



FACT SHEET

Commerce Finds Dumping and Countervailable Subsidization of Imports of Quartz Surface Products from India and Turkey

- On April 28, 2020, the Department of Commerce (Commerce) announced its affirmative final determinations in the antidumping duty (AD) and countervailing duty (CVD) investigations of imports of quartz surface products from India and Turkey.
- The AD and CVD laws provide U.S. businesses and workers with a transparent, quasi-judicial, and internationally accepted mechanism to seek relief from the market-distorting effects of injurious dumping and subsidization of imports into the United States, establishing an opportunity to compete on a level playing field.
- For the purpose of an AD investigation, dumping occurs when a foreign company sells a product in the United States at less than its fair value. For the purpose of a CVD investigation, a countervailable subsidy is financial assistance from a foreign government that benefits the production of goods from foreign companies and is limited to specific enterprises or industries, or is contingent either upon export performance or upon the use of domestic goods over imported goods.
- In the India AD investigation, Commerce calculated a final dumping rate of 5.15 percent for mandatory respondents Antique Marbonite Private Limited, India (Antique Marbonite), Shivam Enterprises, and Prism Johnson Limited (collectively, Antique Group), and 2.67 percent for mandatory respondent Pokarna Engineered Stone Limited (Pokarna). Commerce assigned a final dumping rate of 3.19 percent to all other Indian producers and exporters.
- In the India CVD investigation, Commerce calculated final subsidy rates of 1.57 percent and 2.34 percent for mandatory respondents Antique Marbonite and Pokarna, respectively. Commerce assigned a final subsidy rate of 2.17 percent to all other producers and exporters.
- In the Turkey AD investigation, Commerce calculated a final dumping rate of 5.17 percent for mandatory respondents Belenco dis Tikaret A.Ş. and Peker Yüzey Tasarımları Sanayi ve Ticaret A.Ş., and 0.0 percent for mandatory respondent Ermaş Madencilik Turizm Sanayi Ve Ticaret Anonim Şirketi. Commerce assigned a final dumping rate of 5.17 percent to all other Turkish producers and exporters.
- In the Turkey CVD investigation, Commerce calculated a final subsidy rate of 2.43 percent for the mandatory respondent Belenco Dis Ticaret A.S. and Peker Yüzey Tasarımları Sanayi ve Tic. A.Ş. Commerce assigned a final subsidy rate of 2.43 percent to all other producers and exporters.
- Upon publication of the final affirmative AD determinations, Commerce will instruct U.S. Customs and Border Protection (CBP) to collect AD cash deposits equal to the applicable final weighted-average dumping rates. Further, as a result of the affirmative final CVD determinations, if the U.S. International Trade Commission (ITC) makes affirmative injury determinations, Commerce will instruct CBP to resume collection of CVD cash deposits equal to the applicable subsidy rates.
- The petitioner is Cambria Company, LLC (Eden Prairie, MN).

- The scope of these investigations is listed in Appendix I.
- In 2018, imports of quartz surface products from India and Turkey were valued at an estimated \$69.5 million and \$28 million, respectively.
- The Final 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>. Please refer to case numbers A-533-889 and A-489-837 for the AD cases for India and Turkey, respectively. Please refer to case numbers C-533-890 and C-489-838 for the CVD cases for India and Turkey, respectively.

NEXT STEPS

- The ITC is scheduled to make its final determinations on or about June 11, 2020.
- If the ITC makes affirmative final determinations that imports of quartz surface products from India and/or Turkey materially injure, or threaten material injury to, the domestic industry, Commerce will issue AD and CVD orders. If the ITC makes negative determinations of injury, the investigations will be terminated.

FINAL DUMPING RATES:

COUNTRY	EXPORTER/PRODUCER	DUMPING RATES	CASH DEPOSIT RATE*
India	Antique Marbonite Private Limited, India; Shivam Enterprises; and Prism Johnson Limited	5.15%	3.58%
	Pokarna Engineered Stone Limited	2.67%	0.33%
	All Others	3.19%	1.02%

*Rates adjusted for export subsidies.

COUNTRY	EXPORTER/PRODUCER	DUMPING RATES	CASH DEPOSIT RATE*
Turkey	Belenco dis Tikaret A.Ş. and Peker Yüzey Tasarımları Sanayi ve Ticaret A.S.	5.17%	5.13%
	Ermaş Madencilik Turizm Sanayi Ve Ticaret Anonim Şirketi	0.00%	Not Applicable
	All Others	5.17%	5.13%

*Rates are adjusted for export subsidies.

