



FACT SHEET

Commerce Preliminarily Finds Dumping of Imports of Certain Oil Country Tubular Goods from India, the Philippines, Saudi Arabia, Taiwan, Thailand, Turkey, Ukraine, and Vietnam, and No Dumping of Imports of Certain Oil Country Tubular Goods from Korea

- On February 18, 2014, the Department of Commerce (Commerce) announced its affirmative preliminary determinations in the antidumping duty (AD) investigations of imports of certain oil country tubular goods (OCTG) from India, the Philippines, Saudi Arabia, Taiwan, Thailand, Turkey, Ukraine, and Vietnam, and negative preliminary determination in the AD investigation of imports of OCTG from Korea.
- The AD law provides U.S. businesses and workers with a transparent and internationally approved mechanism to seek relief from the market distorting effects caused by injurious dumping of imports into the United States, establishing an opportunity to compete on a level playing field.
- For the purpose of AD investigations, dumping occurs when a foreign company sells a product in the United States at less than its fair value.
- In the India investigation, the mandatory respondents, Jindal SAW Ltd and GVN Fuels Limited, received preliminary dumping margins of 55.29 percent and 0.00 percent, respectively. All other producers/exporters in India received a preliminary dumping margin of 55.29 percent.
- In the Korea investigation, the mandatory respondents, Hyundai HYSCO and NEXTEEL Co., Ltd., received a preliminary dumping margin of 0.00 percent. Given that this is a preliminary negative determination, no all others rate was calculated.
- In the Philippines investigation, the mandatory respondent, HLD Clark Steel Pipe Co., Inc., as well as all other producers/exporters in the Philippines, received a preliminary dumping margin of 8.90 percent.
- In the Saudi Arabia investigation, the mandatory respondent, Duferco SA, as well as all other producers/exporters in Saudi Arabia, received a preliminary dumping margin of 2.92 percent.
- In the Taiwan investigation, the mandatory respondents, Chung Hung Steel Corp. and Tension Steel Industries Co., Ltd., received preliminary dumping margins of 0.00 percent and 2.65 percent, respectively. All other producers/exporters in Taiwan received a preliminary dumping margin of 2.65 percent.
- In the Thailand investigation, the sole mandatory respondent, WSP Pipe Co., Ltd. (WSP), failed to answer Commerce's questionnaire and indicated that it would not be participating in the investigation. As a result, Commerce assigned WSP a dumping margin based on adverse inferences of 118.32 percent. Because the petition contained only one alleged dumping margin, all other producers/exporters in Thailand also received a preliminary dumping margin of 118.32 percent.

- In the Turkey investigation, the mandatory respondents, Borusan Mannesmann Boru Sanayi ve Ticaret and Borusan Istikbal Ticaret (collectively Borusan) and Çayirova Boru Sanayi ve Ticaret A.Ş. and Yücel Boru İthalat-İhracat ve Pazarlama A.Ş. (collectively Yücel), received preliminary dumping margins of 0.00 percent and 4.87 percent, respectively. All other producers/exporters in Turkey received a preliminary dumping margin of 4.87 percent.
- In the Ukraine investigation, the mandatory respondent, Interpipe Europe S.A., as well as all other producers/exporters in Ukraine, received a preliminary dumping margin of 5.31 percent.
- In the Vietnam investigation, mandatory respondent SeAH Steel VINA Corporation received a preliminary dumping margin of 9.57 percent. All other producers/exporters in Vietnam, including mandatory respondent Hot Rolling Pipe Co., Ltd. Vietnam, received a preliminary dumping margin of 111.47 percent.
- As a result of the preliminary affirmative determinations for India, the Philippines, Saudi Arabia, Taiwan, Thailand, Turkey, Ukraine, and Vietnam, Commerce will instruct U.S. Customs and Border Protection to require cash deposits based on the preliminary rates calculated in these investigations. As the preliminary determination for Korea is negative, we will not require cash deposits on OCTG from Korea.
- The petitioners for these investigations are United States Steel Corporation (PA), Maverick Tube Corporation (TX), Boomerang Tube LLC (MO), Energex Tube (IL), Northwest Pipe Company (WA), Tejas Tubular Products Inc. (TX), TMK IPSCO (TX), Vallourec Star, L.P. (TX), and Welded Tube USA, Inc. (NY). Maverick Tube Corporation and Vallourec Star, L.P., are not petitioners for the investigation of OCTG imports from Saudi Arabia.
- On December 18, 2013, petitioners timely filed allegations of critical circumstances in all cases except Saudi Arabia, Taiwan and Thailand. For India, we found that critical circumstances exist for Jindal SAW and did not find that critical circumstances for GVN and all others. For Vietnam, we made a negative critical circumstances determination for SeAH Steel VINA Corporation, but an affirmative determination for the Vietnam-wide entity. For Korea, the Philippines, Turkey, and Ukraine, we made negative critical circumstances determinations. In each instance where we found that affirmative critical circumstances exist, we will instruct CBP to impose provisional measures retroactively on entries of subject OCTG up to 90 days prior to these determinations.
- The products covered by the scope of these investigations are hollow steel products of circular cross-section, including oil well casing and tubing, of iron (other than cast iron) or steel (both carbon and alloy), whether seamless or welded, regardless of end finish (*e.g.*, whether or not plain end, threaded, or threaded and coupled), whether or not conforming to American Petroleum Institute (API) or non-API specifications, whether finished (including limited service OCTG products) or unfinished (including green tubes and limited service OCTG products), whether or not thread protectors are attached. The scope of the investigations also covers OCTG coupling stock.

