Nara Co., Ltd. AKA Down-Nara Co., Ltd, AKA Koreco Synthetic Fiber Co., Ltd.	45.23%
	Huvis Corporation	45.23%
	All Others	30.15%

COUNTRY	EXPORTER/PRODUCER	DUMPING RATE
Taiwan	Tainan Spinning Co., Ltd.	0.00%
	Far Eastern Textile Ltd. (AKA Far Eastern New Century Corporation)	48.86%
	All Others	24.43%

CASE CALENDAR:

EVENT	AD INVESTIGATIONS
Petitions Filed	May 31, 2017
DOC Initiation Date	June 20, 2017
ITC Preliminary Determinations	July 17, 2017
DOC Preliminary Determinations	December 18, 2017
DOC Final Determinations [^]	May 23, 2018
ITC Final Determinations	July 9, 2018
Issuance of Orders*	July 16, 2018

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 the ITC.

[^] As explained in the Memorandum for the Record from Christian Marsh, Deputy Assistant Secretary for Enforcement and Compliance, "Deadlines Affected by the Shutdown of the Federal Government" (January 23, 2018), Commerce has exercised its discretion to toll deadlines for the duration of the closure of the Federal Government from January 20, through January 22, 2018. Therefore, the final date for this investigation has been tolled by 3 days and all other deadlines have been adjusted accordingly.

IMPORT STATISTICS:

CHINA	2015	2016	2017
Volume (metric tons)	51,371	73,598	53,569
Value (USD)	61,390,279	79,409,675	61,376,366
INDIA	2015	2016	2017
Volume (metric tons)	12,772	12,369	18,711
Value (USD)	17,126,857	14,737,498	23,665,782
KOREA	2015	2016	2017
Volume (metric tons)	9,284	7,251	8,796
Value (USD)	13,579,774	10,578,924	11,855,373
TAIWAN	2015	2016	2017
Volume (metric tons)	7,198	7,364	5,307
Value (USD)	12,428,180	9,583,932	7,429,081

Source: U.S. Census Bureau, accessed through Global Trade Atlas. (HTSUS 5503.20.0025)