

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC

Investigation Nos. 731-TA-1207-1209 (Preliminary)

PRESTRESSED CONCRETE STEEL RAIL TIE WIRE FROM CHINA, MEXICO, AND THAILAND

DETERMINATIONS

On the basis of the record¹ developed in the subject investigations, the United States International Trade Commission (Commission) determines, pursuant to section 733(a) of the Tariff Act of 1930 (19 U.S.C. § 1673b(a)) (the Act), that there is a reasonable indication that an industry in the United States is materially injured by reason of imports from China, Mexico, and Thailand of prestressed concrete steel rail tie wire, provided for in subheading 7217.10.80 of the Harmonized Tariff Schedule of the United States, that are alleged to be sold in the United States at less than fair value (LTFV).

COMMENCEMENT OF FINAL PHASE INVESTIGATIONS

Pursuant to section 207.18 of the Commission's rules, the Commission also gives notice of the commencement of the final phase of its investigations. The Commission will issue a final phase notice of scheduling, which will be published in the *Federal Register* as provided in section 207.21 of the Commission's rules, upon notice from the Department of Commerce (Commerce) of affirmative preliminary determinations in the investigations under section 733(b) of the Act, or, if the preliminary determinations are negative, upon notice of affirmative final determinations in those investigations under section 735(a) of the Act. Parties that filed entries of appearance in the preliminary phase of these investigations need not enter a separate appearance for the final phase of the investigations. Industrial users, and, if the merchandise under investigation is sold at the retail level, representative consumer organizations have the right to appear as parties in Commission antidumping and countervailing duty investigations. The Secretary will prepare a public service list containing the names and addresses of all persons, or their representatives, who are parties to the investigations.

BACKGROUND

On April 23, 2013, a petition was filed with the Commission and Commerce by Davis Wire Corp. of Kent, WA and Insteel Wire Product Co. of Mount Airy, NC, alleging that an industry in the United States is materially injured or threatened with material injury by reason of LTFV imports of prestressed concrete steel rail tie wire from China, Mexico, and Thailand. Accordingly, effective April 23, 2013, the Commission instituted antidumping duty investigation Nos. 731-TA-1207-1209 (Preliminary).

Notice of the institution of the Commission's investigations and of a public conference 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* of April 30, 2013 (78 FR 25303). The conference was held in Washington, DC, on May 14, 2013, and all persons who requested the opportunity were permitted to appear in person or by counsel.

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

The Commission filed its determinations on the agency's electronic document information system (EDIS) on June 14, 2013. The views of the Commission are contained in USITC Publication 4397 (June 2013), entitled *Prestressed Concrete Steel Rail Tie Wire from China, Mexico, and Thailand: Investigation Nos. 731-TA-1207-1209 (Preliminary)*.

By order of the Commission.

A handwritten signature in black ink, appearing to read 'Lisa R. Barton', with a large, stylized flourish at the end.

Lisa R. Barton
Acting Secretary to the Commission

Issued: June 14, 2013