#### U.S. IMPORTERS' QUESTIONNAIRE

#### CHLOROPICRIN FROM CHINA

This questionnaire must be received by the Commission by no later than DECEMBER 16, 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 chloropicrin from China (inv. No. 731-TA-130 (Third Review)). The information requested in the questionnaire is requested under the authority of the Tariff Act of 1930, title VII. This report is mandatory and failure to reply as directed can result in a subpoena or other order to compel the submission of records or information in your possession (19 U.S.C. § 1333(a)).

Name of firm			
Address			
City	State	Zip Code	
World Wide Web a	address		
Has your firm imported January 1, 2006?	d chloropicrin (as defined in the instruct	ction booklet) from any country at any time si	ince
YES (Read to		nly this page of the questionnaire to the Commiss Il parts of the questionnaire, and return the entire ed by the date indicated above)	ion)
	CERTIFICAT	CION	
and belief and understand that the By means of this certification in information provided in this q	he information submitted is subject to a Lalso grant consent for the Commissi	onnaire is complete and correct to the best audit and verification by the Commission.  sion, and its employees and contract persoview in any other import-injury investigation.	onnel, to use the
Commission, its employees, and maintaining the records of this	contract personnel who are acting in review or related proceedings for whic grams and operations of the Commissi	esponse and throughout this review may the capacity of Commission employees, fich this information is submitted, or in intision pursuant to 5 U.S.C. Appendix 3. I un	or developing or ernal audits and
Name of Authorized Official	Title of Authorized Official	Date	
	<b>Phone:</b> ()		
Signature	Fax ( )	E-mail address	

#### 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 40 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.		e report below the actual number of hours require eply to this questionnaire and completing the form	
		hours	dollars
I-1b.		are interested in any comments you may have for it or the clarity of specific questions. Please attached to the above address.	
I-2.	questionnaire (see page	edProvide the name and address of establishments 3 of the instruction booklet for reporting guideling specify the stock exchange and trading symbol.	
I-3.	OwnershipIs your fi	rm owned, in whole or in part, by any other firm?	
	□ No □ Yes	sList the following information.	
	Firm name	Address	Extent of ownership

## PART I.--GENERAL INFORMATION--Continued

☐ No	YesList t	he following informa	tion.	
Firm name		Address		Affiliation
				e any related firms, ei
into the Unite				n countries other than from countries other
☐ No	YesList t	he following informa	tion.	
Firm name aı	nd country	Address		<u>Affiliation</u>
	_			
	ducersDoes you		ed firms, either do	mestic or foreign, wh
	in the production o			mestic or foreign, wh
are engaged i	in the production o	of chloropicrin?		mestic or foreign, wh  Affiliation
are engaged i	in the production o	of chloropicrin?		
are engaged i	in the production o	of chloropicrin?		
are engaged i	in the production o	of chloropicrin?		
are engaged i  No  Firm name  Nature of im	YesList to	of chloropicrin?	nature of your firn	Affiliation

# PART I.--GENERAL INFORMATION--Continued

Firm name		Addres	<u>s</u>	Contact person as number	nd pho
			dicate whether your f on trade zones or bon	irm enters chloropicrin int ded warehouses.	o, or
Foreign trade	e zones	☐ No	Yes		
Bonded ware	ehouses	☐ No	Yes		
	indicate whet under bond) pr	•	imports chloropicrin	under the TIB (temporary	
☐ No	Yes				
business plan	n. Does your o	company or an	y related firm have a	quest a copy of your comp business plan or any inter conditions for chloropicrii	nal
		•	he requested docume iments, please explai	ents. If you are not providing why not.	ng th
□ No					

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

Further information on this part of the questionnaire can be obtained from Cynthia Trainor (202-205-3354, cynthia.trainor@usitc.gov). Supply all data requested on a <u>calendar-year</u> basis.

Company contact:		
Company contact.	Name and tit	le
	( )	
	Phone number	
		cate whether your firm has experienced any of the following of chloropicrin since January 1, 2006?
(check as many as app	propriate)	(please describe)
office/warehouse	openings	
office/warehouse	· ·	
expansions		
acquisitions		
consolidations		
prolonged shutdov importation curtailme		
revised labor agree	ements	
other		

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

II-3.	Anticipated changes in operationsDoes your firm anticipate any changes in the character of your operations or organization (as noted above) relating to the importation of chloropicrin 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.				
rel	m anticipate any	ipated changes in operations in the event the order is revokedWould your y changes in the character of your operations or organization (as noted above) ortation of chloropicrin in the future if the antidumping duty order on chloropicrin to be revoked?  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.		<ul> <li>portsHas your firm imported or arranged for the importation of chloropicrin from very after September 30, 2009?</li> <li>YesIndicate when such orders are to be delivered and the quantities involved.</li> </ul>				
II-6.		mporting if producerIf your firm also produces chloropicrin in the United indicate your reasons for importing this product. If your reasons differ by source, te.				

