
DOC Investigation Nos. A-570-058, A-428-845, A-533-873, A-475-837, A-580-892, A-441-801, C-570-059, C-533-874

ITC Investigation Nos. 701-TA-___ - ___ and 731-TA-

Total No. of Pages: 181

AD/CVD Operations

Petitioners' Business Proprietary Information for Which Proprietary Treatment Has Been Requested

Deleted from Pages 3, 19, 21-23, 26-29, Exhibit List, and Exhibits GEN-3 - GEN-5, and GEN-14 - GEN-17

PUBLIC VERSION

**BEFORE THE
INTERNATIONAL TRADE ADMINISTRATION OF THE
U.S. DEPARTMENT OF COMMERCE
AND THE
U.S. INTERNATIONAL TRADE COMMISSION**

**ANTIDUMPING AND COUNTERVAILING DUTY PETITION
VOLUME I
GENERAL AND INJURY SECTIONS**

**CERTAIN COLD-DRAWN MECHANICAL TUBING OF CARBON AND ALLOY STEEL
FROM THE PEOPLE'S REPUBLIC OF CHINA, THE FEDERAL REPUBLIC OF GERMANY,
INDIA, ITALY, THE REPUBLIC OF KOREA, AND SWITZERLAND**

PETITIONERS:

**ARCELORMITTAL TUBULAR PRODUCTS, MICHIGAN SEAMLESS TUBE, LLC, PTC
ALLIANCE CORP., WEBCO INDUSTRIES, INC., AND ZEKELMAN INDUSTRIES, INC.**

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section 202 of the Trade Act (19 U.S.C. § 2252). There have been no previous proceedings on cold-drawn mechanical tubing of carbon and alloy steel from China, Germany, India, Italy, Korea, or Switzerland.

E. Description of the Merchandise and Requested Scope of Investigation (19 C.F.R. § 351.202(b)(5))

1. Requested Scope of Investigation

The imported merchandise that Petitioners intend to cover in these investigations is described as follows:

The scope of this investigation covers cold-drawn mechanical tubing of carbon and alloy steel (“cold-drawn mechanical tubing”) of circular cross-section, in actual diameters less than 13 inches (less than 331 mm), and regardless of wall thickness, surface finish, end finish or industry specification. The subject cold-drawn mechanical tubing is a tubular product with a circular cross-sectional shape that has been cold-drawn or otherwise cold-finished after the initial tube formation in a manner that involves a change in the diameter or wall thickness of the tubing, or both. The subject cold-drawn mechanical tubing may be produced from either welded (e.g., electric resistance welded, continuous welded, etc.) or seamless (e.g., pierced, pilgered or extruded, etc.) carbon or alloy steel tubular products. It may also be heat treated after cold working (annealed, normalized, quenched and tempered, stress relieved or finish annealed). Typical cold-drawing methods for subject merchandise include, but are not limited to, drawing over mandrel, rod drawing, and sink drawing.

Subject cold-drawn mechanical tubing is typically certified to meet industry specifications for cold-drawn tubing including but not limited to:

(1) American Society for Testing and Materials (ASTM) or American Society of Mechanical Engineers (ASME) specifications ASTM A-512, ASTM A-513 Type 3 (ASME SA513 Type 3), ASTM A-513 Type 4 (ASME SA513 Type 4), ASTM A-513 Type 5 (ASME SA513 Type 5), ASTM A-513 Type 6 (ASME SA513 Type 6), ASTM A-519 (cold-finished);

(2) SAE International (Society of Automotive Engineers) specifications SAE J524, SAE J525, SAE J2833, SAE J2614, SAE J2467, SAE J2435, SAE J2613;

(3) Aerospace Material Specification (AMS) AMS T-6736 (AMS 6736), AMS 6371, AMS 5050, AMS 5075, AMS 5062, AMS 6360, AMS 6361, AMS 6362, AMS 6371, AMS 6372, AMS 6374, AMS 6381, AMS 6415;

(4) United States Military Standards (MIL) MIL -T-5066 and MIL-T-6736;

(5) foreign standards equivalent to one of the previously listed ASTM, ASME, SAE, AMS or MIL specifications including but not limited to:

(a) German Institute for Standardization (DIN) specifications DIN 2391-2, DIN 2393-2, DIN 2394-2;

(b) European Standards (EN) EN 10305-1, EN 10305-2, EN 10305-4, EN 10305-6 and European national variations on those standards (e.g., British Standard (BS EN), Irish Standard (IS EN) and German Standard (DIN EN) variations, etc.);

(c) Japanese Industrial Standard (JIS) JIS G 3441 and JIS G 3445; and

(6) proprietary standards that are based on one of the above-listed standards.

The subject cold-drawn mechanical tubing may also be dual or multiple certified to more than one standard.

Steel products included in the scope of this investigation are products in which: (1) iron predominates, by weight, over each of the other contained elements; and (2) the carbon content is 2 percent or less by weight.

For purposes of this scope, the place of cold-drawing determines the country of origin of the subject merchandise. Subject merchandise that is subject to minor working in a third country that occurs after drawing in one of the subject countries including, but not limited to, heat treatment, cutting to length, straightening, nondestruction testing, deburring or chamfering, remains within the scope of the investigation.

