OFFICE OF AD/CVD ENFORCEMENT QUANTITY AND VALUE QUESTIONNAIRE

DEADLINE FOR SUBMIS	SSION OF CERTIFICATION:	April 7, 2006
PUBLICATION DATE OF INITIATION:		March 7, 2006
PERIOD OF REVIEW:	Jı	une 24, 2004-December 31, 2005
CASE:	Wooden Bedroom Furniture from the People's Republic of China ("PRC") A-570-890	
REPRESENTATION:	{insert name of counsel and law firm and contact info}	
REQUESTER(S):	{insert name of firm}	

OFFICIAL IN CHARGE:

Robert Bolling Program Manager AD/CVD Operations, Office 8 Telephone: (202) 482-3434 or Eugene Degnan AD/CVD Operations, Office 8 Telephone: (202) 482-0414

FILING ADDRESS:

U.S. Department of Commerce International Trade Administration AD/CVD Operations 1401 Constitution Avenue, NW, Room 1870 Washington, DC 20230 Attn: Robert Bolling, Eugene Degnan, and Michael Holton, Room 4416 On March 7, 2006, the Department of Commerce (" the Department") initiated an antidumping duty administrative review of 107 companies to determine whether wooden bedroom furniture was sold in the United States at less than fair value during the period of June 24, 2004, through December 31, 2005.¹

Section 777A(c)(1) of the Tariff Act of 1930, as amended, ("the Act") directs the Department to calculate individual dumping margins for each known exporter and producer of the subject merchandise. Where it is not practicable to examine all known producers/exporters of subject merchandise, as is the case in this present administrative review, section 777A(c)(2) of the Act permits the Department to examine either (1) a sample of exporters, producers or types of products that is statistically valid based on the information available at the time of selection; or (2) exporters and producers accounting for the largest volume of the subject merchandise from the exporting country that can be reasonably examined.

Due to the large number of requests for administrative review and the Department's experience regarding the resulting administrative burden to review each company for which a request has been made, the Department is considering exercising its authority to limit the number of respondents selected for review by sampling.

In advance of the issuance of the full antidumping questionnaire, we ask that each party for whom a review is initiated respond to Attachments I and II of this Quantity and Value Questionnaire requesting information on production and the quantity and U.S. dollar sales value of all exports to the United States of wooden bedroom furniture² during the period of June 24, 2004, through December 31, 2005.³ Full and accurate responses to the Quantity and Value Questionnaire from all participating respondents is necessary to ensure that the Department has the requisite information to appropriately select mandatory respondents.

Parties should note that the Department's regulations at 19 CFR 351.213(d)(1) permit parties that have requested an administrative review to withdraw that request within 90 days of the date of publication of the notice of initiation of the requested review. However, parties should be aware that for this particular administrative review, due to the time constraints imposed by our statutory deadlines and, if it is used, the need to preserve the statistical validity of the sampling methodology, it is unlikely that the Department will be able to grant any extensions to the 90-day time limit for withdrawal of request for review pursuant to 19 CFR 351.213(d)(1).

¹<u>See Notice of Initiation of Antidumping Administrative Review of Wooden Bedroom Furniture from the</u> <u>People's Republic of China</u>, 71 FR 11394 (March 7, 2006) (<u>Notice of Initiation</u>).

 $^{^2}$ The scope of the merchandise subject to the antidumping duty order on wooden bedroom furniture from the PRC is identified in Attachment III to this questionnaire.

³If your company did not produce the merchandise under review, we request that these questions be immediately forwarded to the company that produces the merchandise and supplies it to you or your customers.

Due to the large number of firms requesting an administrative review in this proceeding, the Department is also requiring all firms for which a review was initiated who wish to qualify for separate-rate status in this administrative review to complete, as appropriate, either a separate-rate status application or separate-rate status certification as described in the <u>Notice of Initiation</u>. In other words, the Department will not give consideration to any separate-rate status certification or separate-rate status application made by parties that fail to timely respond to the Quality and Value Questionnaire or fail to timely submit the requisite separate-rate status certification.

To allow for the possibility of sampling and to complete this segment within the statutory time frame, the Department will be limited in its ability to extend the deadline for the response to the Quantity and Value Questionnaire.

A definition of the scope of the merchandise subject to this review is included in Attachment III, and general instructions for responding to this Quantity and Value Questionnaire are contained in Attachment IV. Your response to this questionnaire may be subject to on-site verification by Department officials.

ATTACHMENT I FORMAT FOR REPORTING QUANTITY AND VALUE OF SALES

In providing the information in the chart below, please provide the total quantity in containers⁴ and total value (in U.S. dollars) of all your sales covered by the scope of this review (see enclosed scope description), produced in the People's Republic of China⁵, and exported/shipped to the United States during the period June 24, 2004 through December 31, 2005.

