



FACT SHEET

Commerce Finds Dumping and Subsidization of Aluminum Extrusions from the People's Republic of China

- On March 29, the Department of Commerce (Commerce) announced its affirmative final determinations in the antidumping duty (AD) and countervailing duty (CVD) investigations of imports of aluminum extrusions from the People's Republic of China (China).
- Dumping occurs when a foreign company sells a product in the United States at less than fair value. Subsidies are financial assistance from foreign governments that benefit the production, manufacture, or exportation of goods.
- Commerce determined that Chinese producers/exporters have sold aluminum extrusions in the United States at dumping margins ranging between 32.79 to 33.28 percent. Commerce also determined that Chinese producers/exporters have received countervailable subsidies between 8.02 percent and 374.15 percent ad valorem.
- In the AD investigation, mandatory respondent Guang Ya Aluminum Industries Co., Ltd., Foshan Guangcheng Aluminum Co., Ltd., Guang Ya Aluminum Industries (Hong Kong) Ltd., and Kong Ah International Company Limited (collectively, Guang Ya Group); Zhaoqing New Zhongya Aluminum Co., Ltd., Zhongya Shaped Aluminum HK Holding Ltd, and Karlton Aluminum Company Ltd. (collectively, New Zhongya) and Xinya Aluminum & Stainless Steel Product Co., Ltd. (Xinya), have been collapsed for purposes of the final determination and collectively are assigned the single AD rate of 33.28 percent.
- On September 10, 2010, Commerce received a letter from mandatory respondent Zhaoqing Asia Aluminum Factory Co. Ltd. (ZAA), stating that the company would no longer be participating in the investigation. As ZAA has failed to participate in this investigation, we consider it to be part of the China-wide entity and have assigned a rate based on adverse facts available (AFA) of 33.28 percent for the final determination.
- Twenty-nine additional Chinese producers/exporters qualified for a separate rate of 32.79 percent in the antidumping proceeding. All other Chinese producers/exporters are subject to the China-wide dumping rate of 33.28 percent.
- In the CVD investigation, as mandatory respondents Liaoyang Zhongwang Aluminum Profile Co. Ltd./Liaoning Zhongwang Group (collectively, the Zhongwang Group Companies), Miland Luck Ltd., and Dragonlux Limited, did not respond to Commerce's request for information, each received an AFA net subsidy rate of 374.15 percent ad valorem.
- Two voluntary respondents, Guang Ya Aluminum Industries Co., Ltd., Foshan Guangcheng Aluminum Co., Ltd., Guang Ya Aluminum Industries (Hong Kong) Ltd., Kong Ah International Company Limited, and Yongji Guanghai Aluminum Industry Co., Ltd. (collectively, the Guang Ya Companies) and Zhaoqing New Zhongya Aluminum Co., Ltd., Zhongya Shaped Aluminum HK Holding Ltd, and Karlton Aluminum Company Ltd.

(collectively, the Zhongya Companies) received net subsidy rates of 9.94 and 8.02 percent ad valorem, respectively. All other Chinese producers/exporters received a net subsidy rate of 374.15 percent ad valorem.

- As a result of the final AD and CVD determinations, Commerce will instruct CBP to continue to collect cash deposits or bonds equal to the weighted-average dumping margins, adjusted for export subsidies found in the final determination of the companion CVD investigation. Cash deposits of countervailing duties on imports of aluminum extrusions will not be required unless the U.S. International Trade Commission (ITC) reaches a final determination that imports of aluminum extrusions from China materially injure, or threaten material injury to, the domestic industry. This is due to the expiration of the maximum period for the collection of provisional measures in the CVD investigation.
- The petitioners for these investigations are: The United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union (PA) and the Aluminum Extrusions Fair Trade Committee (representing member companies from Ohio, Minnesota, Florida, Georgia, California, Utah, Maryland, Illinois, and Texas).
- The merchandise covered by these investigations is certain aluminum extrusions which are shapes and forms produced via an extrusion process of aluminum alloys. The major alloying elements in the subject merchandise are manganese, magnesium, and silicon. These products are generally used in construction applications and are incorporated into window and door frames and sills, gutters, and solar power frames. They serve as parts for cars, trucks and both structural and decorative elements on boats. They also serve as furniture parts and in a variety of other consumer and industrial goods.
- Imports of the subject merchandise are provided for under the following categories of the Harmonized Tariff Schedule of the United States (“HTS”): 7604.21.0000, 7604.29.1000, 7604.29.3010, 7604.29.3050, 7604.29.5030, 7604.29.5060, 7608.20.0030, and 7608.20.0090. The subject merchandise entered as parts of other aluminum products may be classifiable under the following additional Chapter 76 subheadings: 7610.10, 7610.90, 7615.19, 7615.20, and 7616.99 as well as under other HTS chapters. While HTS subheadings are provided for convenience and customs purposes, the written description of the scope in this proceeding is dispositive.
- The scope excludes finished merchandise containing aluminum extrusions as parts that are fully and permanently assembled and completed at the time of entry, such as finished windows with glass, doors with glass or vinyl, picture frames with glass pane and backing material, and solar panels. The scope also excludes finished goods containing aluminum extrusions that are entered unassembled in a “finished goods kit.” A finished goods kit is understood to mean a packaged combination of parts that contains, at the time of importation, all of the necessary parts to fully assemble a final finished good and requires no further finishing or fabrication, such as cutting or punching, and is assembled ‘as is’ into a finished product.
- From 2008 to 2010, imports of aluminum extrusions from China increased 124.7 percent by volume. In 2010, imports of aluminum extrusions were valued at an estimated \$503 million.

