

UNITED STATES INTERNATIONAL TRADE COMMISSION

In the Matter of:) Investigation Nos.:
UNCOATED GROUNDWOOD PAPER FROM) 701-TA-584 AND 731-TA-1382
CANADA) (PRELIMINARY)
AND)
CRYSTALLINE SILICON PHOTOVOLTAIC) TA-201-75
CELLS (WHETHER OR NOT PARTIALLY OR) (INJURY)
FULLY ASSEMBLED INTO OTHER PRODUCTS)

Pages: 1 - 11
Place: Washington, D.C.
Date: Friday, September 22, 2017



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1 THE UNITED STATES INTERNATIONAL TRADE COMMISSION

2 In the Matter of:) Investigation Nos.:

3 UNCOATED GROUNDWOOD) 701-TA-584 and 731-TA-1382

4 PAPER FROM CANADA) (Preliminary)

5 AND)

6 CRYSTALLINE SILICON) Investigation Nos.:

7 PHOTOVOLTAIC CELLS) TA-201-75

8 (Whether or Not Partially or) (Injury)

9 Fully Assembled into Other)

10 Products))

11

12 Friday, September 22, 2017

13 Main Hearing Room (Room 101)

14 U.S. International

15 Trade Commission

16 500 E Street, S.W.

17 Washington, D.C.

18 The meeting, commenced, pursuant to notice, at

19 11:00 a.m., before the Commissioners of the United States

20 International Trade Commission, the Honorable Rhonda K.

21 Schmidtlein, presiding.

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1 APPEARANCES:

2 On behalf of the International Trade Commission:

3 Commissioners:

4 RHONDA K. SCHMIDTLEIN, CHAIRMAN

5 DAVID S. JOHANSON, VICE CHAIRMAN

6 IRVING A. WILLIAMSON, COMMISSIONER

7 MEREDITH M. BROADBENT, COMMISSIONER

8

9 Staff:

10 CALVIN CHANG, INVESTIGATOR

11 VINCENT HONNOLD, INTERNATIONAL TRADE ANALYST

12 AMELIA PREECE, INTERNATIONAL ECONOMIST

13 CHARLES YOST, ACCOUNTANT/AUDITOR

14 MICHAEL HALDENSTEIN, ATTORNEY/ADVISOR

15 ELIZABETH HAINES, SUPERVISORY INVESTIGATOR

16

17 MARY MESSER, INVESTIGATOR

18 DEBORAH MCNAY, INTERNATIONAL TRADE ANALYST

19 CINDY COHEN, INTERNATIONAL ECONOMIST

20 DAVID BOYLAND, ACCOUNTANT/AUDITOR

21 MARY JANE ALVES, ATTORNEY/ADVISOR

22 MICHAEL ANDERSON, DIRECTOR, OFFICE OF INVESTIGATIONS

23

24 LISA R. BARTON, SECRETARY TO THE COMMISSION

25 SHARON BELLAMY, RECORDS MANAGEMENT SPECIALIST

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1 P R O C E E D I N G S

2 (11:00 a.m.)

3 MS.BARTON: Will the room please come to order.
4 Also, no recording of the meeting will be permitted, except
5 by credentialed broadcast news organizations and no live
6 transmission through any device will be permitted. We do
7 not allow the use of cellphones in the Main Hearing room
8 during a proceeding. Thank you.

9 CHAIRMAN SCHMIDTLEIN: Good morning. This
10 meeting of the U.S. International Trade Commission will now
11 come to order. I understand that there are no agendas for
12 future meetings, minutes, ratification lists or outstanding
13 action jackets to consider.

14 Next we turn to the vote in the Preliminary phase
15 of investigation numbers 701-TA-584 and 731-TA-1382,
16 concerning imports of Uncoated Groundwood Paper from
17 Canada.

18 Welcome to Ms. Haines and the staff who
19 participated in these investigations. Are there any
20 questions for the staff?

21 (No response.)

22 CHAIRMAN SCHMIDTLEIN: Are there any additions or
23 corrections to the staff report?

24 MS. HAINES: Elizabeth Haines, revisions are
25 contained in the memo INV-PP-123.

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1 CHAIRMAN SCHMIDTLEIN: Is there any objection to
2 approval of the staff report as revised?

3 (No response.)

