



NEWS

United States International Trade Commission • Office of External Relations • Washington, DC 20436

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10-065
Inv. No. 731-TA-44 (Third Review)

USITC MAKES DETERMINATION IN FIVE-YEAR (SUNSET) REVIEW CONCERNING SORBITOL FROM FRANCE

The U.S. International Trade Commission (USITC) today determined that revoking the existing antidumping duty order on sorbitol from France would not be likely to lead to continuation or recurrence of material injury within a reasonably foreseeable time.

As a result of the Commission’s negative determination, the existing order on imports of this product from France will be revoked.

All six Commissioners voted in the negative.

Today’s action comes under the five-year (sunset) review process required by the Uruguay Round Agreements Act. See the attached page for background on this five-year (sunset) review.

The Commission’s public report *Sorbitol from France* (Inv. No. 731-TA-44 (Third Review), USITC Publication 4164, June 2010) will contain the views of the Commission and information developed during the review.

Copies may be requested after July 19, 2010, by emailing pubrequest@usitc.gov, calling 202-205-2000, or writing to the Office of the Secretary, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436. Requests may be made by fax at 202-205-2104.

BACKGROUND

The Uruguay Round Agreements Act requires the Department of Commerce to revoke an antidumping or countervailing duty order, or terminate a suspension agreement, after five years unless the Department of Commerce and the USITC determine that revoking the order or terminating the suspension agreement would be likely to lead to continuation or recurrence of dumping or subsidies (Commerce) and of material injury (USITC) within a reasonably foreseeable time.

The Commission's institution notice in five-year reviews requests that interested parties file responses with the Commission concerning the likely effects of revoking the order under review as well as other information. Generally within 95 days from institution, the Commission will determine whether the responses it has received reflect an adequate or inadequate level of interest in a full review. If responses to the USITC's notice of institution are adequate, or if other circumstances warrant a full review, the Commission conducts a full review, which includes a public hearing and issuance of questionnaires.

The Commission generally does not hold a hearing or conduct further investigative activities in expedited reviews. Commissioners base their injury determination in expedited reviews on the facts available, including the Commission's prior injury and review determinations, responses received to its notice of institution, data collected by staff in connection with the review, and information provided by the Department of Commerce.

The five-year (sunset) review concerning *Sorbitol from France* was instituted on July 1, 2009.

On October 6, 2009, the Commission voted to conduct a full review. Chairman Shara L. Aranoff, Vice Chairman Daniel R. Pearson, and Commissioners Deanna Tanner Okun and Charlotte R. Lane found that the domestic group response was adequate and the respondent group response was inadequate, but that circumstances warranted a full review. Commissioners Irving A. Williamson and Dean A. Pinkert found that the domestic group response was adequate and the respondent group response was inadequate and voted for an expedited review.

A record of the Commission's vote to conduct a full review is available from the Office of the Secretary, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436. Requests may be made by telephone by calling 202-205-1802.