

INTERNATIONAL TRADE COMMISSION

[Investigation Nos. 701–TA–662 and 731–TA–1554 (Final)]

Pentafluoroethane (R–125) From China Determinations

On the basis of the record¹ developed in the subject investigations, the United States International Trade Commission (“Commission”) determines, pursuant to the Tariff Act of 1930 (“the Act”), that an industry in the United States is materially injured by reason of imports of pentafluoroethane (“R–125”) from China, provided for in subheading 2903.44.10 of the Harmonized Tariff Schedule of the United States, that have been found by the U.S. Department of Commerce (“Commerce”) to be sold in the United States at less than fair value (“LTFV”), and to be subsidized by the government of China.^{2 3 4}

Background

The Commission instituted these investigations effective January 12, 2021, following receipt of petitions filed with the Commission and Commerce by Honeywell International, Inc., Charlotte, North Carolina. The final phase of the investigations was scheduled by the Commission following notification of preliminary determinations by Commerce that imports of R–125 from China were subsidized within the meaning of section 703(b) of the Act (19 U.S.C. 1671b(b)) and sold at LTFV within the meaning of 733(b) of the Act (19 U.S.C. 1673b(b)). Notice of the scheduling of the final phase of the Commission’s investigations and of a public hearing to be held in connection therewith was given by posting copies of the notice in the Office of the Secretary, U.S. International Trade Commission, Washington, DC, and by publishing the notice in the **Federal Register** on September 7, 2021 (86 FR 50171).⁵ The Commission conducted its hearing on December 14, 2021. All persons who requested the opportunity were permitted to participate.

The Commission made these determinations pursuant to §§ 705(b) and 735(b) of the Act (19 U.S.C. 1671d(b) and 19 U.S.C. 1673d(b)). It

completed and filed its determinations in these investigations on February 23, 2022. The views of the Commission are contained in USITC Publication 5281 (February 2022), entitled *Pentafluoroethane (R–125) from China: Investigation Nos. 701–TA–662 and 731–TA–1554 (Final)*.

By order of the Commission.

Issued: February 24, 2022.

Lisa Barton,

Secretary to the Commission.

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INTERNATIONAL TRADE COMMISSION

[Investigation No. 731–TA–1314 (Review)]

Phosphor Copper From Korea; Institution of a Five-Year Review

AGENCY: United States International Trade Commission.

ACTION: Notice.

SUMMARY: The Commission hereby gives notice that it has instituted a review pursuant to the Tariff Act of 1930 (“the Act”), as amended, to determine whether revocation of the antidumping duty order on phosphor copper from Korea would be likely to lead to continuation or recurrence of material injury. Pursuant to the Act, interested parties are requested to respond to this notice by submitting the information specified below to the Commission.

DATES: Instituted March 1, 2022. To be assured of consideration, the deadline for responses is March 31, 2022. Comments on the adequacy of responses may be filed with the Commission by May 13, 2022.

FOR FURTHER INFORMATION CONTACT: Nitin Joshi (202–708–1669), Office of Investigations, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436. Hearing-impaired persons can obtain information on this matter by contacting the Commission’s TDD terminal on 202–205–1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202–205–2000. General information concerning the Commission may also be obtained by accessing its internet server (<https://www.usitc.gov>). The public record for this proceeding may be viewed on the Commission’s electronic docket (EDIS) at <https://edis.usitc.gov>.

SUPPLEMENTARY INFORMATION:

Background.—On April 24, 2017, the Department of Commerce (“Commerce”) issued an antidumping duty order on imports of phosphor copper from Korea (82 FR 18893). The Commission is conducting a review pursuant to section 751(c) of the Act, as amended (19 U.S.C. 1675(c)), to determine whether revocation of the order would be likely to lead to continuation or recurrence of material injury to the domestic industry within a reasonably foreseeable time. Provisions concerning the conduct of this proceeding may be found in the Commission’s Rules of Practice and Procedure at 19 CFR part 201, subparts A and B, and 19 CFR part 207, subparts A and F. The Commission will assess the adequacy of interested party responses to this notice of institution to determine whether to conduct a full review or an expedited review. The Commission’s determination in any expedited review will be based on the facts available, which may include information provided in response to this notice.

Definitions.—The following definitions apply to this review: (1) *Subject Merchandise* is the class or kind of merchandise that is within the scope of the five-year review, as defined by Commerce. (2) *The Subject Country* in this review is Korea. (3) *The Domestic Like Product* is the domestically produced product or products which are like, or in the absence of like, most similar in characteristics and uses with, the *Subject Merchandise*. In its original determination, the Commission defined a single *Domestic Like Product* consisting of phosphor copper, coextensive with Commerce’s scope. (4) *The Domestic Industry* is the U.S. producers as a whole of the *Domestic Like Product*, or those producers whose collective output of the *Domestic Like Product* constitutes a major proportion of the total domestic production of the product. In its original determination, the Commission defined the *Domestic Industry* as consisting of all domestic producers of phosphor copper. (5) *The Order Date* is the date that the antidumping duty order under review became effective. In this review, the *Order Date* is April 24, 2017. (6) An *Importer* is any person or firm engaged, either directly or through a parent company or subsidiary, in importing the *Subject Merchandise* into the United States from a foreign manufacturer or through its selling agent.

Participation in the proceeding and public service list.—Persons, including industrial users of the *Subject Merchandise* and, if the merchandise is sold at the retail level, representative

¹ The record is defined in § 207.2(f) of the Commission’s Rules of Practice and Procedure (19 CFR 207.2(f)).

² 87 FR 1110 and 87 FR 1117 (January 10, 2022).

³ Commissioner David S. Johanson dissenting.

⁴ The Commission also finds that imports subject to Commerce’s affirmative critical circumstances determination are not likely to undermine seriously the remedial effect of the countervailing and antidumping duty orders on R–125 from China.

⁵ As revised by 86 FR 72619 (December 22, 2021).