

FOREIGN PRODUCERS'/EXPORTERS' QUESTIONNAIRE

CERTAIN FROZEN FISH FILLETS FROM VIETNAM

This questionnaire must be received by the Commission by no later than March 10, 2009

See page 4 of the Instruction Booklet for filing instructions.

The information called for in this questionnaire is for use by the United States International Trade Commission in connection with its review of the antidumping duty order concerning certain frozen fish fillets from Vietnam (inv. No. 731-TA-1012 (Review)). The information requested in the questionnaire is requested under the authority of the Tariff Act of 1930, title VII.

<p>Name of firm _____</p> <p>Address _____</p> <p>_____</p> <p>World Wide Web address _____</p> <p>Has your firm produced or exported certain frozen fish fillets (as defined in the instruction booklet) at any time since January 1, 2003?</p> <p><input type="checkbox"/> NO (Sign the certification below and promptly return only this page of the questionnaire to the Commission)</p> <p><input type="checkbox"/> YES (Read the instruction booklet carefully, complete all parts of the questionnaire, and return the entire questionnaire to the Commission so as to be received by the date indicated above)</p>

CERTIFICATION

I certify that the information herein supplied in response to this questionnaire is complete and correct to the best of my knowledge and belief and understand that the information submitted is subject to audit and verification by the Commission.

By means of this certification I also grant consent for the Commission, and its employees and contract personnel, to use the information provided in this questionnaire and throughout this review in any other import-injury investigations or reviews conducted by the Commission on the same or similar merchandise.

I acknowledge that information submitted in this questionnaire response and throughout this review may be used by the Commission, its employees, and contract personnel who are acting in the capacity of Commission employees, for developing or maintaining the records of this review or related proceedings for which this information is submitted, or in internal audits and investigations relating to the programs and operations of the Commission pursuant to 5 U.S.C. Appendix 3. I understand that all contract personnel will sign non-disclosure agreements.

_____ <i>Name of Authorized Official</i>	_____ <i>Title of Authorized Official</i>	_____ <i>Date</i>
_____ <i>Signature</i>	_____ <i>Phone: ()</i>	_____ <i>E-mail address</i>
	_____ <i>Fax ()</i>	

PART I.--GENERAL INFORMATION

The questions in this questionnaire have been reviewed with market participants to ensure that issues of concern are adequately addressed and that data requests are sufficient, meaningful, and as limited as possible. Public reporting burden for this questionnaire is estimated to average 30 hours per response, including the time for reviewing instructions, searching existing data sources, gathering the data needed, and completing and reviewing the questionnaire. Send comments regarding the accuracy of this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, to the Office of Investigations, U.S. International Trade Commission, 500 E Street, SW, Washington, DC 20436.

I-1a. **OMB statistics.**--Please report below the actual number of hours required and the cost to your firm of preparing the reply to this questionnaire and completing the form.

_____hours _____dollars

I-1b. **OMB feedback.**--We are interested in any comments you may have for improving this questionnaire in general or the clarity of specific questions. Please attach such comments to your response or send them to the above address.

I-2. **Establishments covered.**--Provide the name and address of establishment(s) covered by this questionnaire (see page 3 of the instruction booklet for reporting guidelines). If your firm is publicly traded, please specify the stock exchange and trading symbol.

I-3. **U.S. Importers.**--Please provide the names, street addresses (not P.O. boxes), contacts, telephone numbers, and e-mail addresses of the **FIVE** largest U.S. importers of your firm's certain frozen fish fillets in 2008.

No.	Importer's name	Contact person	E-mail address	Area code and telephone number	Share of your 2008 exports (%)
1					
2					
3					
4					
5					

PART I.--GENERAL INFORMATION--Continued

I-4. **Business plan.**--In Parts II and III of this questionnaire we request a copy of your company's business plan. Does your company or any related firm have a business plan or any internal documents that describe, discuss, or analyze expected future market conditions for certain frozen fish fillets?

- No Yes--Please provide the requested documents. If you are not providing the requested documents, please explain why not.

I-5. **U.S. production.**--Does your firm or any related firm produce, have the capability to produce, or have any plans to produce certain frozen fish fillets in the United States or other countries?

- No Yes--Please name the firm(s) and country(ies) below and, if U.S. producer(s), ensure that they complete the Commission's producer questionnaire (contact elizabeth.haines@ustic.gov for copies of that questionnaire).