All products that meet the written physical description are within the scope of this investigation unless specifically excluded or covered by the scope of an existing order. Merchandise that meets the physical description of cold-drawn mechanical tubing above is within the scope of the investigation even if it is also dual or multiple certified to an otherwise excluded specification listed below. The following products are outside of, and/or specifically excluded from, the scope of this investigation:

(1) cold-drawn stainless steel tubing, containing 10.5 percent or more of chromium by weight and not more than 1.2 percent of carbon by weight;

(2) products certified to one or more of the ASTM, ASME or American Petroleum Institute (API) specifications listed below:

- ASTM A-53;
- ASTM A-106;
- ASTM A-179 (ASME SA 179);
- ASTM A-192 (ASME SA 179);
- ASTM A-209 (ASME SA 209);
- ASTM A-210 (ASME SA 210);
- ASTM A-213 (ASME SA 213);
- ASTM A-334 (ASME SA 334);
- ASTM A-423 (ASME SA 423);
- ASTM A-498;
- ASTM A-496 (ASME SA 496);
- ASTM A-199;
- ASTM A-500;
- ASTM A-556;
- ASTM A-565;

- API 5L; and
- API 5CT

except that any cold-drawn tubing product certified to one of the above excluded specifications will not be excluded from the scope if it is also dual- or multiple-certified to any other specification that otherwise would fall within the scope of this investigation.

The products subject to the investigation are currently classified in the Harmonized Tariff Schedule of the United States (HTSUS) under item numbers: 7304.31.3000, 7304.31.6050, 7304.51.1000, 7304.51.5005, 7304.51.5060, 7306.30.5015, 7306.30.5020, 7306.50.5030. The HTSUS subheadings above are provided for convenience and customs purposes only. The written description of the scope of the investigation is dispositive.

2. Production Description

The merchandise covered by these investigations is certain cold-drawn mechanical tubing of carbon and alloy steel. The subject cold-drawn mechanical tubing is a tubular product with a circular cross-sectional shape that has been cold-drawn or otherwise cold-finished in a manner that involves a change in the diameter, wall thickness, or both. The subject cold-drawn mechanical tubing may be produced from either welded (e.g., electric resistance welded, continuous welded, etc.) or seamless (e.g., pierced, pilgered or extruded, etc.) carbon or alloy steel tubular products. It may also be heat treated after cold working (annealed, normalized, quenched and tempered, stress relieved or finish annealed). Typical cold-drawing methods for subject merchandise include, but are not limited to, drawing over mandrel, rod drawing, and sink drawing. Having been produced via cold-drawing is an essential characteristic of the subject merchandise.

3. Technical Characteristics, Production Process, and Uses

The subject cold-drawn mechanical tubing has unique physical characteristics imparted by the cold drawing process that differentiate it from the as welded or seamless tubing products from

description of the merchandise is dispositive of the scope. The most favored nation rate of duty applicable to cold-drawn mechanical tubing entering the United States under the identified HTSUS subheadings is free.

F. Names of the Subject Countries and Any Intermediate Country Through Which the Merchandise is Transshipped (19 C.F.R. § 351.202(b)(6))

The cold-drawn mechanical tubing that is the subject of these Petitions is produced in and exported from China, Germany, India, Italy, Korea, and Switzerland. Petitioners have no knowledge that the subject merchandise is currently being transshipped through any third country to the United States.

G. Producers and Exporters of the Subject Merchandise (19 C.F.R. § 351.202(b)(7)(i)(A))

A list of known producers and exporters of cold-drawn mechanical tubing from China, Germany, India, Italy, Korea, and Switzerland is provided in **Exhibit GEN-11**. In compiling this exhibit, Petitioners relied upon market information as well as information from Datamyne, PIERS, and additional research of publicly-available sources. Information reasonably available to Petitioners generally does not allow the identification of the proportion of total exports to the United States accounted for during the most recent 12-month period by the producers listed in this exhibit. That information is available to the Department from U.S. Customs & Border Protection. Petitioners believe, however, that the companies listed in **Exhibit GEN-11** account for virtually all exports of the subject merchandise to the United States from the subject countries. Petitioners have supplied all information reasonably available. To the extent specific contact information is not available, Petitioners so indicated.

H. Volume and Value of Imports (19 C.F.R. § 351.202(b)(8))

The volume and value of U.S. imports of cold-drawn mechanical tubing from each subject country are presented at **Exhibit GEN-12** for calendar years 2014, 2015, and 2016.² The source for these data is the official import statistics published by the U.S. Department of Commerce.

I. Names and Addresses of U.S. Importers (19 C.F.R. §§ 207.11(b)(2)(iii), 351.202(b)(9))

Based on information reasonably available to Petitioners, a list of known and suspected importers of cold-drawn mechanical tubing from the subject countries is provided in **Exhibit GEN-13**. Petitioners believe, however, that there may be a number of importers of mechanical tubing from the subject countries that cannot be identified from publicly-available information. Accordingly, Petitioners respectfully request that the Department obtain this information from U.S. Customs & Border Protection, as Petitioners do not have access to that proprietary information.

II. INFORMATION RELATED TO SALES AT LESS THAN FAIR VALUE AND COUNTERAVAILABLE SUBSIDIES

Information related to allegations of less-than-fair-value sales from China, Germany, India, Italy, Korea, and Switzerland is provided in Volumes II, IV to V, and VII to IX of these Petitions. See Petition Volumes II, IV to V, and VII to IX. Information related to the countervailable subsidies provided by the Governments of China and India with respect to the manufacture, production, and export of cold-drawn mechanical tubing is provided in Volumes III and VI, respectively, of these Petitions. See Petition Volumes III and VI.

² Import information was obtained through the Commission's DataWeb service using a query for customs value and first unit of quantity of imports from the subject countries of the HTSUS numbers identified in Section I.E.4 above.