



**GENERAL INFORMATION, INSTRUCTIONS, AND  
DEFINITIONS FOR COMMISSION FOREIGN  
PRODUCER/EXPORTER QUESTIONNAIRES**

**CERTAIN PASTA from ITALY AND TURKEY  
Investigation Nos. 701-TA-365-366 and 731-TA-734-735 (Second Review)**

*Further information.--If you have any questions concerning the enclosed questionnaire(s) or other matters related to these reviews, you may contact the following members of the Commission's staff (Fax 202-205-3205):*

*Michael Szustakowski, investigator (202-205-3188; E-mail MGS@USITC.GOV)  
regarding general questions and trade and related information; and*

*Steven Trost, economist (202-205-3220; E-mail STEVEN.TROST@USITC.GOV)  
regarding pricing, market, and related information.*

## GENERAL INFORMATION, INSTRUCTIONS, AND DEFINITIONS

### GENERAL INFORMATION

***Background.***--On July 24, 1996, the Department of Commerce issued countervailing and antidumping duty orders on imports of certain pasta from Italy and Turkey (61 FR 38544). Following five-year reviews by Commerce and the Commission, effective November 16, 2001, Commerce issued a continuation of the countervailing and antidumping duty orders on imports of certain pasta from Italy and Turkey (66 FR 57703). On October 2, 2006, the Commission instituted a second review pursuant to section 751(c) of the Tariff Act of 1930 (19 U.S.C. § 1675(c)) (the Act) to determine whether revocation of the orders would still be likely to lead to continuation or recurrence of material injury to the domestic industry within a reasonably foreseeable time (71 F.R. 57999). On February 2, 2007, the Commission determined that responses to its notice of institution of the subject five-year reviews were such that full reviews pursuant to section 751(c)(5) of the Act should proceed (72 F.R. 5996). To the extent that the Commission makes affirmative determinations, the orders will remain in place. To the extent that the Commission makes negative determinations, the Department of Commerce will revoke the orders..

Additional questionnaires will be supplied promptly upon request, or photocopies of the enclosed questionnaire(s) may be used. Address all correspondence to the United States International Trade Commission, Washington, DC 20436. Hearing-impaired individuals can obtain information regarding these reviews via the Commission's TDD terminal (202-205-1810).

***Due date of questionnaire(s).***--Return the completed questionnaire(s) to the United States International Trade Commission by no later than May 1, 2007. Although the enclosed postpaid envelope may be used to return the completed questionnaire, use of an overnight mail service may be necessary to ensure that your response (in hardcopy or on CD) actually reaches the Commission by May 1, 2007. If submitting in CD format, please also submit a hardcopy of the signed first page of the questionnaire. If you do not use the enclosed envelope, please make sure the completed questionnaire is sent to the attention of Michael Szustakowski. **Return only one copy of the completed questionnaire(s), but please keep a copy for your records so that you can refer to it if the Commission staff contacts you with any questions during the course of the reviews.**

***Service of questionnaire response(s).***--In the event that your firm is a party to these reviews, you are required to serve a copy of the questionnaire(s), once completed, on parties to the proceeding that are subject to administrative protective order (see 19 CFR § 207.7). A list of such parties is maintained by the Commission's Secretary and may be obtained by calling 202-205-1803. A certificate of service must accompany the copy of the completed questionnaire(s) you submit (see 19 CFR § 207.7).

## GENERAL INFORMATION, INSTRUCTIONS, AND DEFINITIONS--Continued

### GENERAL INFORMATION--Continued

**Confidentiality.**--The commercial and financial data furnished in response to the enclosed questionnaire(s) that reveal the individual operations of your firm will be treated as confidential by the Commission to the extent that such data are not otherwise available to the public and will not be disclosed except as may be required by law (see 19 U.S.C. § 1677f). Such confidential information will not be published in a manner that will reveal the individual operations of your firm; however, nonnumerical characterizations of numerical business proprietary information (such as discussion of trends) will be treated as confidential business information only at the request of the submitter for good cause shown.

**Verification.**--**The information submitted in the enclosed questionnaire(s) is subject to audit and verification by the Commission. To facilitate possible verification of data, please keep all your workpapers and supporting documents used in the preparation of the questionnaire response(s).**

**Release of information.**--The information provided by your firm in response to the questionnaire(s), as well as any other business proprietary information submitted by your firm to the Commission in connection with the reviews, may become subject to, and released under, the administrative protective order provisions of the Tariff Act of 1930 (19 U.S.C. § 1677f) and section 207.7 of the Commission's Rules of Practice and Procedure (19 CFR § 207.7). This means that certain lawyers and other authorized individuals may temporarily be given access to the information for use in connection with these reviews or other import-injury investigations or reviews conducted by the Commission on the same or similar merchandise; those individuals would be subject to severe penalties if the information were divulged to unauthorized individuals.

