



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)