I-6. **U.S. importation.**--Does your firm or any related firm import or have any plans to import certain frozen fish fillets into the United States?

- No Yes--Please name the firm(s) below and ensure that they complete the Commission's importer questionnaire (contact elizabeth.haines@usitc.gov for copies of that questionnaire).

PART II.--TRADE AND RELATED INFORMATION

Further information on this part of the questionnaire can be obtained from Elizabeth Haines (202-205-3200, elizabeth.haines@usitc.gov). **Supply all data requested on a calendar-year basis.**

II-1. **Contact information (Trade).**--Who should be contacted regarding the requested trade and related information?

Company contact: _____
Name and title

() _____
Phone number E-mail address

II-2. **Changes in operations.**--Please indicate whether your firm has experienced any of the following changes in relation to the production of certain frozen fish fillets since January 1, 2003?

<i>(check as many as appropriate)</i>	<i>(please describe)</i>
<input type="checkbox"/> plant openings	_____

<input type="checkbox"/> plant closings.....	_____

<input type="checkbox"/> relocations	_____

<input type="checkbox"/> expansions	_____

<input type="checkbox"/> acquisitions.....	_____

<input type="checkbox"/> consolidations.....	_____

<input type="checkbox"/> prolonged shutdowns or importation curtailments	_____

<input type="checkbox"/> revised labor agreements	_____

<input type="checkbox"/> other.....	_____

PART II.--TRADE AND RELATED INFORMATION--Continued

II-3. **Anticipated changes in operations.**--Does your firm anticipate any changes in the character of your operations or organization (as noted above) relating to the production of certain frozen fish fillets in the future?

- No Yes--Supply details as to the time, nature, and significance of such changes and provide underlying assumptions, along with relevant portions of business plans or other supporting documentation that address this issue. Include in your response a specific projection of your firm's capacity to produce certain frozen fish fillets (in 1,000 pounds) for 2008 and 2009.

II-4. **Anticipated changes in operations in the event the order is revoked.**--Would your firm anticipate any changes in the character of your operations or organization (as noted above) relating to the production of certain frozen fish fillets in the future if the antidumping duty order on certain frozen fish fillets from Vietnam were to be revoked?

- No Yes--Supply details as to the time, nature, and significance of such changes and provide underlying assumptions, along with relevant portions of business plans or other supporting documentation that address this issue.

II-5. **Technology.**--Describe the production technology used in the production of certain frozen fish fillets in Vietnam and identify major production inputs. Also discuss any significant changes in production technology since 2003 (the year the antidumping duty order(s) under review became effective).

PART II.--TRADE AND RELATED INFORMATION--Continued

II-5. **Production of products (fresh or frozen) other than from basa and tra.**--Has your firm since 2003 (the year the antidumping duty order under review became effective) produced, or does your firm anticipate producing in the future, products (fresh or frozen) other than from basa and tra:

(a) On the same equipment and machinery used in the production of certain frozen fish fillets?

- No Yes--List the information requested below.

(b) Using the same production and related workers employed to produce certain frozen fish fillets?

- No Yes--List the following information.

Product(s)	Period(s)	Basis for allocation of capacity and employment data (indicate if different)

II-6. **Production of products (fresh or frozen) from basa or tra other than certain frozen fish fillets.**--Has your firm since 2003 (the year the antidumping duty order under review became effective) produced, or does your firm anticipate producing in the future, products (fresh or frozen) from basa or tra other than certain frozen fish fillets (*i.e.*, other than the merchandise subject to this review):

(a) On the same equipment and machinery used in the production of certain frozen fish fillets?

- No Yes--List the information requested below.

(b) Using the same production and related workers employed to produce certain frozen fish fillets?

- No Yes--List the following information.

Product(s) (<i>check if applicable</i>)	Period(s)	Basis for allocation of capacity and employment data (indicate if different)
<input type="checkbox"/> Fresh whole basa or tra		
<input type="checkbox"/> Fresh basa or tra fillets		
<input type="checkbox"/> Fresh basa or tra nuggets		
<input type="checkbox"/> Fresh basa or tra steaks		
<input type="checkbox"/> Frozen whole basa or tra		
<input type="checkbox"/> Frozen basa or tra steaks		
<input type="checkbox"/> Frozen basa or tra nuggets		
<input type="checkbox"/> Other:		

PART II.--TRADE AND RELATED INFORMATION--Continued

II-7. **Freezing capacity.**--Please provide your firm's total and allocated freezing capacity data for all freeze-processed products at your facilities since 2003 (the year the antidumping duty order under review became effective) based on your firm's typical product mix of frozen products.