Additionally, if you believe that you should be treated as a single entity along with other named exporters, please complete the chart, below, both in the aggregate for all named parties in your group and, in separate charts, individually for each named entity. Please label each chart accordingly.

Market: United States	Total Quantity (In Containers ⁶)	Terms of Sale ⁷	Total Value ⁸ (\$U.S.)
1. Export Price ⁹			
2. Constructed Export Price ¹⁰			
3. Further Manufactured ¹¹			
Total			

⁵ Please do not include shipments of wooden bedroom furniture manufactured in Hong Kong in your figures.

⁶ One "container" equals one full 40-foot container. If you shipped any product in 20-foot, 40-foot high cubed, or other containers sizes, please convert those container shipments to the equivalent number of 40-foot regular containers (*e.g.*, two 20-foot containers = one 40-foot container; one 40-foot high cubed container = 1.13 40-foot regular container).

⁷ To the extent possible, sales values should be reported based on the same terms (e.g., FOB).

 8 Values should be expressed in U.S. dollars. Indicate any exchange rates used and their respective dates and sources.

⁹ Generally, a U.S. sale is classified as an export price sale when the first sale to an unaffiliated person occurs before the goods are imported into the United States.

¹⁰ Generally, a U.S. sale is classified as a constructed export price sale when the first sale to an unaffiliated person occurs after importation. However, if the first sale to the unaffiliated person is made by a person in the United States affiliated with the foreign exporter, constructed export price applies even if the sale occurs prior to importation. Do not report the sale to the affiliated party in the United States, rather report the sale made by the affiliated party to the unaffiliated customer in the United States.

¹¹Further manufacture or assembly ("further manufactured") refers to merchandise that undergoes further manufacture or assembly in the United States before sale to the first unaffiliated customer.

 $^{^4}$ Note: the use of the units "containers" is for Q&V purposes and respondent selection. This does not imply that antidumping duty margins will be calculated based on this unit.

ATTACHMENT II ECONOMIC CHARACTERISTICS OF EXPORTERS/PRODUCERS

Please provide the following information for your company. If you believe that you should be treated as a single entity along with other named exporters, please provide the information requested below both in the aggregate for all named entities in your group and separately for each named entity. Please label each chart accordingly.

(1) **Production**

Market:	Total Quantity: (In Containers ¹)
Your total production of all merchandise meeting the description of wooden bedroom furniture identified in Attachment III to this questionnaire, produced during the period of review ("POR") (regardless of the ultimate market destination). <u>See</u> Attachment III: Description of Products Under Review.	

(2) U.S. Sales

Merchandise	Total Quantity: (In Containers)	Total Value (\$U.S. ²)
Subject merchandise your company produced and shipped/exported to the United States during the POR.		
Subject merchandise exported/shipped to the United States by your company during the POR which was sourced from an unaffiliated supplier or suppliers <u>(<i>i.e.</i></u> , not produced by your company).		
Subject merchandise produced by your company but exported/shipped through another PRC company to the United States during the POR.		

¹ One "container" equals one full 40-foot container. If you shipped any product in 20-foot, 40-foot high cubed, or other containers sizes, please convert those container shipments to the equivalent number of 40-foot regular containers (*e.g.*, two 20-foot containers = one 40-foot container; one 40-foot high cubed container = 1.13 40-foot regular container).

 $^{^2}$ Values should be expressed in U.S. dollars. Indicate any exchange rates used and their respective dates and sources.

ATTACHMENT III DESCRIPTION OF PRODUCTS UNDER REVIEW

For purposes of this review, the product covered is wooden bedroom furniture exported to the United States (<u>i.e.</u>, subject merchandise). Wooden bedroom furniture is generally, but not exclusively, designed, manufactured, and offered for sale in coordinated groups, or bedrooms, in which all of the individual pieces are of approximately the same style and approximately the same material and/or finish. The subject merchandise are made substantially of wood products, including both solid wood and also engineered wood products made from wood particles, fibers, or other wooden materials such as plywood, oriented strand board, particle board, and fiberboard; with or without wood veneers, wood overlays, or laminates; with or without non-wood components or trim such as metal, marble, leather, glass, plastic, or other resins; and whether or not assembled, completed, or finished.