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

II-7a. Imports from China.--Does your firm import chloropicrin from China?

□ No. □				a's shipments and	
				by your firm during the instruction boo	
		CHINA	A		
	Quantity (in	1,000 pounds), v	alue ( <i>in \$1,000</i> )		
		Calendar year		January-S	eptember
Item	2006	2007	2008	2008	2009
Beginning-of-period inventories (quantity) (A)					
Imports:  Quantity (B)					
Value (C)					
U.S. shipments: Commercial shipments: Quantity (D)					
Value (E)					
Internal consumption/company	transfers:				
Quantity (F)					
Value <sup>1</sup> (G)					
Export shipments: <sup>2</sup> Quantity (H)					
Value (I)					
End-of-period inventories (quantity) (J)					
Channels of distribution: U.S. shipments to distributors (quantity) (K)					
U.S. shipments to end users (quantity) (L)					
<sup>1</sup> Sales to related firms (include a different basis for valuing these provide value data using that bas	sales within your	company, please	valued at fair mark specify that basis	et value. In the eve (e.g., cost, cost plus	ent that you use s, etc.) and
<sup>2</sup> Identify your principal export	t markets:				

II-7b. <u>Imports from ALL OTHER SOURCES</u>.--Does your firm import chloropicrin from countries

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

other than China?

□ No. □	Yes Report your firm's imports and your firm's shipments and inventories of chloropicrin imported from countries other than China by your firm during the specified periods. (See definitions in the instruction					
ALL O	booklet		S COMBI	NED		
	Quantity (	in 1,000 pounds), v	alue ( <i>in \$1,000</i> )	Ţ		
_		Calendar year		January-S	September	
Item	2006	2007	2008	2008	2009	
Beginning-of-period inventories (quantity) (A)						
Imports: Quantity (B)						
Value (C)						
U.S. shipments: Commercial shipments: Quantity (D)						
Value (E)						
Internal consumption/company t	ransfers:					
Quantity (F)						
Value <sup>1</sup> (G)						
Export shipments: <sup>2</sup> Quantity (H)						
Value (I)						
End-of-period inventories (quantity) (J)						
Channels of distribution: U.S. shipments to distributors (quantity) (K)						
U.S. shipments to end users (quantity) (L)						
Sales to related firms (includir different basis for valuing these saldata using that basis for each perior length of the saldata with the saldata using that basis for each perior length of the saldata using that basis for each perior length of the saldata using the saldata us	es within your con d identified above	npany, please specif	ed at fair market valu y that basis (e.g., cos	e. In the event that st, cost plus, etc.) ar	you use a nd provide value	

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

II-8.	Recon	ciliation of import da	<u>ıta</u>		
	(a)	Please note that the queach period (i.e., in e		ported in question II-7 should reconn):	cile as follows in
		Reconciliation $A + B - D - F - H =$ $D + F = K + L$	J	Do these data reconcile?  Yes explain:  Yes explain:  Yes explain:  Yes	☐ No(Please) ☐ No( Please
	(b)	beginning-of-period	inventories	ported for end-of-period inventories reported in the subsequent calendar f year 2007). Do these data reconcil	year (i.e., line J of
		☐ Yes.	NoPlea	ase explain.	
II-9.	import of imp	s of chloropicrin from	China in te	nce of the existing antidumping duty rms of its effect on your firm's imporish to compare your firm's operation	orts, U.S. shipments
	-				

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

II-10.	U.S. shipm	ct of revocation of orderWould your firm anticipate any changes in its imports, ents of imports, or inventories of chloropicrin in the future if the antidumping duty loropicrin from China 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 III.--PRICING AND MARKET FACTORS

Further information on this part of the questionnaire can be obtained from **Joshua Levy** (202-205-3236, **joshua.levy@usitc.gov**)

III-1.	Contact information related information?	( <b>Price)</b> Who should be	e contacted regarding the requested pricing and	
	Company contact:	Name and title		_
		( ) Phone number	E-mail address	_