### INSTRUCTIONS

**Answer all questions.**--Do not leave any question or section blank unless a questionnaire expressly directs you to skip over certain questions or sections. If the answer to any question is "none," write "none." **If information is not readily available from your records in exactly the form requested, furnish carefully prepared estimates--designated as such by the letter "E"--and explain the basis of your estimates.** Answers to questions and any necessary comments or explanations should be supplied in the space provided or on separate sheets attached to the appropriate page of the questionnaire(s). If your firm is completing more than one questionnaire in connection with these reviews (i.e., a producer, importer, purchaser, and/or foreign producer questionnaire), you need not respond to duplicated questions in the questionnaires.

## **GENERAL INFORMATION, INSTRUCTIONS, AND DEFINITIONS--Continued**

### **INSTRUCTIONS--Continued**

***Consolidate all establishments in Italy and Turkey.***--Report the requested data for your establishment(s) located in Italy and Turkey. **Firms operating more than one establishment should combine the data for all establishments into a single report.**

### **DEFINITIONS**

***Certain dry pasta.***--Pasta that has been dried into a brittle form that is ready for cooking, such as spaghetti, macaroni, or noodles. Certain dry pasta consists of non-egg dry pasta in packages of 5 pounds (2.27 kilograms) or less, whether or not enriched or fortified or containing milk or other optional ingredients such as chopped vegetables, vegetable purees, milk, gluten, diastases, vitamins, coloring and flavorings, and up to 2 percent egg white. Certain dry pasta is typically sold in the retail market in fiberboard or cardboard cartons or polyethylene or polypropylene bags, of varying dimensions. Dry pasta that is subsequently incorporated into other products such as soups or broths is included in this definition.

Excluded from these reviews are all pasta that is not dry, i.e., moist, fresh, refrigerated, or frozen; and canned pastas. Also excluded are dry organic pasta, oriental noodles, and all forms of egg pasta, with the exception of non-egg dry pasta containing up to two percent egg white. Dry pasta is covered by subheadings 1902.19.20 of the Harmonized Tariff Schedule of the United States (HTS). The HTS item number is provided for convenience and customs purposes. The written description remains dispositive.

***Firm.***--An individual proprietorship, partnership, joint venture, association, corporation (including any subsidiary corporation), business trust, cooperative, trustee in bankruptcy, or receiver under decree of any court.

***Related firm.***--A firm that your firm solely or jointly owned, managed, or otherwise controlled; a firm that solely or jointly owned, managed, or otherwise controlled your firm; and/or a firm that was solely or jointly owned, managed, or otherwise controlled by a firm that also solely or jointly owned, managed, or otherwise controlled your firm.

***Establishment.***--Each facility of a firm in Italy and Turkey involved in the production of certain dry pasta (as defined above), including auxiliary facilities operated in conjunction with (whether or not physically separate from) such facilities.

## **GENERAL INFORMATION, INSTRUCTIONS, AND DEFINITIONS--Continued**

### **DEFINITIONS--Continued**

**United States.**--For purposes of these reviews, the 50 States, Puerto Rico, the U.S. Virgin Islands, and the District of Columbia.

**Importer.**--Any person or firm engaged, either directly or through a parent company or subsidiary, in importing certain dry pasta (as defined above) into the United States from a foreign manufacturer or through its selling agent.

**Average production capacity.**--The level of production that your establishment(s) could reasonably have expected to attain during the specified periods. Assume normal operating conditions (i.e., using equipment and machinery in place and ready to operate; normal operating levels (hours per week/weeks per year) and time for downtime, maintenance, repair, and cleanup; and a typical or representative product mix).

**Production.**--All production in your establishment(s) in Italy and Turkey, including production consumed internally within your firm.

**Internal consumption.**--Refers to production of certain dry pasta that is not sold in the merchant market and that is processed into a higher-valued downstream product by the same producer.

**Shipments.**--Shipments of products produced in your establishment(s) in Italy and/or Turkey.

**Shipment quantities.**--Quantities reported should be net of returns.

**Shipment values.**--Values reported should be net values (i.e., gross sales values less all discounts, allowances, rebates, prepaid freight, and the value of returned goods) in U.S. dollars, f.o.b. your point of shipment in Italy and/or Turkey.

**Home market commercial shipments.**--Shipments, other than internal consumption and transfers to related firms, within Italy and/or Turkey.

**Home market internal consumption/transfers to related firms.**--Shipments made to related firms in Italy and/or Turkey, including product consumed internally by your firm.

**Export shipments.**--Shipments to destinations outside Italy and Turkey, including shipments to related firms.

**Inventories.**--Finished goods inventory, not raw materials or work-in-progress.