The subject merchandise includes (1) wooden beds such as loft beds, bunk beds, and other beds; (2) wooden headboards for beds (whether stand-alone or attached to side rails), wooden footboards for beds, wooden side rails for beds, and wooden canopies for beds; (3) night tables, night stands, dressers, commodes, bureaus, mule chests, gentlemen's chests, bachelor's chests, lingerie chests, wardrobes, vanities, chessers, chifforobes, and wardrobe-type cabinets; (4) dressers with framed glass mirrors that are attached to, incorporated in, sit on, or hang over the dresser; (5) chests-on-chests³, highboys⁴, lowboys⁵, chests of drawers⁶, chests⁷, door chests⁸, chiffoniers⁹, hutches¹⁰, and armoires¹¹; (6) desks, computer stands, filing cabinets, book cases, or writing tables that are attached to or incorporated in the subject merchandise; and (7) other bedroom furniture consistent with the above list.

⁵ A lowboy is typically a short chest of drawers, not more than four feet high, normally set on short legs.

⁶ A chest of drawers is typically a case containing drawers for storing clothing.

 7 A chest is typically a case piece taller than it is wide featuring a series of drawers and with or without one or more doors for storing clothing. The piece can either include drawers or be designed as a large box incorporating a lid.

⁸ A door chest is typically a chest with hinged doors to store clothing, whether or not containing drawers. The piece may also include shelves for televisions and other entertainment electronics.

⁹ A chiffonier is typically a tall and narrow chest of drawers normally used for storing undergarments and lingerie, often with mirror(s) attached.

¹⁰ A hutch is typically an open case of furniture with shelves that typically sits on another piece of furniture and provides storage for clothes.

¹¹ An armoire is typically a tall cabinet or wardrobe (typically 50 inches or taller), with doors, and with one or more drawers (either exterior below or above the doors or interior behind the doors), shelves, and/or garment rods or other apparatus for storing clothes. Bedroom armoires may also be used to hold television receivers and/or other audio-visual entertainment systems.

 $^{^{3}}$ A chest-on-chest is typically a tall chest-of-drawers in two or more sections (or appearing to be in two or more sections), with one or two sections mounted (or appearing to be mounted) on a slightly larger chest; also known as a tallboy.

⁴ A highboy is typically a tall chest of drawers usually composed of a base and a top section with drawers, and supported on four legs or a small chest (often 15 inches or more in height).

The scope of the Petition excludes (1) seats, chairs, benches, couches, sofas, sofa beds, stools, and other seating furniture; (2) mattresses, mattress supports (including box springs), infant cribs, water beds, and futon frames; (3) office furniture, such as desks, stand-up desks, computer cabinets, filing cabinets, credenzas, and bookcases; (4) dining room or kitchen furniture such as dining tables, chairs, servers, sideboards, buffets, corner cabinets, china cabinets, and china hutches; (5) other non-bedroom furniture, such as television cabinets, cocktails tables, end tables, occasional tables, wall systems, book cases, and entertainment systems; (6) bedroom furniture made primarily of wicker, cane, osier, bamboo or rattan; (7) side rails for beds made of metal if sold separately from the headboard and footboard; and (8) bedroom furniture in which bentwood parts predominate.¹²

Imports of subject merchandise are classified under statistical category 9403.50.9040 of the Harmonized Tariff Schedule of the United States ("HTSUS") as "wooden...beds" and under statistical category 9403.50.9080 of the HTSUS as "other...wooden furniture of a kind used in the bedroom." In addition, wooden headboards for beds, wooden footboards for beds, wooden side rails for beds, and wooden canopies for beds may also be entered under statistical category 9403.50.9040 of the HTSUS as "parts of wood" and framed glass mirrors may also be entered under statistical category 7009.92.5000 of the HTSUS as "glass mirrors...framed." This review covers all wooden bedroom furniture meeting the above description, regardless of tariff classification. Although the HTSUS subheadings are provided for convenience and customs purposes, our written description of the scope of this proceeding is dispositive.

¹² As used herein, bentwood means solid wood made pliable. Bentwood is wood that is brought to a curved shape by bending it while made pliable with moist heat or other agency, and then set by cooling or drying. <u>See</u> Customs' Headquarters' Ruling Letter 043859, dated May 17, 1976.

ATTACHMENT IV GENERAL INSTRUCTIONS

Instructions for Filing the Response

The following instructions apply to all documents you submit to the Department during the course of this proceeding.

1. File your response in Washington, D.C. at:

AD/CVD Operations, NME Office 8 Import Administration U.S. Department of Commerce Fourteenth Street and Constitution Avenue, N.W. Room 1870 Washington, D.C. 20230 Attn: Robert Bolling, Eugene Degnan and Michael Holton

- 2. **Proprietary versions** of the response should be submitted on the day specified in the cover letter. The **public version** of the response may be filed one business day after the proprietary version.
- 3. File the original and six copies of the proprietary version. However, if you file an electronic copy of the proprietary version in Word Perfect 6.1 (Word Perfect 7.0 and 8.0 are also acceptable), you need file only the original version and four copies. In case of any difference between the narrative response and the content of the electronic media, the narrative response is the controlling version. For either alternative, only one copy of sample printouts and electronic media containing sales files and cost files need be submitted.