#### **PRICE DATA**

This section requests quarterly price and quantity data, f.o.b. your U.S. point of shipment, for your commercial shipments to unrelated U.S. customers since 2006 of the following products you imported from China:

<u>Product 1</u>.—Chloropicrin (100 to 96 percent pure) sold in a 180,000 pound rail car container (base quantities on 100 percent equivalent)

<u>Product 2</u>.-- Chloropicrin (100 to 96 percent pure) sold in a 50,000 pound ISO container (base quantities on 100 percent equivalent)

Please note that total dollar values should be f.o.b., U.S. point of shipment and should not include U.S.-inland transportation costs. Total dollar values should reflect the *final net* amount paid to you (i.e., should be net of all deductions for discounts or rebates). See instruction booklet.

## PART III.--PRICING AND MARKET FACTORS--Continued

Product 1: Product 2:

III-2. **Price data (China).--**Report below the quarterly price data<sup>1</sup> for pricing products<sup>2</sup> imported from China and sold by your firm.

# **CHINA**

	Produ	uct 1	Product 2	
Period of shipment	Quantity	Value	Quantity	Value
2006:				
January-March				
April-June				
July-September				
October-December				
2007:				
January-March				
April-June				
July-September				
October-December				
2008:				
January-March				
April-June				
July-September				
October-December				
2009:				
January-March				
April-June				
July-September				
Net values (i.e., gross sales value returned goods), f.o.b. your U.S. point of Pricing product definitions are product.	of shipment.		s, prepaid freight, an	d the value of

	ropicrin ( <i>check all that apply</i> )? nt price list with your submission	If your firm issues pric	prices that it charges for sales of e lists, please include a copy of a arge, please only submit some sample
	Γransaction by transaction	☐ Contracts	Set price lists
	OtherPlease describe:		
appl		Annual total volume di	
<u>Pric</u> (a)	ing terms for Chloropicrin	al sales terms for its imp	orted chloropicrin (e.g., 2/10 net 30
(b)	On what basis are your pric		crin usually quoted? (check one)
chlo mon		ong-term contract basis sis (multiple deliveries u	firm's sales of its imported (multiple deliveries for more than 12 p to and including 12 months), and (3
	Type of sale	Share of sale	es (percent)
	Long-term contracts		
	Short-term contracts		
	Spot sales		

III-7.		g-term contact provisionsIf you sell on a long-term contract basis, please answer the owing questions with respect to provisions of a typical long-term contract.				
(a) What is the average duration of a contract?						
	(b)	Can prices be renegotiated d	uring the contract period?	Yes	☐ No	
	(c)	Does the contract fix quantit	y, price, or both? Quan	tity 🔲 l	Price	Both
	(d)	Does the contract have a me	et or release provision?	Yes	☐ No	
III-8.		term contract provisionsIn g questions with respect to p				swer the
	(a)	What is the average duration	of a contract?			
	(b)	Can prices be renegotiated d	uring the contract period?	Yes	☐ No	
	(c)	Does the contract fix quantit	y, price, or both?  Quan	tity 🔲 l	Price	Both
	(d)	Does the contract have a me	et or release provision?	Yes	☐ No	
III-9.		imesWhat is the average lear firm's sales of chloropicrin		's order and	I the date of	of delivery
		<u>Source</u>	Share of sales, 2008	<u>L</u>	ead time	
	From	your firm's inventory				
	From invent	foreign manufacturers' ory				
	Produ	ced to order				
	Total		100 %			
III-10.	Shippi	ng information				
	(a)	What is the approximate per accounted for by U.S. inland			loropicrin	that is
	(b)	Who generally arranges the Your firm or purchase		mers' locati	ons? (chec	ck one)
	(c)	What proportion of your sale ( ) or storage facility ( ) Within 101 to 1,000 miles? check one of the two options	(check one, then provide th percent. Over 1,000	e percentag	es)?	_ percent.

#### PART III.--PRICING AND MARKET FACTORS--Continued

III-11. Geographical shipments.--Based on the quantity of your firm's U.S. shipments in 2008 as reported in response to questions II-7 above, please indicate the percentage share for which each of the following geographic markets account. Please answer this question in reference to your sales to ultimate delivery destinations to customers in the United States.

