

# UNITED STATES INTERNATIONAL TRADE COMMISSION

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In the Matter of: )  
MAGNESIUM FROM CHINA ) Investigation Nos.:  
AND RUSSIA ) 731-TA-1071 and 1072  
) (Final)  
)

Pages: 1 through 9  
Place: Washington, D.C.  
Date: March 23, 2005

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## THE UNITED STATES INTERNATIONAL TRADE COMMISSION

In the Matter of: )  
 ) Investigation Nos.:  
 MAGNESIUM FROM CHINA ) 731-TA-1071 and 1072  
 AND RUSSIA ) (Final)

Wednesday,  
 March 23, 2005

Room No. 101  
 U.S. International  
 Trade Commission  
 500 E Street, S.W.  
 Washington, D.C.

The Commission Meeting commenced, pursuant to Notice, at 9:29 a.m., before the Commissioners of the United States International Trade Commission, the Honorable STEPHEN KOPLAN, Chairman, presiding.

## APPEARANCES:

On behalf of the International Trade Commission:

Commissioners:

STEPHEN KOPLAN, CHAIRMAN  
 DEANNA TANNER OKUN, VICE CHAIRMAN (Via Telephone)  
 MARCIA E. MILLER, COMMISSIONER (Via Telephone)  
 JENNIFER A. HILLMAN, COMMISSIONER  
 CHARLOTTE R. LANE, COMMISSIONER  
 DANIEL R. PEARSON, COMMISSIONER

APPEARANCES: (cont'd.)

Staff:

MARILYN R. ABBOTT, SECRETARY TO THE COMMISSION  
WILLIAM R. BISHOP, HEARINGS AND MEETINGS  
COORDINATOR  
SHARON BELLAMY, HEARINGS AND MEETINGS ASSISTANT  
CHRISTOPHER CASSISE, INVESTIGATOR  
VINCENT DESAPIO, INDUSTRY ANALYST  
JOHN BENEDETTO, ECONOMIST  
CHARLES YOST, AUDITOR/ACCOUNTANT  
PETER SULTAN, ATTORNEY  
GEORGE DEYMAN, SUPERVISORY INVESTIGATOR

I N D E X

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AGENDA FOR FUTURE MEETING: NONE	4
MINUTES: MARCH 15, 2005 (2 SETS)	4
RATIFICATION LIST: 05-006	4
INV. NOS. 731-TA-1071 AND 1072 (FINAL) (MAGNESIUM FROM CHINA AND RUSSIA) -- BRIEFING AND VOTE	4
OUTSTANDING ACTION JACKETS: NONE	4

P R O C E E D I N G S

(9:29 a.m.)

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3 CHAIRMAN KOPLAN: Good morning. This  
4 meeting of the U.S. International Trade Commission  
5 will please come to order.

6 Good morning, Madam Secretary.

7 MS. ABBOTT: Good morning, Mr. Chairman.

8 CHAIRMAN KOPLAN: I understand there is no  
9 agenda for future meetings or outstanding action  
10 jackets to consider.

11 We will turn to the minutes of March 15,  
12 2005, (2 sets) and Ratification List 05-006. Are  
13 there any objections to approval of the minutes or the  
14 ratification list?

15 (No response.)

16 CHAIRMAN KOPLAN: Hearing none, they are  
17 approved.

18 I want to say good morning to Vice Chairman  
19 Okun and Commissioner Miller, who I understand are  
20 voting by telephone today.

21 VICE CHAIRMAN OKUN: Good morning.

22 COMMISSIONER MILLER: Good morning.

23 CHAIRMAN KOPLAN: We will now turn to the  
24 briefing and vote in Investigation Nos. 731-TA-1071  
25 and 1072 (Final), Magnesium From China and Russia.

1 Good morning, Mr. Deyman.

2 Are there any questions for the staff?

3 (No response.)

4 CHAIRMAN KOPLAN: Are there any additions or  
5 corrections to the staff report?

6 MR. DEYMAN: Yes, Mr. Chairman. I am George  
7 Deyman, Office of Investigations.

8 We propose that the staff report be amended  
9 to include the corrections contained in Office of  
10 Investigations Memoranda INV-CC-034 of March 16, 2005,  
11 and INV-CC-037 of March 21, 2005.

12 CHAIRMAN KOPLAN: Thank you.

13 Are there any objections to approval of the  
14 staff report as revised?

15 (No response.)

