



## FACT SHEET

### Commerce Preliminarily Finds Dumping of Certain Steel Nails from the United Arab Emirates

- On October 28, 2011, the Department of Commerce (Commerce) announced its affirmative preliminary determination in the antidumping (AD) duty investigation of imports of certain steel nails (steel nails) from the United Arab Emirates (UAE).
- For the purposes of this AD investigation, dumping occurs when a foreign company sells a product in the United States at less than fair value.
- Commerce preliminarily determined that UAE producers/exporters have sold steel nails at margins ranging from 19.23 to 61.54 percent.
- Mandatory respondents Dubai Wire FZE and Precision Fasteners LLC received preliminary dumping rates of 27.73 percent and 19.23 percent, respectively. Mandatory respondent Tech Fast International Ltd. received a preliminary dumping rate of 61.54, which is based on adverse facts available because it did not respond to the AD questionnaire.
- All other UAE producers/exporters received the preliminary dumping rate of 23.48 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 petitioner for this investigation is Mid Continent Nail Corporation (MO).
- Products covered by this investigation are certain steel nails having a shaft length up to 12 inches. Certain steel nails include, but are not limited to, nails made of round wire and nails that are cut. Certain steel nails may be of one piece construction or constructed of two or more pieces. Certain steel nails may be produced from any type of steel, and have a variety of finishes, heads, shanks, point types, shaft lengths and shaft diameters. Finishes include, but are not limited to, coating in vinyl, zinc (galvanized, whether by electroplating or hot-dipping one or more times), phosphate cement, and paint. Head styles include, but are not limited to, flat, projection, cupped, oval, brad, headless, double, countersunk, and sinker. Shank styles include, but are not limited to, smooth, barbed, screw threaded, ring shank and fluted shank styles. Screw-threaded nails subject to this proceeding are driven using direct force and not by turning the fastener using a tool that engages with the head. Point styles include, but are not limited to, diamond, blunt, needle, chisel and no point. Certain steel nails may be sold in bulk, or they may be collated into strips or coils using materials such as plastic, paper, or wire.
- Certain steel nails subject to this investigation are currently classified under the Harmonized Tariff Schedule of the United States (HTSUS) subheadings 7317.00.55, 7317.00.65 and 7317.00.75. These HTSUS numbers are provided for convenience and customs purposes, the written description of the scope is dispositive.

- Excluded from the scope of this investigation are steel nails specifically enumerated and identified in ASTM Standard F 1667 (2005 revision) as Type I, Style 20 nails, whether collated or in bulk, and whether or not galvanized.
- Also excluded from the scope of this investigation are the following products:
  - non-collated (*i.e.*, hand-drive or bulk), two-piece steel nails having plastic or steel washers (“caps”) already assembled to the nail, having a bright or galvanized finish, a ring, fluted or spiral shank, an actual length of 0.500” to 8”, inclusive; an actual shank diameter of 0.1015” to 0.166”, inclusive; and an actual washer or cap diameter of 0.900” to 1.10”, inclusive;
  - non-collated (*i.e.*, hand-drive or bulk), steel nails having a bright or galvanized finish, a smooth, barbed or ringed shank, an actual length of 0.500” to 4”, inclusive; an actual shank diameter of 0.1015” to 0.166”, inclusive; and an actual head diameter of 0.3375” to 0.500”, inclusive, and whose packaging and packaging marking are clearly and prominently labeled “Roofing” or “Roof” nails;
  - wire collated steel nails, in coils, having a galvanized finish, a smooth, barbed or ringed shank, an actual length of 0.500” to 1.75”, inclusive; an actual shank diameter of 0.116” to 0.166”, inclusive; and an actual head diameter of 0.3375” to 0.500”, inclusive, and whose packaging and packaging marking are clearly and prominently labeled “Roofing” or “Roof” nails;
  - non-collated (*i.e.*, hand-drive or bulk), steel nails having a convex head (commonly known as an umbrella head), a smooth or spiral shank, a galvanized finish, an actual length of 1.75” to 3”, inclusive; an actual shank diameter of 0.131” to 0.152”, inclusive; and an actual head diameter of 0.450” to 0.813”, inclusive, and whose packaging and packaging marking are clearly and prominently labeled “Roofing” or “Roof” nails;
  - corrugated nails. A corrugated nail is made of a small strip of corrugated steel with sharp points on one side;
  - thumb tacks, which are currently classified under HTSUS 7317.00.10.00;
  - fasteners suitable for use in powder-actuated hand tools, not threaded and threaded, which are currently classified under HTSUS 7317.00.20 and 7317.00.30;
  - certain steel nails that are equal to or less than 0.0720 inches in shank diameter, round or rectangular in cross section, between 0.375 inches and 2.5 inches in length, and that are collated with adhesive or polyester film tape backed with a heat seal adhesive; and
  - fasteners having a case hardness greater than or equal to 50 HRC, a carbon content greater than or equal to 0.5 percent, a round head, a secondary reduced-diameter raised head section, a centered shank, and a smooth symmetrical point, suitable for use in gas-actuated hand tools.

- From 2008 to 2010, imports of certain steel nails from UAE increased 145 percent by volume. In 2010, imports of certain steel nails were valued at an estimated \$101.5 million.

**NEXT STEPS**

- Commerce is currently scheduled to make its final determination in March 2012.
- If Commerce makes an affirmative final determination, and the U.S. International Trade Commission (ITC) makes an affirmative final determination that imports of steel nails from the UAE materially injure, or threaten material injury to, the domestic industry, Commerce will issue an AD order. The ITC is scheduled to make its final injury determination on or about April 24, 2012.

**PRELIMINARY DUMPING RATES:**

<b>PRODUCER/EXPORTER</b>	<b>MARGIN</b>
<b>Dubai Wire FZE</b>	<b>27.73%</b>
<b>Precision Fasteners LLC</b>	<b>19.23%</b>
<b>Tech Fast International Ltd.</b>	<b>61.54%</b>
<b>All Others Rate</b>	<b>23.48%</b>

## CASE CALENDAR:

EVENT	AD INVESTIGATION
Petition Filed	March 31, 2011
DOC Initiation Date	April 20, 2011
ITC Preliminary Determination	May 16, 2011
DOC Preliminary Determination	October 27, 2011
DOC Final Determination*	March 12, 2012
ITC Final Determination**	April 24, 2012
Issuance of Order***	May 1, 2012

\*This deadline may be extended under the governing statute.

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

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

## IMPORT STATISTICS:

UAE	2008	2009	2010
Volume (metric tons)	44,000	58,000	108,000
Value (US\$)	63,157,000	50,179,000	101,507,000

Source: U.S. Bureau of Census, accessed through Global Trade Atlas. (HTSUS 7317.00.5502, 7317.00.5503, 7317.00.5505, 7317.00.5506, 7317.00.5507, 7317.00.5508, 7307.00.5510, 7307.00.5511, 7317.00.5518, 7317.00.5519, 7317.00.5520, 7317.00.5530, 7317.00.5540, 7317.00.5550, 7317.00.5560, 7317.00.5570, 7317.00.5580, 7317.00.5590, 7317.00.6530, 7317.00.6560, and 7317.00.7500. Some HTSUS subheadings include basket categories and may cover both subject and non-subject merchandise.