Excluded from the scope of the investigations are: casing or tubing containing 10.5 percent or more by weight of chromium; drill pipe; unattached couplings; and unattached thread protectors.

The merchandise subject to the investigations is currently classified in the Harmonized Tariff Schedule of the United States (“HTSUS”) under item numbers: 7304.29.10.10, 7304.29.10.20, 7304.29.10.30, 7304.29.10.40, 7304.29.10.50, 7304.29.10.60, 7304.29.10.80, 7304.29.20.10, 7304.29.20.20, 7304.29.20.30, 7304.29.20.40, 7304.29.20.50, 7304.29.20.60, 7304.29.20.80, 7304.29.31.10, 7304.29.31.20, 7304.29.31.30, 7304.29.31.40, 7304.29.31.50, 7304.29.31.60, 7304.29.31.80, 7304.29.41.10, 7304.29.41.20, 7304.29.41.30, 7304.29.41.40, 7304.29.41.50, 7304.29.41.60, 7304.29.41.80, 7304.29.50.15, 7304.29.50.30, 7304.29.50.45, 7304.29.50.60, 7304.29.50.75, 7304.29.61.15, 7304.29.61.30, 7304.29.61.45, 7304.29.61.60, 7304.29.61.75, 7305.20.20.00, 7305.20.40.00, 7305.20.60.00, 7305.20.80.00, 7306.29.10.30, 7306.29.10.90, 7306.29.20.00, 7306.29.31.00, 7306.29.41.00, 7306.29.60.10, 7306.29.60.50, 7306.29.81.10, and 7306.29.81.50.

The merchandise subject to the investigations may also enter under the following HTSUS item numbers: 7304.39.00.24, 7304.39.00.28, 7304.39.00.32, 7304.39.00.36, 7304.39.00.40, 7304.39.00.44, 7304.39.00.48, 7304.39.00.52, 7304.39.00.56, 7304.39.00.62, 7304.39.00.68, 7304.39.00.72, 7304.39.00.76, 7304.39.00.80, 7304.59.60.00, 7304.59.80.15, 7304.59.80.20, 7304.59.80.25, 7304.59.80.30, 7304.59.80.35, 7304.59.80.40, 7304.59.80.45, 7304.59.80.50, 7304.59.80.55, 7304.59.80.60, 7304.59.80.65, 7304.59.80.70, 7304.59.80.80, 7305.31.40.00, 7305.31.60.90, 7306.30.50.55, 7306.30.50.90, 7306.50.50.50, and 7306.50.50.70.

- The HTSUS subheadings above are provided for convenience and customs purposes only. The written description of the scope of the investigations is dispositive.
- In 2013, imports of OCTG from India, Korea, the Philippines, Saudi Arabia, Taiwan, Thailand, Turkey, Ukraine, and Vietnam were valued at an estimated \$174.4 million, \$818 million, \$54.5 million, \$71.5 million, \$79.5 million, \$37 million, \$107.5 million, \$87.3 million, and \$110.2 million, respectively.