	Share of U.S. shipments in 2008 (in percent)		
Geographic area	Of imports from China	Of imports from ALL OTHER SOURCES	
NortheastCT, ME, MA, NH, NJ, NY, PA, RI, and VT.			
MidwestIL, IN, IA, KS, MI, MN, MO, NE, ND, OH, SD, and WI.			
<b>Southeast</b> .–AL, DE, DC, FL, GA, KY, MD, MS, NC, SC, TN, VA, and WV.			
Central SouthwestAR, LA, OK, and TX.			
MountainsAZ, CO, ID, MT, NV, NM, UT, and WY.			
Pacific CoastCA, OR, and WA.			
<b>Other</b> .—All other markets in the United States not previously listed, including AK, HI, PR, VI, among others.			
NoteThese shares should be calculated from all reported U.S. shipments in	2008 (lines D and F	from question II-7.	

III-12. <u>End uses.</u>--Describe the end uses of the chloropicrin that you import from China. For each enduse product, what percentage of the total cost is accounted for by chloropicrin?

	End use	Share of total cost of end product (percent)
II-13.	Changes in end usesHave there been any of	changes in the end uses of chloropicrin since 2006
	☐ No ☐ YesPlease describe.	

<u>Anticipated changes in end uses.</u> Do you anticipate any changes in terms of the end uses of chloropicrin in the future?						
☐ No ☐ YesPlease describe and identify the time period. Provide any underlying assumptions, along with relevant portions of business plans or other supporting documentation that address this issue.						
<u>Substitutes.</u> Please list in order of importance any products that may be substituted for chloropicrin. For each possible substitute product, please give examples of applications and end uses for which they are substitutes and indicate whether changes in the price of the substitute affect the price for chloropicrin, and to what degree, and the length of any time lag of such an effect.						
Have changes in the prices of this substitute affected the price for Substitute Description chloropicrin?						
		☐ No ☐ YesPlease explain.				
		☐ No ☐ YesPlease explain.				
		☐ No ☐ YesPlease explain.				
		☐ No ☐ YesPlease explain.				
		☐ No ☐ YesPlease explain.				
	SubstitutesPlease li chloropicrin. For each uses for which they are affect the price for chlorefect.	Chloropicrin in the future?  YesPlease describe and identify assumptions, along with resupporting documentation  SubstitutesPlease list in order of importance any prochloropicrin. For each possible substitute product, pleases for which they are substitutes and indicate wheth affect the price for chloropicrin, and to what degree, a effect.				

III-16.	<u>Changes in substitutes.</u> Have there been any changes in the number or types of products that can be substituted for chloropicrin since 2006?
	☐ No ☐ YesPlease explain.
III-17.	Anticipated changes in substituteDo you anticipate any changes in terms of the substitutability of other products for chloropicrin in the future?
	☐ No ☐ YesPlease describe and provide any underlying assumptions, along with relevant portions of business plans or other supporting documentation that address this issue.
III-18.	Raw materialsTo what extent have changes in the prices of raw materials affected your firm's selling prices for chloropicrin since 2006? Also discuss any anticipated changes in your raw material costs in the future, identifying the time period(s) involved and the factor(s) that you believe would be responsible for such changes. Provide any underlying assumptions, along with relevant portions of business plans or other supporting documentation that address this issue.
III-19.	Changes in factors affecting supplyHave any changes occurred in any other factors affecting supply (e.g., changes in availability or prices of energy or labor; transportation conditions; production capacity and/or methods of production; technology; export markets; or alternative production opportunities) that affected the availability of U.Sproduced chloropicrin in the U.S. market since 2006?
	☐ No ☐ YesPlease note the time period(s) of any such changes, the factors(s) involved, and the impact such changes had on your shipment volumes and prices.

## PART III.--PRICING AND MARKET FACTORS--Continued

III-20. Changes in regulations.--

	(a)	Have any changes occurred in regulations that affect the <u>availability</u> of chloropicrin in th U.S. market since 2006?				
		☐ No ☐ YesPlease note the types of regulations, the timing of the changes in regulations, and the impact of these regulations on your shipment volumes and prices.				
	(b)	Have any changes occurred in regulations that affect the <u>demand</u> for chloropicrin in the U.S. market since 2006?				
		No Yes Please note the types of regulations, the timing of the changes in regulations, and the impact of these regulations on your shipment volumes and prices.				
III-21.	<u>Availa</u>	bility of "subject" import supply				
	(a)	Do you anticipate any changes in terms of the availability of chloropicrin imported from China in the U.S. market in the future?				
		☐ Increase ☐ No change ☐ Decrease				
	(b)	If you anticipate changes in supply, please identify the changes, including the time period and the impact of such changes on shipment volumes and prices. Provide any underlying assumptions, along with relevant portions of business plans or other supporting documentation that address this issue.				
III-22.		bility of "nonsubject" import supplyHas the availability of NONSUBJECT picrin (i.e., chloropicrin imported from countries other than China) changed since 2006?				
	☐ No	YesPlease explain.				

