



## FACT SHEET

### **Commerce Preliminarily Finds Dumping of Certain Potassium Phosphate Salts from the People's Republic of China**

- On March 11, 2010, the Department of Commerce (Commerce) announced its preliminary determination in the antidumping duty (AD) investigation on imports of certain potassium phosphate salts from the People's Republic of China (China).
- For the purposes of AD investigations, dumping occurs when a foreign company sells a product in the United States at less than normal value.
- Commerce preliminarily determined that Chinese producers/exporters have sold potassium phosphate salts in the United States at 69.58 to 95.40 percent less than fair value.
- Mandatory respondents SD BNI (LYG) Co. Ltd. (SD BNI) and SiChuan Blue Sword Import & Export Co., Ltd. (SiChuan Blue Sword) failed to submit the information required and as a result, Commerce has preliminarily assigned both mandatory respondents a rate of 95.40 percent as part of the China-wide entity. Four companies qualified for a separate preliminary dumping margin of 69.58 percent. All other exporters will receive a preliminary China-wide rate of 95.40 percent.
- As a result of this preliminary determination, Commerce will instruct U.S. Customs and Border Protection to collect a cash deposit or bond based on these preliminary rates.
- The petitioners for this investigation are ICL Performance Products LP (MO) and Prayon, Inc. (GA).
- The products covered by this investigation are used in industrial and institutional cleaning products, fertilizers, and food additives, among other uses.
- The products covered by this investigation are currently classified in the Harmonized Tariff Schedule of the United States (HTSUS) under, but not limited to, the following categories: 2835.24.0000 and 2835.39.1000. While the HTSUS subheadings are provided for convenience and customs purposes, Commerce's written description of the subject merchandise governs the scope of this investigation.
- From 2006 to 2008, imports of certain potassium phosphate salts from China increased 228 percent by volume and were valued at an estimated \$16.4 million in 2008.

## NEXT STEPS

- Commerce is currently scheduled to make its final determination in July 2010.
- If Commerce makes an affirmative final determination, and the U.S. International Trade Commission makes an affirmative final determination that imports of certain potassium phosphate salts from China materially injure, or threaten material injury to, the domestic industry, Commerce will issue an AD order.

### Preliminary Dumping Rates:

<b>PRODUCER/EXPORTER</b>	<b>DUMPING RATE</b>
<b>SD BNI</b>	<b>95.40 %</b>
<b>SiChuan Blue Sword</b>	<b>95.40 %</b>
<b>SEPARATE RATE COMPANIES</b>	
<b>Snow-Apple Group Limited</b>	<b>69.58%</b>
<b>Wenda Co., Ltd.</b>	<b>69.58%</b>
<b>Yunnan Newswift Company Ltd.</b>	<b>69.58%</b>
<b>Tianjin Chengyi International Trading (Tianjin) Co., Limited</b>	<b>69.58%</b>
<b>China Wide</b>	<b>95.40%</b>

**CASE CALENDAR:**

<b>EVENT</b>	<b>DEADLINE</b>
<b>Petitions Filed</b>	<b>September 24, 2009</b>
<b>DOC Initiation Date</b>	<b>October 14, 2009</b>
<b>ITC Preliminary Determination</b>	<b>November 9, 2009</b>
<b>DOC Preliminary Determinations</b>	<b>March 10, 2010</b>
<b>DOC Final Determinations*</b>	<b>May 17, 2010</b>
<b>ITC Final Determination**</b>	<b>July 1, 2010</b>
<b>Issuance of Orders***</b>	<b>July 8, 2010</b>

\*These deadlines may be extended under the governing statute.

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

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

**IMPORT STATISTICS:**

<b>CHINA</b>	<b>2006</b>	<b>2007</b>	<b>2008</b>
<b>Volume (1,000 lbs)</b>	<b>8,296</b>	<b>8,647</b>	<b>18,953</b>
<b>Value (USD)</b>	<b>\$2,958,000</b>	<b>\$3,094,000</b>	<b>\$16,365,000</b>

Source: U.S. International Trade Commission (ITC) Dataweb available at <http://dataweb.usitc.gov>.