



FACT SHEET

Commerce Preliminarily Finds Dumping of Imports of Fine Denier Polyester Staple Fiber from the People's Republic of China, India, the Republic of Korea, and Taiwan

- On December 19, 2017, the Department of Commerce (Commerce) announced its affirmative preliminary determinations in the antidumping duty (AD) investigations of imports of fine denier polyester staple fiber from the People's Republic of China (China), India, the Republic of Korea (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.
- 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, Commerce calculated a preliminary dumping rate of 181.46 percent for mandatory respondent Jiangyin Hailun Chemical Fiber Co., Ltd., and 63.26 percent for mandatory respondent Jiangyin Huahong Chemical Fiber Co., Ltd. The China-wide entity received a preliminary dumping rate of 181.46 percent, based on adverse facts available.
- In the India investigation, Commerce calculated a preliminary dumping rate of 2.66 percent for mandatory respondent Reliance Industries Limited and assigned a dumping rate of 21.43 percent to mandatory respondent Bombay Dyeing & Manufacturing Company Limited based on adverse facts available. Commerce determined a preliminary dumping rate of 2.66 percent for all other producers and exporters of fine denier polyester staple fiber from India.
- In the Korea investigation, Commerce calculated a preliminary 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. and Huvis Corporation based on adverse facts available. Commerce determined a preliminary 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 preliminary dumping rate of zero percent for mandatory respondent, Tainan Spinning Co., Ltd., and assigned a dumping rate of 48.86 to mandatory respondent, Far Eastern Textile Ltd. (Far Eastern) based on adverse facts available. Commerce determined a preliminary dumping rate of 24.43 percent for all other producers and exporters of fine denier polyester staple fiber from Taiwan.
- As a result of the preliminary affirmative determinations, Commerce will instruct U.S. Customs and Border Protection (CBP) to require cash deposits based on these preliminary rates.

- 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 combed, or pre-opened, 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 classified 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 2016, imports of fine denier polyester staple fiber from China, India, Korea, and Taiwan were valued at an estimated \$79.4 million, \$14.7 million, \$10.6 million, and \$9.6 million, respectively.

NEXT STEPS

- Commerce is scheduled to announce its final determinations on or about May 11, 2018.
- If Commerce makes affirmative final determinations and the U.S. International Trade Commission (ITC) makes affirmative final determinations that imports of fine denier PSF from China, India, Korea, and/or Taiwan, materially injure, or threaten material injury to, the domestic industry in the United States, Commerce will issue AD orders. If either Commerce or the ITC's final determinations are negative, no AD orders will be issued. The ITC is scheduled to make its final injury determinations approximately 45 days after Commerce issues its final determinations, if affirmative.

PRELIMINARY DUMPING RATES

COUNTRY	EXPORTER/PRODUCER	DUMPING RATES	CASH DEPOSIT
China	Jiangyin Hailun Chemical Fiber Co., Ltd.	181.46%	170.92% ¹
	Jiangyin Huahong Chemical Fiber Co., Ltd.	63.26%	52.66% ²
	China-Wide Rate	181.46%	170.92³

COUNTRY	EXPORTER/PRODUCER	DUMPING RATES	CASH DEPOSIT
India	Reliance Industries Limited	2.66%	0.66%
	Bombay Dyeing & Manufacturing Company Limited	21.43%	15.66%
	All Others	2.66%	0.00%

COUNTRY	EXPORTER/PRODUCER	DUMPING RATES
Korea	Toray Chemical Korea Inc.	0.00%
	Down Nara Co., Ltd.	45.23%
	Huvis Corporation	45.23%
	All Others	30.15%

¹ This is the cash deposit rate, which reflects an adjustment for export subsidies.

² This is the cash deposit rate, which reflects an adjustment for export subsidies.

³ This is the cash deposit rate, which reflects an adjustment for export subsidies.

COUNTRY	EXPORTER/PRODUCER	DUMPING RATES
Taiwan	Tainan Spinning Co., Ltd.	0.00%
	Far Eastern Textile Ltd.	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 10, 2018
ITC Final Determinations^{*†}	June 25, 2018
Issuance of Orders^{**}	July 2, 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.

[†]Where the deadline falls on a weekend/holiday, the appropriate date is the next business day.

^{*}This will take place only in the event of final affirmative determinations from Commerce.

^{**}This will take place only in the event of final affirmative determinations from Commerce and the ITC.

IMPORT STATISTICS:

CHINA	2014	2015	2016
Volume (metric tons)	34,795	51,371	73,598
Value (USD)	50,247,722	61,390,279	79,409,675
INDIA	2014	2015	2016
Volume (metric tons)	10,150	12,772	12,369
Value (USD)	15,785,925	17,126,857	14,737,498
KOREA	2014	2015	2016
Volume (metric tons)	6,455	9,284	7,251
Value (USD)	11,363,450	13,579,774	10,578,924
TAIWAN	2014	2015	2016
Volume (metric tons)	7,648	7,198	7,364
Value (USD)	16,097,127	12,428,180	9,583,932

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