FINAL SUBSIDY RATES:

COUNTRY	EXPORTER/PRODUCER	SUBSIDY RATE
India	Antique Marbonite Private Limited	1.57%
	Pokarna Engineered Stone Limited	2.34%
	All Others	2.17%

COUNTRY	EXPORTER/PRODUCER	SUBSIDY RATE
Turkey	Belenco Dis Ticaret A.S. and Peker Yüzey Tasarımları Sanayi ve Tic. A.Ş.	2.43%
	All Others	2.43%

CASE CALENDAR:

EVENT	CVD	AD
Petitions Filed	May 8, 2019	May 8, 2019
DOC Initiation Date	May 28, 2019	May 28, 2019
ITC Preliminary Determinations	June 24, 2019	June 24, 2019
DOC Preliminary Determinations	October 7, 2019	December 4, 2019
DOC Final Determinations	April 27, 2020	April 27, 2020
ITC Final Determinations	June 11, 2020	June 11, 2020
Issuance of Orders*	June 18, 2019	June 18, 2020

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 (the Act). For CVD investigations, the deadlines are set forth in sections 703(b) and 705(a) of the Act.

IMPORT STATISTICS:

INDIA	2016	2017	2018
Volume (square meters)	384,201	481,383	1,037,712
Value (USD)	33,635,170	38,698,126	69,516,853
TURKEY	2016	2017	2018
Volume (square meters)	182,293	182,805	325,417
Value (USD)	17,536,816	18,946,407	27,992,534

Source: U.S. Census Bureau, accessed through Global Trade Atlas (Harmonized Tariff Schedule of the United States (HTSUS) subheading 6810.99.0010).

Appendix I

The merchandise covered by the investigations is certain quartz surface products. Quartz surface products consist of slabs and other surfaces created from a mixture of materials that includes predominately silica (*e.g.*, quartz, quartz powder, cristobalite, glass powder) as well as a resin binder (*e.g.*, an unsaturated polyester). The incorporation of other materials, including, but not limited to, pigments, cement, or other additives does not remove the merchandise from the scope of the investigations. However, the scope of the investigations only includes products where the silica content is greater than any other single material, by actual weight. Quartz surface products are typically sold as rectangular slabs with a total surface area of approximately 45 to 60 square feet and a nominal thickness of one, two, or three centimeters. However, the scope of these investigations includes surface products of all other sizes, thicknesses, and shapes. In addition to slabs, the scope of these investigations includes, but is not limited to, other surfaces such as countertops, backsplashes, vanity tops, bar tops, work tops, tabletops, flooring, wall facing, shower surrounds, fire place surrounds, mantels, and tiles. Certain quartz surface products are covered by the investigations whether polished or unpolished, cut or uncut, fabricated or not fabricated, cured or uncured, edged or not edged, finished or unfinished, thermoformed or not thermoformed, packaged or unpackaged, and regardless of the type of surface finish.

In addition, quartz surface products are covered by the investigations whether or not they are imported attached to, or in conjunction with, non-subject merchandise such as sinks, sink bowls, vanities, cabinets, and furniture. If quartz surface products are imported attached to, or in conjunction with, such non-subject merchandise, only the quartz surface product is covered by the scope.

Subject merchandise includes material matching the above description that has been finished, packaged, or otherwise fabricated in a third country, including by cutting, polishing, curing, edging, thermoforming, attaching to, or packaging with another product, or any other finishing, packaging, or fabrication that would not otherwise remove the merchandise from the scope of the investigations if performed in the country of manufacture of the quartz surface products.

The scope of the investigations does not cover quarried stone surface products, such as granite, marble, soapstone, or quartzite. Specifically excluded from the scope of the investigations are crushed glass surface products. Crushed glass surface products must meet each of the following criteria to qualify for this exclusion: (1) the crushed glass content is greater than any other single material, by actual weight; (2) there are pieces of crushed glass visible across the surface of the product; (3) at least some of the individual pieces of crushed glass that are visible across the surface are larger than 1 centimeter wide as measured at their widest cross-section (Glass Pieces); and (4) the distance between any single Glass Piece and the closest separate Glass Piece does not exceed three inches.

The products subject to the scope are currently classified in the Harmonized Tariff Schedule of the United States (HTSUS) under the following subheading: 6810.99.0010. Subject merchandise may also enter under subheadings 6810.11.0010, 6810.11.0070, 6810.19.1200, 6810.19.1400, 6810.19.5000, 6810.91.0000, 6810.99.0080, 6815.99.4070, 2506.10.0010, 2506.10.0050, 2506.20.0010, 2506.20.0080, and 7016.90.1050. The HTSUS subheadings set forth above are provided for convenience and U.S. Customs purposes only. The written description of the scope is dispositive.