File the original and four copies of the public version of your narrative response and attachments, including sample printouts.

- 4. Submit the required **certification of accuracy.** Providers of information and the person(s) submitting it, if different (<u>e.g.</u>, a legal representative), must certify that they have read the submission and that the information submitted is accurate and complete. The Department cannot accept responses to the letter that do not contain the certification statements. A form for such certification is included in this Appendix. You may photocopy this form and submit a completed copy with each of your submissions.
- 5. Provide the required **certificate of service** with each proprietary version and public version submitted to the Department.
- 6. Request **proprietary treatment** for information submitted that you do not wish to be made publicly available. As a general rule, the Department places all correspondence and submissions received in the course of an antidumping proceeding in a public reading file. However, information deemed to be **proprietary information** will not be made available to the public.¹ If you wish to make a request for proprietary treatment for particular

¹ Supplier names will not be considered proprietary information in situations where the Department has excluded the exporter from the antidumping duty order. Exclusions of non-producing exporters will be granted only to exporter/supplier combinations.

information, refer to sections 351.304 and 351.304(a)(2) of the Department's **regulations**. Submit the request for proprietary treatment no later than one business day following the submission of the proprietary version of your response to the letter accompanied by:

- (1) a non-proprietary (public) version of your response that is in sufficient detail to permit a reasonable understanding of the information submitted in confidence,² and/or
- (2) an itemization of particular information that you believe you are unable to summarize. State the reasons why you cannot summarize each piece of information.

Responses, or portions thereof, that are not adequately summarized may be returned to you and not used.

- 7. Submit the statements required regarding limited release of proprietary information under the provisions of an **administrative protective order** ("APO"). U.S. law permits limited disclosure to representatives of parties (e.g., legal counsel) of certain business proprietary information, including electronic business proprietary information, under an APO. (Note that data received under an APO cannot be shared with others who are not covered by the APO.) Under the provisions governing APO disclosure, you must submit either:
 - (1) a statement agreeing to permit the release under APO of information submitted by you in confidence during the course of the proceeding, or
 - (2) a statement itemizing those portions of the information which you believe should not be released under APO, together with arguments supporting your objections to that release.

We are required by our regulations to reject, at the time of filing, submissions of business proprietary information that do not contain one of these statements. You must state in the upper right-hand corner of the cover letter accompanying your response whether you agree or object to release of the submitted information under APO. (See section 351.303 of our regulations for specific instructions.)³

- 8. Place brackets ("[...]") around information for which you request business proprietary treatment. Place double brackets ("[[...]]") around information for which you request proprietary treatment and which you do not agree to release under APO.
- 9. Provide to all parties whose representatives have been granted an APO (as listed in the cover letter or as listed in a subsequent letter from the Department) a complete copy of the submission, proprietary and public versions, except for that information which you do not agree to release under APO. If you exclude information because you do not agree to

² Generally, numerical data are adequately summarized if grouped or presented in terms of indices or figures ranged within ten percent of the actual figure. If a particular portion of the data is voluminous, use ranged figures for at least one percent of the voluminous portion.

 $^{^{3}}$ If you do not agree to release under APO all or part of the proprietary information, but we determine that the information should be released, you will have the opportunity to withdraw the information (see section 351.304(d) of our regulations). However, any information which you withdraw will be taken out of the official record and will not be used in our determination.

release it under APO, submit with your response to the Department a certificate of service and a copy of the APO version of the document containing the information that you agree may be released under APO. For parties that do not have access to information under APO, please provide a public version only.

10. Prepare your response in typed form and in English. Repeat the question to which you are responding in your narrative submission and place your answer directly below it.

COMPANY OFFICIAL CERTIFICATION

I, _____, currently employed (name and title) by ______, certify that (1) I have (Interested Party) read the attached submission, and (2) the information contained in this submission is, to the best of my knowledge, complete and

accurate.

(signature of certifying official)

CERTIFICATE OF SERVICE

I,		, hereby certify that a copy of the
	(name of certifying official)	

foregoing submission on behalf of ______, (company name)

dated ______, was served by first class mail or by hand delivery (circle the method used) on the following parties:

(Business Proprietary Version)

On Behalf of

Name and address

(Public Version)

On Behalf of

Name and address

(signature of certifying official)