4 CHAIRMAN SCHMIDTLEIN: Hearing none, it is
5 approved.

6 Madam Secretary, will you please call the roll?

7 MS. BARTON: Thank you Madam Chairman.
8 Commissioner Broadbent?

9 COMMISSIONER BROADBENT: I vote in the
10 affirmative.

11 MS. BARTON: Commissioner Williamson?

12 COMMISSIONER WILLIAMSON: I vote in the
13 affirmative.

14 MS. BARTON: Commissioner Johanson?

15 COMMISSIONER JOHANSON: I vote in the
16 affirmative.

17 MS. BARTON: Commissioner Schmidtlein?

18 COMMISSIONER SCHMIDTLEIN: I vote in the
19 affirmative.

20 MS. BARTON: Madam Chairman, the Commission has
21 reached an affirmative determination.

22 CHAIRMAN SCHMIDTLEIN: Thank you, Madam
23 Secretary.

24 Further information regarding these
25 determinations will be in the press release. Views of the

1 Commission currently are scheduled to be completed and
2 filed on October 2, 2017.

3 Thank you again to all the staff who participated
4 in these investigations.

5 We will now pause for a moment while we change
6 staff for the next vote.

7 (Pause.)

8 CHAIRMAN SCHMIDTLEIN: Next we turn to the vote
9 in the injury phase of the Safeguard investigation number
10 TA-201-75 concerning imports of Crystalline Silicon
11 Photovoltaic Cells, whether or not partially or fully
12 assembled into other products.

13 Welcome to Mr. Anderson and the staff who
14 participated in this investigation.

15 I want to take a moment to thank his team for the
16 tremendous effort and outstanding work that they've done.
17 This is the first Section 201 Safeguard investigation at
18 the Commission in over 15 years, and I know that for many
19 of you, and I'll include myself in this, there has been a
20 steep learning curve.

21 I know that there has been an exceptionally large
22 volume of data to deal with in this case, as demonstrated
23 by the staff report that is over 500 pages long. So again I
24 want to thank you all for your hard work on this case.

25 Are there any questions for the staff?

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1 (No response.)

2 CHAIRMAN SCHMIDTLEIN: Are there any additions or
3 corrections to the staff report?

4 MR. ANDERSON: Madam Chairman, no corrections or
5 additions to the staff report.

6 CHAIRMAN SCHMIDTLEIN: Is there any objection to
7 approval of the staff report?

8 (No response.)

9 CHAIRMAN SCHMIDTLEIN: Hearing none, it is
10 approved.

11 Before we call the roll, I want to remind
12 everyone that the determination the Commission is making
13 today, is whether CSPV cells, whether or not partially or
14 fully assembled into other products, are being imported
15 into the United States in such increased quantities as to
16 be a substantial cause of serious injury or threat thereof
17 to the domestic industry, producing an article like or
18 directly competitive with the imported article.

19 If a Commissioner reaches an affirmative
20 determination with respect to overall injury, there are
21 some additional findings required by the implementing
22 statutes of certain U.S. free trade agreements.

23 To the extent that a Commissioner votes in the
24 affirmative this morning, with regard to injury overall,
25 the Commissioner may also choose to announce their findings

1 with respect to certain FTA countries.

2 Madam Secretary, will you please call the roll?

3 MS. BARTON: Thank you Madam Chairman.

4 Commissioner Schmidtlein?

5 COMMISSIONER SCHMIDTLEIN: I vote in the
6 affirmative and determine that CSPV cells whether or not
7 partially or fully assembled into other products, are being
8 imported into the United States in such increased
9 quantities as to be a substantial cause of serious injury
10 to the domestic industry.

11 With respect to the NAFTA countries, I find that
12 imports from Canada and Mexico each account for a
13 substantial share of total imports and contribute
14 importantly to the serious injury caused by imports.

15 With respect to Korea, I find that imports from
16 Korea are a substantial cause of serious injury or threat
17 thereof. With respect to imports from all other relevant
18 FTA partners, I find that those imports are not a
19 substantial cause of injury or threat thereof.

20 MS. BARTON: Commissioner Johanson?

21 COMMISSIONER JOHANSON: I vote in the affirmative
22 and determine that Crystalline Silicon Photovoltaic Cells
23 or CSPV cells whether or not partially or fully assembled
24 into other products are being imported into the United
25 States in such increased quantities as to be a substantial

1 cause of serious injury to the domestic industry producing
2 an article like or directly competitive with the imported
3 article.

