



## FACT SHEET

### **Commerce Finds Unfair Dumping of Seamless Refined Copper Pipe and Tube from the People's Republic of China and Mexico**

- On September 27, 2010, the Department of Commerce (Commerce) announced its affirmative final determinations in the antidumping duty (AD) investigations of imports of seamless refined copper pipe and tube (copper pipe and tube) from Mexico and the People's Republic of China (China).
- For purposes of AD investigations, dumping occurs when a foreign company sells a product in the United States at less than normal value.
- Commerce determined that Chinese and Mexican producers/exporters have sold copper pipe and tube in the United States at margins ranging from 11.25 to 60.85 percent, and 24.89 to 31.43 percent, respectively.
- In the China investigation, mandatory respondents Golden Dragon Precise Copper Tube Group, Inc. ("Golden Dragon") and Zhejiang Hailiang Co., Ltd. ("Zhejiang Hailiang"), Hong Kong Hailiang Metal Trading Limited ("HK Hailiang") and Shanghai Hailiang Copper Co., Ltd. (collectively, the "Hailiang Group") received a final calculated dumping rate of 11.25 percent and 60.85 percent, respectively.
- Five exporters, qualified for a separate dumping rate of 36.05 percent. All other Chinese exporters received the final China-wide dumping rate of 60.85 percent.
- In the Mexico investigation, mandatory respondents IUSA S.A. de C.V. ("IUSA") and Nacional de Cobre, S.A. de C.V. ("Nacobre") received final dumping rates of 24.89 and 31.43 percent, respectively.
- All other Mexican producers/exporters received the final dumping rate of 28.16 percent.
- As a result of these affirmative final determinations, Commerce will instruct U.S. Customs and Border Protection to collect a cash deposit or bond based on the final rates.
- The petitioners for these investigations are Cerro Flow Products, Inc. (MO); Kobe Wieland Copper Products, LLC (NC); Mueller Copper Tube Products, Inc. (TN); and Mueller Copper Tube Company, Inc. (TN).
- The products covered by these investigations are all seamless circular refined copper pipes and tubes, including redraw hollows, greater than or equal to 6 inches (152.4 mm) in length and measuring less than 12.130 inches (308.102 mm) (actual) in outside diameter ("OD"), regardless of wall thickness, bore (e.g., smooth, enhanced with inner grooves or ridges), manufacturing process (e.g., hot finished, cold-drawn, annealed), outer surface (e.g., plain or enhanced with grooves, ridges, fins, or gills), end finish (e.g., plain end, swaged end, flared end, expanded end, crimped end, threaded), coating (e.g., plastic, paint), insulation, attachments

(e.g., plain, capped, plugged, with compression or other fitting), or physical configuration (e.g., straight, coiled, bent, wound on spools).

- The scope of these investigations covers, but is not limited to, seamless refined copper pipe and tube produced or comparable to the American Society for Testing and Materials (“ASTM”) ASTM-B42, ASTM-B68, ASTM-B75, ASTM-B88, ASTM-B88M, ASTM-B188, ASTM-B251, ASTM-B251M, ASTM-B280, ASTM-B302, ASTM-B306, ASTM-359, ASTM-B743, ASTM-B819, and ASTM-B903 specifications and meeting the physical parameters described therein. Also included within the scope of these investigations are all sets of covered products, including “line sets” of seamless refined copper tubes (with or without fittings or insulation) suitable for connecting an outdoor air conditioner or heat pump to an indoor evaporator unit. The phrase “all sets of covered products” denotes any combination of items put up for sale that is comprised of merchandise subject to the scope.
- Excluded from the scope of these investigations are all seamless circular hollows of refined copper less than 12 inches in length whose OD (actual) exceeds its length.
- The products subject to these investigations are currently classifiable under subheadings 7411.10.1030 and 7411.10.1090 of the Harmonized Tariff Schedule of the United States (“HTSUS”). Products subject to these investigations may also enter under HTSUS subheadings 7407.10.1500, 7419.99.5050, 8415.90.8065, and 8415.90.8085. While the HTSUS subheadings are provided for convenience and customs purposes, Commerce’s written description of the subject merchandise governs the scope of these investigations.
- In 2009, imports of copper pipe and tube from Mexico and China were valued at an estimated \$130.3 million and \$233 million, respectively.