NEXT STEPS

- Commerce is scheduled to announce its final determinations on or about July 8, 2014. This deadline has already been fully extended.
- If Commerce makes affirmative final determinations, and the U.S. International Trade Commission (ITC) makes affirmative final determinations that imports of OCTG from India, Korea, the Philippines, Saudi Arabia, Taiwan, Thailand, Turkey, Ukraine, and/or Vietnam, materially injure, or threaten material injury to, the domestic industry, Commerce will issue AD orders. If either Commerce or the ITC’s final determinations are negative, no AD orders will be issued. The ITC will make its final injury determination in August 2014.

PRELIMINARY DUMPING MARGINS:

| COUNTRY | EXPORTER/PRODUCER | DUMPING MARGINS |
|----------------|--------------------------|------------------------|
| India | GVN Fuels Limited | 0.00% |
| | Jindal SAW Ltd | 55.29% |
| | All Others | 55.29% |

| COUNTRY | EXPORTER/PRODUCER | DUMPING MARGINS |
|----------------|--------------------------|------------------------|
| Korea | Hyundai HYSCO | 0.00% |
| | NEXTEEL Co., Ltd. | 0.00% |
| | All Others | N/A |

| COUNTRY | EXPORTER/PRODUCER | DUMPING MARGINS |
|--------------------|---------------------------------------|------------------------|
| Philippines | HLD Clark Steel Pipe Co., Inc. | 8.90% |
| | All Others | 8.90% |

| COUNTRY | EXPORTER/PRODUCER | DUMPING MARGINS |
|---------------------|--------------------------|------------------------|
| Saudi Arabia | Duferco SA | 2.92% |
| | All Others | 2.92% |

| COUNTRY | EXPORTER/PRODUCER | DUMPING MARGINS |
|----------------|---|------------------------|
| Taiwan | Chung Hung Steel Corp. | 0.00% |
| | Tension Steel Industries Co., Ltd. | 2.65% |
| | All Others | 2.65% |

| COUNTRY | EXPORTER/PRODUCER | DUMPING MARGINS |
|-----------------|---------------------------|------------------------|
| Thailand | WSP Pipe Co., Ltd. | 118.32% |
| | All Others | 118.32% |

| COUNTRY | EXPORTER/PRODUCER | DUMPING MARGINS |
|----------------|---|------------------------|
| Turkey | Borusan Mannesmann Boru Sanayi ve Ticaret and Borusan Istikbal Ticaret (collectively Borusan) | 0.00% |
| | Çayirova Boru Sanayi ve Ticaret A.Ş. and Yücel Boru İthalat-İhracat ve Pazarlama A.Ş. (collectively Yücel) | 4.87% |
| | All Others | 4.87% |

| COUNTRY | EXPORTER/PRODUCER | DUMPING MARGINS |
|----------------|------------------------------|------------------------|
| Ukraine | Interpipe Europe S.A. | 5.31% |
| | All Others | 5.31% |

| COUNTRY | EXPORTER/PRODUCER | DUMPING MARGINS |
|----------------|------------------------------------|------------------------|
| Vietnam | SeAH Steel VINA Corporation | 9.57% |
| | Vietnam-Wide Entity Rate | 111.47% |

CASE CALENDAR:

| EVENT | DATE |
|--|--------------------------|
| Petitions Filed | July 2, 2013 |
| DOC Initiation Date | July 22, 2013 |
| ITC Preliminary Determinations | August 16, 2013 |
| DOC Preliminary Determinations^{^*} | February 14, 2014 |
| DOC Final Determinations[^] | July 7, 2014 |
| ITC Final Determinations^{**} | August 21, 2014 |
| Issuance of Orders^{***^} | August 28, 2014 |

NOTE: Commerce preliminary and final determination deadlines are governed by statute. For AD investigations, the deadlines are set forth in sections 733(b) and 735(a) of the Tariff Act of 1930, as amended. These deadlines may be extended under certain circumstances.

[^] As explained in the Memorandum for the Record from Paul Piquado, Assistant Secretary for Enforcement and Compliance, "Deadlines Affected by the Shutdown of the Federal Government" (October 18, 2013), Commerce has exercised its discretion to toll deadlines for the duration of the closure of the Federal Government from October 1, through October 16, 2013. Therefore, all deadlines in these investigations have been extended by 16 days.

*Due to the closure of the Federal Government on February 13, 2014, Commerce completed these determinations on the next business day (*i.e.*, February 14, 2014). *See Notice of Clarification: Application of "Next Business Day" Rule for Administrative Determination Deadlines Pursuant to the Tariff Act of 1930, As Amended*, 70 FR 24533 (May 10, 2005).

