

APPEARANCES: (cont'd.)

Staff:

MARILYN R. ABBOTT, THE SECRETARY
WILLIAM R. BISHOP, STAFF ASSISTANT
DEBORAH A. DANIELS, LEGAL DOCUMENTS ASSISTANT
FRED RUGGLES, INVESTIGATOR
WILLIAM GREENE, INDUSTRY ANALYST
JOHN BENEDETTO, ECONOMIST
DAVID BOYLAND, ACCOUNTANT
WILLIAM GEARHART, ATTORNEY
DIANE MAZUR, SUPERVISORY INVESTIGATOR

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MINUTES: OCTOBER 3 AND 7, 2003	4
RATIFICATION LIST: 03-025	4
INV. NO. TA-421-4 (CERTAIN DUCTILE IRON WATERWORKS FITTINGS FROM CHINA) -- BRIEFING AND VOTE	4
OUTSTANDING ACTION JACKETS: NONE	4

P R O C E E D I N G S

(11:00 a.m.)

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3 CHAIRMAN OKUN: Good morning. On behalf of
4 the United States International Trade Commission, I
5 welcome you to this meeting.

6 Good morning, Madam Secretary.

7 MS. ABBOTT: Good morning, Madam Chairman.

8 CHAIRMAN OKUN: And then there were six. We
9 want to take this opportunity to welcome our newest
10 Commissioner, Commissioner Pearson. Welcome on behalf
11 of the Commission.

12 There is no agenda for future meetings or
13 outstanding action jackets for us to consider.

14 Is there any objection to approval of the
15 minutes of October 3 and October 7, 2003?

16 (No response.)

17 CHAIRMAN OKUN: Hearing none, they are
18 approved.

19 Is there any objection to approval of
20 Ratification List 03-025?

21 (No response.)

22 CHAIRMAN OKUN: Hearing none, it is
23 approved.

24 We will now turn to the briefing and vote on
25 critical circumstances and, if necessary, provisional

1 measures in Investigation No. TA-421-4, Certain
2 Ductile Iron Waterworks Fittings From China.

3 Good morning and welcome to Ms. Mazur and
4 the other members of the staff who participated in
5 this investigation.

6 Does any Commissioner have questions for the
7 staff?

8 (No response.)

9 CHAIRMAN OKUN: Are there any additions or
10 corrections to the staff report?

11 MS. MAZUR: Madam Chairman, additions and
12 corrections to the staff report are contained in INV
13 Investigations Memorandum AA-157.

14 CHAIRMAN OKUN: Is there any objection to
15 approval of the staff report as revised?

16 (No response.)

17 CHAIRMAN OKUN: Hearing none, it is
18 approved.

19 Before the Secretary calls the roll, I note
20 that this is the first time that the Commission is
21 directed to make determinations under the critical
22 circumstances provision in Section 421 of the Trade
23 Act of 1974 as amended. Therefore, the Commission
24 wishes to explain its voting procedure.

25 In order to find critical circumstances, the

1 Commission must make two affirmative determinations.
2 First, it must determine that delay in taking action
3 would cause damage to the relevant domestic industry
4 that would be difficult to repair.

5 Second, if the first determination is
6 affirmative, then the Commission must make a
7 preliminary determination of whether imports of the
8 subject product have caused or threatened to cause
9 market disruption.

10 Finally, if both of these determinations are
11 affirmative then the affirmative voting Commissioners
12 will make recommendations on proposed provisional
13 measures to prevent or remedy market disruption.

14 Accordingly, the first vote will be on
15 whether delay in taking action would cause damage that
16 would be difficult to repair. The Commission will
17 proceed to the next determination only if the first
18 vote is affirmative or evenly divided.

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

21 MS. ABBOTT: Commissioner Okun?

22 CHAIRMAN OKUN: I vote in the negative.

23 MS. ABBOTT: Commissioner Koplan?

24 COMMISSIONER KOPLAN: I concur.

25 MS. ABBOTT: Commissioner Miller?

1 COMMISSIONER MILLER: I vote in the
2 negative.

3 MS. ABBOTT: Commissioner Pearson?

4 COMMISSIONER PEARSON: As very much a
5 newcomer here and not being familiar with this case, I
6 will abstain.

7 MS. ABBOTT: Commissioner Lane?

8 COMMISSIONER LANE: I vote in the
9 affirmative.

10 MS. ABBOTT: Commissioner Hillman?

11 VICE CHAIRMAN HILLMAN: I vote in the
12 negative.

13 MS. ABBOTT: Madam Chairman, the Commission
14 has reached a negative determination with respect to
15 critical circumstances.

16 CHAIRMAN OKUN: Further information
17 regarding this determination will be in a press
18 release.

19 The Commission currently is scheduled to
20 transmit its determination on critical circumstances
21 to the President on October 20, 2003.

22 Thank you again to all staff who
23 participated in the investigation.

24 With no other business to come before the
25 Commission, this meeting is adjourned.

1 (Whereupon, at 11:04 a.m. the meeting in the
2 above-entitled matter was concluded.)

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CERTIFICATION OF TRANSCRIPTION

TITLE: Certain Ductile Iron Waterworks
Fittings From China

INVESTIGATION NO.: TA-421-4

HEARING DATE: October 16, 2003

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: October 16, 2003

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: LaShonne Robinson
Signature of Court Reporter