(Quantity in 1,000 pounds)						
Item	2003	2004	2005	2006	2007	2008
Total potential freezing capacity ¹ (A)						
of which, allocated to non-basa or non-tra frozen products ² (B)						
allocated to frozen basa or tra products other than the merchandise under review ² (C)						
allocated to certain frozen fish fillets (<i>i.e.</i> , the merchandise under review) ² (D)						
¹ The total potential freezing capacity reported is based on your firm's typical operations: <i>i.e.</i> , operating _____ hours per week, _____ weeks per year. Do not report changes in capacity due to cyclical nature of operations, <i>i.e.</i> , hold average operating hours per week and weeks per year constant over the period. ² If the allocation of freezing capacity changed over the period since 2003, please describe why your firm allocated more or less freezing capacity to certain frozen fish fillets as a share of total freezing capacity.						

II-8. **Constraints on production.**--Please rank the following constraint(s) that limited your firm's production capacity of certain fish fillets during the period under review. If a given potential constraint was not actually applicable to your firm's operation over the period under review, please indicate "not applicable" even if it would be or would have potentially been a constraint.

Item	Not applicable over period	Most important	2 nd most important	3 rd most important	4 th most important	5 th most important
Freezing capacity	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Live fish supply	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Machinery or equipment other than freezers	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Storage capacity	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Labor availability	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other: _____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

If you indicated above that there were constraints on your production capacity for certain fish fillets other than freezing capacity, please discuss the magnitude and timing of these constraints on your firm's operations since 2003.

PART II.--TRADE AND RELATED INFORMATION--Continued

II-9. **Percentage of sales.**--What percentage of your firm's total sales in its most recent fiscal year was represented by sales of certain frozen fish fillets?

_____ Percent

II-10. **Shifting production.**--Describe below your firm's ability to shift production between certain frozen fish fillets and other products in response to a relative change in the price of certain frozen fish fillets vis-à-vis the price of other products, using the same equipment and labor?

		Ability to shift production		Indicate the likelihood of large price divergences between each product and certain frozen fish fillets	
		Relatively easy	Relatively difficult	Likely	Unlikely
Shift to:					
basa or tra products (see II-6)	Fresh basa or tra fillets	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Fresh whole basa or tra	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Fresh basa or tra fillets	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Fresh basa or tra nuggets	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Fresh basa or tra steaks	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Frozen whole basa or tra	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Frozen basa or tra steaks	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Frozen basa or tra nuggets	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Other: _____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Non-basa and non tra products (see II-5)	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Please discuss the approximate time and cost involved in shifting (including any constraints on shifting), and the minimum relative price change required for your firm to shift production to or from certain frozen fish fillets.

II-11. **Inventories in the United States.**--Has your firm, since 2003, maintained any inventories of certain frozen fish fillets in the United States (not including inventories held by firms identified in question I-3)?

No Yes--Report the quantity of such end-of-period inventories below.

(Quantity in 1,000 pounds)						
Item	2003	2004	2005	2006	2007	2008
Inventory						

PART II.--TRADE AND RELATED INFORMATION--Continued

II-12. Other barriers to trade.--

- (a) Since the issuance of the antidumping duty order, have your firm's exports of certain frozen fish fillets been subject to tariff or non-tariff barriers to trade (including, but not limited to, antidumping or countervailing duty findings or remedies, tariffs, quotas, regulatory barriers, administrative actions, or other import restrictions, whether based on phytosanitary, health, or other reasons) in any countries other than the United States?

No Yes--List the products(s), country(ies), the year each such barrier was imposed, and the type of barrier.

Product	Country	Year imposed	Barrier (if tariff, give rate)

- (b) Are your firm's exports of certain frozen fish fillets subject to current investigations or inquiries in any countries other than the United States that might result in tariff or non-tariff barriers to trade (including, but not limited to, antidumping or countervailing duty findings or remedies, tariffs, quotas, regulatory barriers, administrative actions, or other import restrictions, whether based on phytosanitary, health, or other reasons)?

No Yes--List the products(s), country(ies), and type of investigation.

Product	Country	Type of investigation

PART II.--TRADE AND RELATED INFORMATION--Continued

II-13. **Other export markets.**--Identify export markets (other than the United States) that you have developed or where you have increased your sales of certain frozen fish fillets as a result of the countervailing duty/antidumping duty order on certain frozen fish fillets from Vietnam. Please identify and discuss below.