16 CHAIRMAN KOPLAN: Hearing none, it is  
17 approved.

18 Madam Secretary, will you please call the  
19 roll?

20 MS. ABBOTT: Commissioner Lane?

21 COMMISSIONER LANE: I make an affirmative  
22 injury determination as to both investigations, and I  
23 make a negative critical circumstances determination  
24 regarding China.

25 MS. ABBOTT: Commissioner Miller?

1                   COMMISSIONER MILLER: I find granular  
2 magnesium to be a separate like product and find  
3 subject imports of granular magnesium from Russia to  
4 be negligible.

5                   I find all other pure and alloy magnesium to  
6 be a single like product and make an affirmative  
7 determination with respect to subject imports from  
8 China and Russia.

9                   I make a negative finding with respect to  
10 critical circumstances.

11                  MS. ABBOTT: Commissioner Pearson?

12                  COMMISSIONER PEARSON: I find one domestic  
13 like product. I vote in the affirmative on these  
14 investigations and negative with respect to critical  
15 circumstances.

16                  MS. ABBOTT: Commissioner Okun?

17                  VICE CHAIRMAN OKUN: I find one like product  
18 consisting of pure and alloy magnesium. I vote in the  
19 affirmative with respect to these investigations, and  
20 I make a negative critical circumstance finding.

21                  MS. ABBOTT: Commissioner Hillman?

22                  COMMISSIONER HILLMAN: I concur with  
23 Commissioner Miller in finding granular magnesium to  
24 be a separate like product and find subject imports of  
25 granular magnesium from Russia to be negligible.

1 I find all other pure and alloy magnesium to  
2 be a single like product and make an affirmative  
3 determination with respect to imports from China and  
4 Russia.

5 I make a negative determination with respect  
6 to critical circumstances.

7 MS. ABBOTT: Commissioner Koplan?

8 CHAIRMAN KOPLAN: I make an affirmative  
9 determination with regard to both China and Russia. I  
10 make a negative determination with regard to critical  
11 circumstances as to China.

12 MS. ABBOTT: Mr. Chairman, the Commission  
13 has reached affirmative determinations in these  
14 investigations and has announced negative critical  
15 circumstances.

16 CHAIRMAN KOPLAN: Thank you, Madam  
17 Secretary.

18 Further information regarding this  
19 determination will be in the press release.

20 Commissioners' opinions are currently  
21 scheduled to be transmitted to the Department of  
22 Commerce on or before April 11, 2005.

23 Thank you to all staff who assisted us in  
24 this investigation.

25 Madam Secretary, is there any other business



1 before the Commission?

2 MS. ABBOTT: No, Mr. Chairman.

3 CHAIRMAN KOPLAN: Hearing none, we will  
4 briefly adjourn and then resume for the GSP hearing.

5 (Whereupon, at 9:33 a.m. the Commission  
6 meeting in the above-entitled matter was concluded.)

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**CERTIFICATION OF TRANSCRIPTION**

**TITLE:** Magnesium From China and Russia  
**INVESTIGATION NO.:** 731-TA-1071 and 1072 (Final)  
**HEARING DATE:** March 23, 2005  
**LOCATION:** Washington, D.C.  
**NATURE OF HEARING:** Commission Meeting

I hereby certify that the foregoing/attached transcript is a true, correct and complete record of the above-referenced proceeding(s) of the U.S. International Trade Commission.

**DATE:** March 23, 2005

**SIGNED:** LaShonne Robinson  
Signature of the Contractor or the  
Authorized Contractor's Representative  
1220 L Street, N.W. - Suite 600  
Washington, D.C. 20005

I hereby certify that I am not the Court Reporter and that I have proofread the above-referenced transcript of the proceeding(s) of the U.S. International Trade Commission, against the aforementioned Court Reporter's notes and recordings, for accuracy in transcription in the spelling, hyphenation, punctuation and speaker-identification, and did not make any changes of a substantive nature. The foregoing/attached transcript is a true, correct and complete transcription of the proceeding(s).

**SIGNED:** Carlos Gamez  
Signature of Proofreader

I hereby certify that I reported the above-referenced proceeding(s) of the U.S. International Trade Commission and caused to be prepared from my tapes and notes of the proceedings a true, correct and complete verbatim recording of the proceeding(s).

**SIGNED:** Renee Katz  
Signature of Court Reporter