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

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

IMPORT STATISTICS:

| INDIA | 2011 | 2012 | 2013 |
|----------------------|-------------|-------------|-------------|
| Volume (metric tons) | 131,100 | 138,900 | 139,100 |
| Value (USD) | 200,026,000 | 216,607,000 | 174,429,000 |
| KOREA | 2011 | 2012 | 2013 |
| Volume (metric tons) | 615,600 | 789,800 | 894,300 |
| Value (USD) | 686,278,000 | 831,127,000 | 817,997,000 |
| PHILIPPINES | 2011 | 2012 | 2013 |
| Volume (metric tons) | 21,700 | 63,300 | 66,500 |
| Value (USD) | 19,827,000 | 59,706,000 | 54,465,000 |
| SAUDI ARABIA | 2011 | 2012 | 2013 |
| Volume (metric tons) | 61,700 | 59,000 | 48,600 |
| Value (USD) | 96,280,000 | 99,922,000 | 71,543,000 |
| TAIWAN | 2011 | 2012 | 2013 |
| Volume (metric tons) | 87,500 | 96,700 | 102,200 |
| Value (USD) | 80,750,000 | 89,807,000 | 79,523,000 |
| THAILAND | 2011 | 2012 | 2013 |
| Volume (metric tons) | 5,600 | 28,900 | 30,600 |
| Value (USD) | 7,416,000 | 40,508,000 | 36,960,000 |
| TURKEY | 2011 | 2012 | 2013 |
| Volume (metric tons) | 127,700 | 137,500 | 121,400 |
| Value (USD) | 124,918,000 | 135,870,000 | 107,528,000 |
| UKRAINE | 2011 | 2012 | 2013 |
| Volume (metric tons) | 60,900 | 91,200 | 64,600 |
| Value (USD) | 97,363,000 | 129,598,000 | 87,264,000 |
| VIETNAM | 2011 | 2012 | 2013 |
| Volume (metric tons) | 51,400 | 199,600 | 131,400 |
| Value (USD) | 50,585,000 | 189,177,000 | 110,238,000 |

Source: U.S. Census Bureau, accessed through Global Trade Atlas. (HTSUS 7304.29.1010, 7304.29.1020, 7304.29.1030, 7304.29.1040, 7304.29.1050, 7304.29.1060, 7304.29.1080, 7304.29.2010, 7304.29.2020, 7304.29.2030, 7304.29.2040, 7304.29.2050, 7304.29.2060, 7304.29.2080, 7304.29.3110, 7304.29.3120, 7304.29.3130, 7304.29.3140, 7304.29.3150, 7304.29.3160, 7304.29.3180, 7304.29.4110, 7304.29.4120, 7304.29.4130, 7304.29.4140, 7304.29.4150, 7304.29.4160, 7304.29.4180, 7304.29.5015, 7304.29.5030, 7304.29.5045, 7304.29.5060, 7304.29.5075, 7304.29.6115, 7304.29.6130, 7304.29.6145, 7304.29.6160, 7304.29.6175, 7305.20.2000, 7305.20.4000, 7305.20.6000, 7305.20.8000, 7306.29.1030, 7306.29.1090, 7306.29.2000, 7306.29.3100, 7306.29.4100, 7306.29.6010, 7306.29.6050, 7306.29.8110, and 7306.29.8150). Some HTSUS subheadings may include basket categories and may cover both subject and non-subject merchandise. Subject merchandise may also enter under HTSUS 7304.39.0024, 7304.39.0028, 7304.39.0032, 7304.39.0036, 7304.39.0040, 7304.39.0044, 7304.39.0048, 7304.39.0052, 7304.39.0056, 7304.39.0062, 7304.39.0068, 7304.39.0072, 7304.39.0076, 7304.39.0080, 7304.59.6000, 7304.59.8015, 7304.59.8020, 7304.59.8025, 7304.59.8030, 7304.59.8035, 7304.59.8040, 7304.59.8045, 7304.59.8050, 7304.59.8055, 7304.59.8060, 7304.59.8065, 7304.59.8070, 7304.59.8080, 7305.31.4000, 7305.31.6090, 7306.30.5055, 7306.30.5090, 7306.50.5050, and 7306.50.5070, which may cover significant amounts of non-subject merchandise. Therefore these HTSUS subheadings have not been used for purposes of reporting import statistics.