II-14. **Significance of antidumping duty order.**--Describe the significance of the existing antidumping duty order covering imports of certain frozen fish fillets from Vietnam in terms of its effect on your firm's production capacity, production, home market shipments, exports to the United States and other markets, and inventories. You may wish to compare your firm's operations before and after the imposition of the order.

II-15. **Anticipated changes if order revoked.**--Would your firm anticipate any changes in its production capacity, production, home market shipments, exports to the United States and other markets, or inventories relating to the production of certain frozen fish fillets in the future if the antidumping duty order on certain frozen fish fillets from Vietnam were to be revoked?

No Yes--Supply details as to the time, nature, and significance of such changes and provide underlying assumptions, along with relevant portions of business plans or other supporting documentation for any trends or projections you may provide.

PART II.--TRADE AND RELATED INFORMATION--Continued

II-16. **Trade data.**-- Report production capacity, production, shipments, and inventories of certain frozen fish fillets produced by your firm in Vietnam during the specified periods. (See definitions in the instruction booklet.)

Quantity (in 1,000 pounds) and Value (in 1,000 dollars)						
Item	2003	2004	2005	2006	2007	2008
Average production capacity¹ (A)						
Beginning-of-period inventories (B)						
Production² (C)						
Home market shipments:						
Internal consumption/transfers quantity (D)						
value (E)						
Commercial shipments quantity (F)						
value (G)						
Export shipments:						
to the United States: ³ quantity (H)						
value (I)						
to the European Union: ⁴ quantity (J)						
value (K)						
to Asia: ⁵ quantity (L)						
value (M)						
to all other markets: ⁶ quantity (N)						
value (O)						
Spoilage⁷ (P)						
End-of-period inventories (Q)						

¹ The production capacity should equal the allocated freezing capacity reported in response to question II-7 if you reported that there were no other constraints on production other than freezing capacity in question II-8. If you did report that there were other production constraints other than allocated freezing capacity in question II-8, the data reported here should be less than those reported in response to question II-7 by the degree to which the other identified constraints limit your firm's ability to produce certain frozen fish fillets. Are the data for production capacity here equal to or less than the allocated freezing capacity reported in question II-7, line D? Yes. No (read the above and correct the data).

² Please estimate the percentage of total production of certain frozen fish fillets in Vietnam accounted for by your firm's production in 2008: _____ Percent

³ Please estimate the percentage of total exports to the United States of certain frozen fish fillets in Vietnam accounted for by your firm's exports in 2008: _____ Percent

⁴ Identify your principal *European Union* export markets: _____.

⁵ Identify your principal *Asian* export markets: _____.

⁶ Identify your principal *other* export markets: _____.

⁷ Spoilage can account for any period-over-period differences in inventories given your firm's production and sales data, and should represent any certain frozen fish fillets (*i.e.*, must be subject merchandise) that was not sold (*e.g.*, went bad, was stolen, just unaccounted for, *et cetera*). The spoilage reported here should not represent any waste by-products from production such as offal that is not considered subject merchandise.

PART II.--TRADE AND RELATED INFORMATION--Continued

II-17. Reconciliation of data.—

- (a) The quantities reported in question II-16 should reconcile as follows in each period (*i.e.*, in each column):

Reconciliation

$B + C - D - F - H - J - L - N - P = Q$ Do these data reconcile? Yes No--
 (Please correct these data before submitting questionnaire)

- (b) Further, the quantities reported for end-of-period inventories should equal the beginning-of-period inventories reported in the subsequent calendar year (*i.e.*, line K of year 2003 should equal line B of year 2004). Do these data reconcile for each adjacent calendar year?

Yes. No--(Please correct these data before submitting questionnaire.
 Note that you may use the quantities reported under spoilage (line P) to account for any unexplained discrepancies between your production, shipment and inventory data.)

II-18. Raw material prices.--Have there been any significant changes in the price of raw materials used to produce certain frozen fish fillets in Vietnam since 2003?

No Yes--Please supply details as to the time, nature, and significance of such changes:
 Increased Decreased

II-19. The 2008 U.S. Farm Bill includes language that will require food safety inspection of U.S. catfish by the Food Safety Inspection Service (FSIS) of USDA. The new regulations may include equivalency standards for catfish imports. What impacts would such equivalency requirements have on producers of basa and tra in countries that produce for export to the United States?
