



FACT SHEET

Commerce Preliminarily Finds Dumping of Imports of Polytetrafluoroethylene Resin from China and India

- On May 1, 2018, the Department of Commerce (Commerce) announced its affirmative preliminary determinations in the antidumping duty (AD) investigations of imports of polytetrafluoroethylene (PTFE) resin from China and 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 an imported product in the United States at less than fair value.
- In the China investigation, Commerce assigned a preliminary dumping rate of 84.75 percent for Daikin Fluorochemicals (China) Co., Ltd. Commerce assigned a preliminary dumping rate of 69.34 percent for Shandong Dongyue Polymer Material Co., Ltd. All other producers/exporters in China that are eligible for a separate rate received a rate of 78.74 percent. All other producers/exporters in China that are not eligible for a separate rate received the China-wide rate of 208.16 percent, based on adverse facts available.
- In the India investigation, Commerce assigned a preliminary dumping rate of 18.49 percent for Gujarat Fluorochemicals Limited, the sole mandatory respondent in this investigation. Commerce assigned a preliminary dumping rate of 18.49 percent for all other producers and exporters of PTFE resin from India.
- 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 petitioner is The Chemours Company FC LLC (Wilmington, DE).
- The product covered by these investigations is PTFE resin, including but not limited to granular, dispersion, or coagulated dispersion (also known as fine powder). PTFE is covered by the scope of this investigation whether filled or unfilled, whether or not modified, and whether or not containing co-polymer additives, pigments, or other materials. Also included is PTFE wet raw polymer. The chemical formula for PTFE is C₂F₄, and the Chemical Abstracts Service Registry number is 9002-84-0.

PTFE further processed into micropowder, having particle size typically ranging from 1 to 25 microns, and a melt-flow rate no less than 0.1 gram/10 minutes, is excluded from the scope of this investigation.

PTFE is classified in the Harmonized Tariff Schedule of the United States (HTSUS) under subheadings 3904.61.0010 and 3904.61.0090. Subject merchandise may also be classified under HTSUS subheading 3904.69.5000. Although the HTSUS subheadings and CAS Number are provided for convenience and Customs purposes, the written description of the scope is

dispositive.

- In 2016, imports of PTFE resin from China and India were valued at an estimated \$24.6 million and \$14.3 million, respectively.
- The Preliminary Decision Memoranda 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 case numbers A-570-066 for China and A-533-879 for India.

NEXT STEPS

- Commerce is scheduled to announce its final determinations in September 2018.
- If Commerce makes affirmative final determinations, and the U.S. International Trade Commission (ITC) makes affirmative final determinations that imports of PTFE resin from China and India materially injure, or threaten material injury to, the domestic industry, Commerce will issue AD orders. If either Commerce or the ITC issue negative final determinations, 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
China	Daikin Fluorochemicals (China) Co., Ltd.	84.75%
	Shandong Dongyue Polymer Material Co., Ltd.	69.34%
	Separate Rate Respondents*	78.74%
	China-Wide	208.16%

* The non-selected separate rate respondents are Hangzhou Fine Fluorotech Co., Ltd. and Shanghai Huayi 3f New Materials Sales Co., Ltd.

COUNTRY	EXPORTER/PRODUCER	DUMPING RATES
India	Gujarat Fluorochemicals Limited	18.49%
	All Others	18.49%

CASE CALENDAR:

EVENT	DATE
Petitions Filed	September 28, 2017
DOC Initiations Date	October 18, 2017
ITC Preliminary Determinations	November 13, 2017
DOC Preliminary Determinations	April 30, 2018 [^]
DOC Final Determinations	September 12, 2018
ITC Final Determinations*	October 29, 2018 [†]
Issuance of Orders**	November 5, 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)(1) 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 affirmative final determinations from Commerce.

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

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

[^] 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 preliminary date for these investigations has been tolled by 3 days and all other deadlines have been adjusted accordingly.

IMPORT STATISTICS:

CHINA	2014	2015	2016
Volume (metric tons)	3,187	3,112	3,057
Value (USD)	30,978,162	25,867,541	24,606,102
INDIA	2014	2015	2016
Volume (metric tons)	1,777	1,777	1,716
Value (USD)	15,782,712	16,072,995	14,260,665

Source: U.S. Census Bureau, accessed through Global Trade Atlas. (HTSUS 3904.61.0010 and 3904.61.0090).