#### **NEXT STEPS**

- The U.S. International Trade Commission (ITC) is scheduled to make its final determinations in these investigations on or around November 8, 2010.
- If the ITC makes affirmative final determinations that imports of copper pipe and tube from China and/or Mexico materially injure, or threaten material injury to, the domestic industry, Commerce will issue AD orders. If the ITC makes negative determinations, these investigations will be terminated.

**FINAL DUMPING MARGINS:**

<b>COUNTRY</b>	<b>EXPORTER/PRODUCER</b>	<b>MARGIN</b>
<b>CHINA</b>	<b>Golden Dragon Precise Copper Tube Group, Inc./ Golden Dragon Precise Copper Tube Group, Inc.</b>	<b>11.25%</b>
	<b>Zhejiang Hailiang Co., Ltd.; Hong Kong Hailiang Metal Trading Limited; Shanghai Hailiang Copper Co., Ltd./ Zhejiang Hailiang Co. Ltd.; Shanghai Hailiang Copper Co., Ltd.</b>	<b>60.85%</b>
	<b>Separate Rate Respondents Exporter/Producer</b>	
	<b>Zhejiang Naile Copper Co., Ltd./ Zhejiang Naile Copper Co., Ltd.</b>	<b>36.05%</b>
	<b>Zhejiang Jiahe Pipes Inc./ Zhejiang Jiahe Pipes Inc.</b>	<b>36.05%</b>
	<b>Luvata Tube (Zhongshan) Ltd./ Luvata Tube (Zhongshan) Ltd.</b>	<b>36.05%</b>
	<b>Luvata Tube (Zhongshan) Ltd./ Luvata Alltop (Zhongshan) Ltd.</b>	<b>36.05%</b>
	<b>Luvata Alltop (Zhongshan) Ltd./ Luvata Alltop (Zhongshan) Ltd.</b>	<b>36.05%</b>
	<b>Ningbo Jintian Copper Tube Co. Ltd./ Ningbo Jintian Copper Tube Co. Ltd.</b>	<b>36.05%</b>
	<b>China-Wide</b>	<b>60.85%</b>

**FINAL DUMPING MARGINS:**

<b>COUNTRY</b>	<b>PRODUCER/EXPORTER</b>	<b>MARGIN</b>
<b>MEXICO</b>	<b>IUSA</b>	<b>24.89%</b>
	<b>NACOBRE</b>	<b>31.43%</b>
	<b>All Others Rate</b>	<b>28.16%</b>

**CASE CALENDAR:**

<b>EVENT</b>	<b>DEADLINE</b>
<b>Petitions Filed</b>	<b>September 30, 2009</b>
<b>Commerce Initiation Date</b>	<b>October 20, 2009</b>
<b>ITC Preliminary Determination</b>	<b>November 16, 2009</b>
<b>Commerce Preliminary Determinations</b>	<b>May 5, 2010</b>
<b>Commerce Final Determinations</b>	<b>September 24, 2010</b>
<b>ITC Final Determination</b>	<b>November 8, 2010</b>
<b>Issuance of Orders*</b>	<b>November 15, 2010</b>

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

**IMPORT STATISTICS:**

<b>CHINA</b>	<b>2007</b>	<b>2008</b>	<b>2009</b>
<b>Volume (metric tons)</b>	<b>41,000</b>	<b>50,000</b>	<b>42,000</b>
<b>Value (USD)</b>	<b>339,643,000</b>	<b>432,267,000</b>	<b>233,043,000</b>
<b>MEXICO</b>			
<b>Volume (metric tons)</b>	<b>34,000</b>	<b>32,000</b>	<b>22,000</b>
<b>Value (USD)</b>	<b>282,802,000</b>	<b>280,523,000</b>	<b>130,348,000</b>

**Source:** U.S. Bureau of Census, accessed through Global Trade Atlas (HTSUS 7411.10.1030 and 7411.10.1090). Subject merchandise may also be classifiable under the following additional HTSUS subheadings: 7407.10.1500, 7419.99.5050, 8415.90.8065, and 8415.90.8085. These additional HTSUS subheadings may include significant amounts of non-subject merchandise and, therefore, have not been used for purposes of reporting import statistics.