



FACT SHEET

Commerce Preliminary Finds Dumping of Polyethylene Terephthalate Film, Sheet, and Strip from Brazil, the People's Republic of China, and the United Arab Emirates

- On April 28, the Department of Commerce (Commerce) announced its affirmative preliminary determinations in the antidumping investigations on imports of polyethylene terephthalate film, sheet, and strip (PET Film) from Brazil, the People's Republic of China (China), and the United Arab Emirates (UAE). Commerce also announced its preliminary determination that exporters/producers from Thailand did not make sales at less than fair value.
- Commerce preliminarily determined that producers/exporters from Brazil, China, and the UAE have sold PET Film in the United States at 28.72 to 44.36 percent, 46.82 to 76.72 percent, and 2.45 percent less than fair value, respectively.
- The preliminary results for the Brazilian mandatory respondent Terphane Ltda. (Brazil), and the Chinese mandatory respondent Jiangyin Jinzhongda New Material Co., Ltd., are based on adverse facts available because these companies failed to fully cooperate.
- As a result of these preliminary determinations, Commerce will instruct U.S. Customs and Border Protection to collect a cash deposit or bond based on the preliminary rates. For Thailand, Commerce will not instruct CBP to collect cash deposits or bonds.
- The petitioners for these investigations are: DuPont Teijin Films (VA); Mitsubishi Polyester Film of America (SC); SKC, Inc. (GA); and Toray Plastics (America), Inc. (RI).
- PET Film is a clear, flexible, transparent, or translucent material produced from PET polymer, a linear, thermoplastic polyester resin.
- The merchandise covered by these investigations includes all gauges of raw, pre-treated, or primed PET Film, whether extruded or coextruded. Specifically excluded from the scope are metalized films and other finished films that have had at least one of their surfaces modified by the application of a performance-enhancing resinous or inorganic layer more than 0.00001 inches thick. Also excluded is Roller transport cleaning film which has at least one of its surfaces modified by application of 0.5 micrometers of SBR latex. Tracing and drafting film is also excluded. PET Film is used in hundreds of end-use applications such as packaging, industrial, electrical, magnetic media and imaging (e.g., video, audio, computer based, and floppy disk films).
- PET Film is currently classifiable under Harmonized Tariff Schedule of the United States (HTSUS) subheading 3920.62.00.90. While the HTSUS subheading is provided for convenience and customs purposes, Commerce's written description of the scope of these investigations is dispositive.
- In 2007, the total volume of PET Film imports from Brazil was 7.3 million kilograms, valued at an estimated \$16 million; the total volume of imports from China was 20.5 million kilograms, valued at an estimated \$41 million; the total volume of imports from Thailand was 5.7 million kilograms, valued at an estimated \$11 million; and the total volume of imports from the UAE was 4.4 million kilograms, valued at an estimated \$8 million.

NEXT STEPS

- Commerce is currently scheduled to make its final determinations in July 2008.
- If Commerce makes final affirmative determinations, and the U.S. International Trade Commission makes final determinations that imports of PET Film from Brazil, China, Thailand, and the UAE materially injure, or threaten material injury to, the domestic industry, Commerce will issue antidumping duty orders.

Preliminary Dumping Margins:

COUNTRY	EXPORTER	MARGIN
BRAZIL	Terphane Ltda. (Brazil)	44.36%
	All Others	28.72%
CHINA	DuPont Teijin Films China Ltd./DuPont Hongji Films Foshan Co. Ltd./DuPont Teijin Hongji Films Ningbo Co., Ltd.	46.82%
	Jiangyin Jinzhongda New Material Co., Ltd.	76.72%
	Separate Rate Respondents (See Attachment)	46.82%
	China Wide Entity	76.72%
THAILAND	Polyplex Thailand Public Company Limited	0%
	All Others	0%
UAE	Flex Middle East FZE	2.45%
	All Others	2.45%

Case Calendar:

EVENT	AD INVESTIGATION
Petitions Filed	September 28, 2007
DOC Initiation Date	October 18, 2007
ITC Preliminary Determination	November 13, 2007
DOC Preliminary Determinations	April 25, 2008
DOC Final Determinations*	July 09, 2008
ITC Final Determination**	August 23, 2008
Issuance of Orders***	August 30, 2008

* These deadlines may be extended under the governing statute.

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

*** This will take place only in the event of final affirmative determinations by both the Department and the ITC.

Import Statistics:

BRAZIL	2005	2006	2007
Volume (kg)	1,078,814	6,676,105	7,352,237
Value (\$US)	2,541,736	12,828,439	16,206,649
CHINA	2005	2006	2007
Volume (kg)	15,876,980	21,492,433	20,533,121
Value (\$US)	28,591,583	36,420,791	40,543,838
THAILAND	2005	2006	2007
Volume (kg)	9,480,578	6,926,859	5,772,898
Value (\$US)	18,739,606	12,144,097	10,826,397
UAE	2005	2006	2007
Volume (kg)	1,347,794	2,966,832	4,449,421
Value (\$US)	2,590,784	5,556,593	8,433,113

Source: U.S. International Trade Commission, Dataweb (HTSUS 3920.62.00.90)

SEPARATE RATES

CHINESE EXPORTER/PRODUCER	MARGIN
Fuwei Films (Shandong) Co., Ltd.	46.82%
Shaoxing Xiangyu Green Packing Co., Ltd.	46.82%
Sichuan Dongfang Insulating Material Co., Ltd.	46.82%
Tianjin Wanhua Co., Ltd.	46.82%
Shanghai Uchem Co., Ltd./ Sichuan Dongfang Insulating Material Co., Ltd./ Shanghai Xishu Electric Material Co., Ltd.	46.82%