III-23.	the U.S contract from shaperiod.	market and alte ts, other sales are lifting chloropical Provide any und	rescribe how easily your fernative country markets. rangements, or other constin between the U.S. and a derlying assumptions, alonentation that address this	In your discussion, ple traints that would preve- lternative country mark- ng with relevant portion	ase describe any ent or retard your firm kets within a 12-month
III-24.	Produc	et changes Hay	ve there been any significa	ant changes in the produ	uct range, product mix, or
111 2 1.			les over the internet) of cl		
	☐ No	Yes	Please describe and qua	ntify if possible.	
III-25.	product Provide	Anticipated product changesDo you anticipate any changes in terms of the product range, product mix, or marketing (including sales over the internet) of chloropicrin in the future? Provide any underlying assumptions, along with relevant portions of business plans or other supporting documentation that address this issue.			
	□ No	Yes	Please identify, includin	g the time period.	
III-26.	Deman	d trends			
	(a)		mand within the United S incipal factors affect chan	_	hanged since January 1,
		Increased	☐ No Change	Decreased	Fluctuated

#### PART III.--PRICING AND MARKET FACTORS--Continued

	(b)	How has the demand outside the United States (if known) for chloropicrin changed since January 1, 2006? What principal factors affect changes in demand?			
		☐ Increased	☐ No Change	Decreased	Fluctuated
27.	Antici	pated demand tre	<u>nds</u>		
	(a)	•	ripate demand will chang principal factors that wi		
		☐ Increase	☐ No Change	Decrease	Fluctuate
	(b)	•	ripate demand will chang nat principal factors that		•
		☐ Increase	No Change	Decrease	Fluctuate
		•		-	S. and non-U.S. markets or any price comparisons.
			provide as a separate atta quantify and/or otherwise		t any studies, surveys, etc

III-29. Market studies,--Please provide as a separate attachment to this request any studies, surveys, etc that you are aware of that quantify and/or otherwise discuss chloropicrin supply (including production capacity and capacity utilization) and demand in (1) the United States, (2) each of the other major producing/consuming countries, including China, and (3) the world as a whole. Of particular interest is such data from 2006 to the present and forecasts for the future.

#### PART III.--PRICING AND MARKET FACTORS--Continued

III-30. <u>Interchangeability by country-pair.</u>—Is chloropicrin produced in the United States and in other countries interchangeable (*i.e.*, can they physically be used in the same applications)? Please indicate below, using "A" to indicate that the products from a specified country-pair are *always* interchangeable, "F" to indicate that the products are *frequently* interchangeable, "S" to indicate that the products are *sometimes* interchangeable, "N" to indicate that the products are *never* interchangeable, and "0" to indicate *no familiarity* with products from a specified country-pair. <sup>1</sup>

Country-pair	China	Other countries
United States		
China		
<sup>1</sup> For any country-pair produci explain the factors that limit or pr	ing chloropicrin which is sometimes eclude interchangeable use:	or <i>never</i> interchangeable, please

#### PART III.--PRICING AND MARKET FACTORS--Continued

III-31. <u>Differences other than price by country-pair</u>.--Are differences other than price (*i.e.*, quality, availability, transportation network, product range, technical support, *etc.*) between chloropicrin produced in the United States and in other countries a significant factor in your firm's sales of the products? Please indicate below, using "A" to indicate that such differences are *always* significant, "F" to indicate that such differences are *frequently* significant, "S" to indicate that such differences are *never* significant, and "0" to indicate *no familiarity* with products from a specified country-pair.<sup>1</sup>

Country-pair	China	Other countries
United States		
China		
For any country-pair for which factors:      Sales of chloropicrin, identify the country factors:      Sales of chloropicrin, identify the country factors:      Sales of chloropicrin, identify the country factors:	etors other than price always or frequentry-pair and report the advantages or di	tly are a significant factor in your firm's sadvantages imparted by such