



UNITED STATES INTERNATIONAL TRADE COMMISSION

WASHINGTON, DC 20436

August 5, 2004

TO: Interested Parties -- Commercial Availability Reviews

FROM: Jackie W. Jones, Program Manager for
Commercial Availability Reviews
(202-205-3466; jackie.jones@usitc.gov)

SUBJECT: Commercial Availability Review on Apparel of Cotton Flannel Fabrics of
Yarns of Different Colors (Investigation No. 332-458-010)

The U.S. International Trade Commission has initiated a review to provide advice concerning re-submission of three petitions filed under the “commercial availability” provision of the United States-Caribbean Basin Trade Partnership Act (CBTPA) on apparel of woven, 100-percent cotton, flannel fabrics. Each petition alleges that a specific cotton flannel fabric of yarns of different colors cannot be supplied by the domestic industry in commercial quantities in a timely manner. Specifications for each fabric may be found on the website of the U.S. Department of Commerce, Office of Textiles and Apparel, at <http://otexa.ita.doc.gov/fr2004/comav25.htm>

The three petitions were filed on behalf of Picacho, S.A., by Sandler, Travis, and Rosenberg, P.A., and received by the Committee for the Implementation of Textile Agreements (CITA) on July 30, 2004. The three fabrics covered by the petitions were part of a group of 12 petitions submitted by the petitioner and received by CITA on July 14, 2004. On July 28, 2004, CITA received a letter from Sandler, Travis, and Rosenberg, P.A. withdrawing the three petitions, stating that these petitions contain “minor but significant errors with regard to the coloration of the fibers and yarns of each fabric.”

The Commission will conduct one review for all three petitions and will provide probable economic advice in the review for each of the three flannel fabrics separately under its investigation No. 332-458, *Commercial Availability of Apparel Inputs (2004): Effect of Providing Preferential Treatment to Apparel Imported from Sub-Saharan African, Caribbean Basin, and Andean Countries*, instituted at the request of the United States Trade Representative (USTR). The advice concerns the probable economic effect on U.S. producers, workers, and consumers of granting duty-free and quota-free treatment to apparel made in eligible countries from the specified fabrics, regardless of the source of the fabrics, should CITA determine that the fabrics cannot be supplied by the domestic industry in commercial quantities in a timely manner. The Commission will submit its advice to USTR in a classified report by September 9,

2004, and issue a public version of it soon thereafter.

The Commission invites interested parties to submit written statements (original and 3 copies) concerning issues to be addressed by the Commission in this review by August 13, 2004. Information on procedures for submitting written statements to the Commission can be found in its notice of investigation, which was published in the *Federal Register* of February 9, 2004 (69 F.R. 6003) and posted on its website at <http://www.usitc.gov/invfrn.htm#332>.

Further information on this review can be obtained from Kimberlie Freund (202-708-5402; kimberlie.freund@usitc.gov); and Heidi Colby-Oizumi (202-205-3391); heidi.colby@usitc.gov. Information on the commercial availability investigation of the Commission can be obtained from its Program Manager (see above) and from its website at www.usitc.gov/332s/shortsup/shortsupintro.htm. Information on commercial availability requests is also available from the U.S. Department of Commerce, which chairs CITA, on the website of its Office of Textiles and Apparel at <http://otexa.ita.doc.gov/CA.htm>