4 With respect to the North American Free Trade
5 Agreement countries, I make an affirmative finding with
6 respect to imports from Mexico, and a negative finding with
7 respect to imports from Canada.

8 With respect to imports from Korea, I make an
9 affirmative finding. With respect to imports from
10 Australia, the Dominican Republic, Central American Free
11 Trade Agreement countries: Columbia, Jordan, Panama, Peru
12 and Singapore, I make a negative finding.

13 MS. BARTON: Commissioner Williamson?

14 COMMISSIONER WILLIAMSON: I vote in the
15 affirmative and determine that CSPV cells whether or not
16 partially or fully assembled into other products, are being
17 imported into the United States in such increased
18 quantities as to be a substantial cause of serious injury
19 to the domestic industry producing an article like or
20 directly competitive with the imported article. With
21 respect to the NAFTA countries, I make an affirmative
22 finding with respect to imports from Mexico, and a negative
23 finding with respect to imports from Canada.

24 With respect to imports from Korea, I make an
25 affirmative finding. With respect to imports from

1 Australia, the CAFTA-DR countries: Columbia, Jordan,
2 Panama, Peru and Singapore, I make a negative finding.

3 MS. BARTON: Commissioner Broadbent?

4 COMMISSIONER BROADBENT: I vote in the
5 affirmative and determine that CSPV cells whether or not
6 partially or fully assembled into other products, are being
7 imported into the United States in such increased
8 quantities as to be a substantial cause of serious injury
9 to the domestic industry producing an article like or
10 directly competitive with the imported article.

11 With respect to the NAFTA countries I make an
12 affirmative finding with respect to imports from Mexico,
13 and a negative finding with respect to imports from Canada.

14 With respect to imports from Korea, I make an
15 affirmative finding. With respect to imports from
16 Australia, the CAFTA-DR countries: Columbia, Jordan,
17 Panama, Peru and Singapore, I make a negative finding.

18 MS. BARTON: Madam Chairman, the Commission has
19 reached an affirmative injury determination.

20 CHAIRMAN SCHMIDTLEIN: Thank you, Madam
21 Secretary.

22 Given that the Commission has reached an
23 affirmative injury determination, this investigation will
24 proceed to the remedy phase with a hearing concerning
25 remedy scheduled for October 3rd. Further information

1 regarding the Commission's determination will be in the
2 news release. Please also note that the Commission's
3 determinations and views, including both injury and any
4 recommendation with regard to remedy, are due to be
5 delivered to the President by November 13th. It will then
6 be up to the President to decide whether to impose any
7 remedy and what that remedy may be, including with respect
8 to individual FTA countries.

9 Thank you again to all the staff who participated
10 in this investigation.

11 Seeing that there is no other business before the
12 Commission, this meeting is adjourned.

13 (Whereupon, at 11:08 a.m., the meeting was
14 adjourned.)

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CERTIFICATE OF REPORTER

TITLE: In The Matter Of: Uncoated Goundwood Paper from
Candada AND Crystalline Silicon Photovoltaic Cells (Whether
or Not Partially or Fully Assembled into Other Products)
INVESTIGATION NOS: 701-TA-584 and 731-TA-1382
(Preliminary) AND TA-201-75 (Injury)
HEARING DATE: 9-22-17
LOCATION: Washington, DC
NATURE OF HEARING: Commission Vote

I hereby certify that the foregoing/attached
transcript is a true, correct and complete record
of the above-referenced proceeding(s) of the U.S.
International Trade Commission.

DATE: 9-22-17

SIGNED: Mark A. Jagan
Signature of the Contractor or the
Authorized Contractor's Representative

I hereby certify that I am not the Court Reporter
and that I have proofread the above-referenced
transcript of the proceedings of the U.S.
International Trade Commission, against the
aforementioned Court Reporter's notes and
recordings, for accuracy in transcription in the
spelling, hyphenation, punctuation and speaker
identification and did not make any changes
of a substantive nature. The
foregoing/attached transcript is a true,
correct and complete transcription of the
proceedings.

SIGNED: Christopher Weiskircher
Signature of Proofreader

I hereby certify that I reported the
above-referenced proceedings of the U.S.
International Trade Commission and caused
to be prepared from my tapes and notes of
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proceedings.

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Signature of Court Reporter

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