NEXT STEPS

- The ITC is currently scheduled to issue its final injury determinations on or before May 12, 2011.
- If the ITC makes affirmative final determinations that imports of aluminum extrusions from China materially injure, or threaten material injury to, the domestic industry, Commerce will issue AD and CVD orders.

FINAL DUMPING MARGINS:

PRODUCER/EXPORTER	MARGIN	CASH DEPOSIT
The Guang Ya Group, New Zhongya and Xinya (Guang Ya Group/New Zhongya/Xinya)	33.28%	33.02%*
Separate Rate Companies**	32.79%	0.0%***
China-wide (including Zhaoqing Asia Aluminum Factory Co. Ltd. (ZAA))	33.28%	33.28%

*Margin rate minus the export subsidy rate of 0.26 percent, which is a simple average of the export subsidy rates of The Guang Ya Group and New Zhongya in the CVD investigation.

**See the Attachment for a complete list of separate rate companies.

***The cash deposit rate is the margin of 32.79 percent minus the export subsidy rate of 42.16 percent determined in the CVD investigation.

FINAL SUBSIDY RATES:

PRODUCER/EXPORTER	SUBSIDY RATE
Liaoyang Zhongwang Aluminum Profile Co. Ltd./Liaoning Zhongwang Group (collectively, the Zhongwang Group Companies)	374.15% <i>ad valorem</i>
Miland Luck Ltd.	374.15% <i>ad valorem</i>
Dragonlux Limited	374.15% <i>ad valorem</i>
Guang Ya Aluminum Industries Co., Ltd., Foshan Guangcheng Aluminum Co., Ltd., Guang Ya Aluminum Industries (Hong Kong) Ltd., Kong Ah International Company Limited, and Yongji Guanghai Aluminum Industry Co., Ltd. (collectively, the Guang Ya Companies)	9.94% <i>ad valorem</i>
Zhaoqing New Zhongya Aluminum Co., Ltd., Zhongya Shaped Aluminum HK Holding Ltd, and Karlton Aluminum Company Ltd. (collectively, the Zhongya Companies)	8.02% <i>ad valorem</i>
All Others	374.15% <i>ad valorem</i>

CASE CALENDAR:

EVENT	CVD INVESTIGATION	AD INVESTIGATION
Petition Filed	March 31, 2010	March 31, 2010
DOC Initiation Date	April 20, 2010	April 20, 2010
ITC Preliminary Determination	May 17, 2010	May 17, 2010
DOC Preliminary Determination	August 30, 2010	October 27, 2010
DOC Final Determination	March 28, 2011	March 28, 2011
ITC Final Determination	May 12, 2011	May 12, 2011
Issuance of Orders*	May 19, 2011	May 19, 2011

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

IMPORT STATISTICS:

CHINA	2008	2009	2010
Volume (in metric tons)	81,000	192,000	182,000
Value (USD)	306,824,000	513,553,000	502,887,000

Source: U.S. Bureau of Census, accessed through Global Trade Atlas. (HTSUS 7604.21.0000, 7604.29.1000, 7604.29.3010, 7604.29.3050, 7604.29.5030, 7604.29.5060, 7608.20.0030, and 7608.20.0090). The subject merchandise entered as parts of other aluminum products may also be classifiable under the following additional Chapter 76 subheadings: 7610.10, 7610.90, 7615.19, 7615.20, and 7616.99. These other HTSUS subheadings may include significant amounts of non-subject merchandise and, therefore, have not been used for purposes of reporting import statistics in the above table.

Attachment

List of Separate Rate Companies

Alnan Aluminium Co., Ltd.
Changshu Changsheng Aluminium Products Co., Ltd.
China Square Industrial Limited
Cosco (J.M) Aluminium Co., Ltd.
First Union Property Limited
Foshan Jinlan Non-ferrous Metal Product Co. Ltd.
Foshan Sanshui Fenglu Aluminium Co., Ltd.
Guangdong Hao Mei Aluminium Co., Ltd.
Guangdong Weiye Aluminium Factory Co., Ltd.
Guangdong Xingfa Aluminium Co., Ltd.
Hanwood Enterprises Limited
Honsense Development Company
Innovative Aluminium (Hong Kong) Limited
Jiangyin Trust International Inc.
JMA (HK) Company Limited
Kam Kiu Aluminium Products Sdn Bhd
Longkou Donghai Trade Co., Ltd.
Ningbo Yili Import and Export Co., Ltd.
North China Aluminum Co., Ltd.
PanAsia Aluminium (China) Limited
Pingguo Asia Aluminum Co., Ltd.
Popular Plastics Co., Ltd.
Press Metal International Ltd.
Shenyang Yuanda Aluminium Industry Engineering Co. Ltd.
Tai-Ao Aluminium (Taishan) Co., Ltd.
Tianjin Ruixin Electric Heat Transmission Technology Co., Ltd.
USA Worldwide Door Components (Pinghu) Co., Ltd.; Worldwide Door Components (Pinghu) Co.
Zhejiang Yongkang Listar Aluminium Industry Co., Ltd.
Zhongshan Gold Mountain Aluminium Factory Ltd.