



## FACT SHEET

### **Commerce Initiates Antidumping Duty Investigation of Silica Bricks and Shapes from the People's Republic of China**

- On December 6, 2012, the Department of Commerce (Commerce) announced the initiation of an antidumping duty (AD) investigation of imports of silica bricks and shapes (silica bricks) from the People's Republic of China (China).
- The AD laws give U.S. businesses, workers, and farmers an opportunity to compete on a level playing field, by providing a transparent and internationally approved mechanism to address the market distorting effects caused by injurious dumping of imports into the United States.
- 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.
- The petitioner for this investigation is Utah Refractories Corporation (Lehi, Utah).
- The products covered by the scope of this investigation are bricks and shapes, regardless of size, containing at least 90 percent silica (also known as silicon dioxide ( $\text{SiO}_2$ )), regardless of other materials in the bricks and shapes.
- The products covered by the scope of this investigation are currently classified under Harmonized Tariff Schedule of the United States ("HTSUS") subheadings 6902.20.1020 and 6902.20.5020. Imports of subject merchandise may also be entered under HTSUS subheading 6901.00.0000. The HTSUS categories include basket categories and may cover both subject and non-subject merchandise. These HTSUS categories are provided for convenience and Customs purposes only; the written description of the scope is dispositive.
- In 2011, imports of silica bricks from China were valued at an estimated \$43.2 million. However, the silica bricks subject to this investigation are classified within HTSUS basket categories that contain products beyond the scope of the investigation.

#### **NEXT STEPS**

- The U.S. International Trade Commission (ITC) is scheduled to make its preliminary injury determination on or before December 31, 2012.
- If the ITC determines that there is a reasonable indication that imports from China materially injure, or threaten material injury to, the domestic industry, the investigation will continue, and Commerce will be scheduled to make its preliminary determination in April 2013, unless the determination is extended.

## ALLEGED DUMPING MARGINS:

COUNTRY	DUMPING MARGINS
China	118.47 to 290.12 percent

## CASE CALENDAR:

EVENT	DATE
Petitions Filed	November 15, 2012
DOC Initiation Date	December 5, 2012
ITC Preliminary Determination*†	December 31, 2012
DOC Preliminary Determination	April 24, 2013
DOC Final Determination	July 8, 2013
ITC Final Determination**	August 22, 2013
Issuance of Order***	August 29, 2013

NOTE: Commerce preliminary and final determination deadlines are governed by the statute. For AD investigations, the deadline is set forth in section 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.

\* If the ITC makes a negative preliminary determination of injury, the investigation is terminated.

\*\*This will take place only in the event of final affirmative determination from Commerce.

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

## IMPORT STATISTICS:

CHINA	2009	2010	2011
Value (USD)	19,701,000	14,067,000	43,244,000

Source: U.S. Census Bureau, accessed through Global Trade Atlas. (HTSUS 6902.20.1020 and 6902.20.5020). These HTSUS subheadings may cover both subject and non-subject merchandise. Subject imports may also enter under HTSUS 6901.00.0000, which may include significant amounts of non-subject merchandise. Therefore, this HTSUS code has not been used for purposes of reporting import statistics. The volume could not be calculated, as imports of subject merchandise are reported in multiple units of measure.