



FACT SHEET

Commerce Issues Affirmative Preliminary Determinations in the Countervailing Duty Investigations of Imports of Certain Quartz Surface Products from India and Republic of Turkey

- On October 8, 2019, the Department of Commerce (Commerce) announced the affirmative preliminary determinations of the countervailing duty (CVD) investigations of imports of certain quartz surface products (quartz surface products) from India and the Republic of Turkey (Turkey).
- The CVD 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 unfair subsidization of imports into the United States, establishing an opportunity to compete on a level playing field.
- For the purpose of a CVD investigation, a countervailable subsidy is financial assistance from a foreign government that benefits the production of goods by 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 investigation, Commerce assigned preliminary subsidy rates of 1.57 percent (*de minimis*) and 4.32 percent to mandatory respondents Antique Marbonite Private Limited, India (Antique Marbonite) and Pokarna Engineered Stone Limited (Pokarna), respectively. Commerce assigned a preliminary subsidy rate of 4.32 percent to all other producers and exporters.
- In the Turkey investigation, Commerce assigned a preliminary subsidy rate of 3.81 to mandatory respondent Belenco Dis Ticaret A.S. and Peker Yüzey Tasarıları Sanayi ve Tic. A.Ş. Commerce assigned a preliminary subsidy rate of 3.81 percent to all other producers and exporters, based on the rate calculated for Belenco and Peker Yüzey.
- Commerce will instruct U.S. Customs and Border Protection (CBP) to collect cash deposits from importers of quartz surface products from India and Turkey based on these preliminary rates, with the exception of Antique Marbonite Private Limited because of its *de minimis* preliminary rate.
- The petitioner is Cambria Company, LLC (Eden Prairie, MN).
- 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.
- In 2018, imports of quartz surface products from India and Turkey were valued at an estimated \$69.5 million and \$28.0 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 C-533-890 for India and C-489-838 for Turkey.

NEXT STEPS

- The petitioners requested that the final determinations in these CVD investigations align with the final determinations in the concurrent antidumping duty investigations. Accordingly, Commerce is scheduled to announce its final determinations on or about February 19, 2020, unless the deadline is extended.
- If Commerce makes affirmative final determinations, and the U.S. International Trade Commission (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 CVD orders. If either Commerce's or the ITC's final determinations are negative, no CVD 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 SUBSIDY RATES:

COUNTRY	EXPORTER/PRODUCER	SUBSIDY RATE
India	Antique Marbonite Private Limited, India (Antique Marbonite)	1.57% <i>(de minimis)</i>
	Pokarna Engineered Stone Limited (Pokarna)	4.32 %
	All Others	4.32 %

COUNTRY	EXPORTER/PRODUCER	SUBSIDY RATE
Turkey	Belenco Dis Ticaret A.S. and Peker Yüzey Tasarıları Sanayi ve Tic. A.Ş.	3.81%
	All Others	3.81%

CASE CALENDAR:

EVENT	CVD INVESTIGATION
Petitions Filed	May 8, 2019
DOC Initiation Date	May 28, 2019
ITC Preliminary Determinations	June 24, 2019
DOC Preliminary Determinations	October 7, 2019
DOC Final Determinations*	February 18, 2020
ITC Final Determinations**	April 3, 2020

Issuance of Orders***	April 10, 2020
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NOTE: Commerce preliminary and final determination deadlines are governed by statute. For CVD investigations, the deadlines are set forth in sections 703(b) and 705(a)(1) of the Tariff Act of 1930, as amended (the Act). These deadlines may be extended under certain circumstances.

*This deadline may be extended under the governing statute.

**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:

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).