

U.S. PRODUCERS' QUESTIONNAIRE
FERROVANADIUM FROM CHINA AND SOUTH AFRICA

This questionnaire must be received by the Commission by no later than July 25, 2008

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 reviews of the antidumping duty orders concerning ferrovanadium from China and South Africa (Inv. Nos. 731-TA-986-987 (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)).

<p>Name of firm _____</p> <p>Address _____</p> <p>City _____ State _____ Zip Code _____</p> <p>World Wide Web address _____</p> <p>Has your firm produced ferrovanadium (as defined in the instruction booklet), or has it contracted for ferrovanadium to be produced on its behalf under a toll agreement, since at any time since January 1, 2002?</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 these reviews 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 these reviews 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 these reviews 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 50 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. 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. 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. 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. Do you support or oppose continuation of the antidumping duty orders currently in place for ferrovandium from the following countries?

China	<input type="checkbox"/> Support	<input type="checkbox"/> Oppose	<input type="checkbox"/> Take no position
South Africa	<input type="checkbox"/> Support	<input type="checkbox"/> Oppose	<input type="checkbox"/> Take no position

PART I.--GENERAL INFORMATION--Continued

I-4. Is your firm owned, in whole or in part, by any other firm?

No Yes--List the following information.

<u>Firm name</u>	<u>Address</u>	<u>Extent of ownership</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

I-5. Does your firm have any related firms, either domestic or foreign, which are engaged in importing ferrovandium from China or South Africa into the United States or which are engaged in exporting ferrovandium from China or South Africa to the United States?

No Yes--List the following information.

<u>Firm name</u>	<u>Address</u>	<u>Affiliation</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

I-6. Does your firm have any related firms, either domestic or foreign, which are engaged in importing ferrovandium from countries other than China or South Africa into the United States or which are engaged in exporting ferrovandium from countries other than China or South Africa to the United States?

No Yes--List the following information.

<u>Firm name and country</u>	<u>Address</u>	<u>Affiliation</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

PART I.--GENERAL INFORMATION--Continued

I-7. Does your firm have any related firms, either domestic or foreign, which are engaged in the production of ferrovandium?

No Yes--List the following information.

<u>Firm name</u>	<u>Address</u>	<u>Affiliation</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

I-8. In Parts II and IV 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 ferrovandium?

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

PART II.—TRADE AND RELATED INFORMATION

Further information on this part of the questionnaire can be obtained from Edward Petronzio (202-205-3176, edward.petronzio@usitc.gov). **Supply all data requested on a calendar-year basis.**

II-1. Who should be contacted regarding the requested trade and related information?

Company contact: _____
 Name and title

() _____
 Phone number E-mail address

II-2. Has your firm experienced any change in the character of its operations or organization relating to the production of ferrovandium since January 1, 2002?

- Plant openings
- Relocations
- Expansions
- Acquisitions
- Consolidations
- Closures
- Prolonged shutdowns¹
- Revised labor agreements²
- Other (please identify) _____

¹ Reasons include strikes or equipment failure; curtailment of production because of shortages of materials; or any other change in the character of your operations or organization.

² Changes in wages, benefits, work rules, or other changes in labor agreements.

Please supply details as to the time, nature, and significance of any such changes, and provide underlying assumptions, together with relevant portions of business plans, public corporate filings, or other internal documentation that address this issue.

II-3. Does your firm anticipate any changes in the character of your operations or organization (as noted above) relating to the production of ferrovandium 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 ferrovandium (in 1,000 pounds of contained vanadium) for 2007 and 2008.**

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

II-6. Please describe the constraint(s) that set the limit(s) on your production capacity.

II-7. Is your firm able to switch production between ferrovandium and other products in response to a relative change in the price of ferrovandium vis-a-vis the price of other products, using the same equipment and labor?

- No Yes---Please identify the other products, the approximate time and cost involved in switching, and the minimum relative price change required for your firm to switch production to or from ferrovandium.

PART II.—TRADE AND RELATED INFORMATION--Continued

II-8a. Report your firm's production capacity, production, shipments, inventories, and employment related to the production of ferrovandium in your U.S. establishment(s) during the specified periods. (See definitions in the instruction booklet.)

Quantity (in 1,000 pounds of contained vanadium) and value (in \$1,000)						
Item	2002	2003	2004	2005	2006	2007
Average production capacity¹ (quantity)						
Beginning-of-period inventories (quantity)						
Production (quantity)						
U.S. shipments:						
Commercial shipments:						
Quantity of commercial shipments						
Value of commercial shipments						
Internal consumption:						
Quantity of internal consumption						
Value ² of internal consumption						
Transfers to related firms:						
Quantity of transfers						
Value ² of transfers						
Export shipments:³						
Quantity of export shipments						
Value of export shipments						
End-of-period inventories⁴ (quantity)						
Channels of distribution:						
U.S. shipments to distributors (quantity)						
U.S. shipments to end users (quantity)						
Employment data:						
Average number of PRWs (number)						
Hours worked by PRWs (1,000 hours)						
Wages paid to PRWs (value)						
¹ The production capacity (see definitions in instruction booklet) reported is based on operating _____ hours per week, _____ weeks per year. Please describe the methodology used to calculate production capacity, and explain any changes in reported capacity (use additional pages as necessary). _____ _____						
² Internal consumption and transfers to related firms must be valued at fair market value. In the event that you use a different basis for valuing these transactions, please specify that basis (e.g., cost, cost plus, etc.) and provide value data using that basis for 2002-07 below: _____ _____						
³ Identify your principal export markets: _____						
⁴ Reconciliation of data.--Please note that the quantities reported above should reconcile as follows: beginning-of-period inventories, plus production, less total shipments, equals end-of-period inventories. Do the data reported reconcile? <input type="checkbox"/> Yes <input type="checkbox"/> No--Please explain: _____						

PART II.—TRADE AND RELATED INFORMATION--Continued

II-8b. Report your firm's production capacity, production, shipments, inventories, and employment related to the production of ferrovandium in your U.S. establishment(s) during the specified periods.

(Quantity in 1,000 pounds of contained vanadium, value in \$1,000)		
Item	January-June 2007	January-June 2008
Average production capacity¹ (<i>quantity</i>)		
Beginning-of-period inventories (<i>quantity</i>)		
Production (<i>quantity</i>)		
U.S. shipments:		
Commercial shipments:		
<i>Quantity</i> of commercial shipments		
<i>Value</i> of commercial shipments		
Internal consumption:		
<i>Quantity</i> of internal consumption		
<i>Value²</i> of internal consumption		
Transfers to related firms:		
<i>Quantity</i> of transfers		
<i>Value²</i> of transfers		
Export shipments:³		
<i>Quantity</i> of export shipments		
<i>Value</i> of export shipments		
End-of-period inventories⁴ (<i>quantity</i>)		
Channels of distribution:		
U.S. shipments to distributors (<i>quantity</i>)		
U.S. shipments to end users (<i>quantity</i>)		
Employment data:		
Average number of PRWs (<i>number</i>)		
Hours worked by PRWs (<i>1,000 hours</i>)		
Wages paid to PRWs (<i>value</i>)		
¹ The production capacity (see definitions in instruction booklet) reported is based on operating _____ hours per week, _____ weeks per year. Please describe the methodology used to calculate production capacity, and explain any changes in reported capacity (use additional pages as necessary). <hr/>		
² Internal consumption and transfers to related firms must be valued at fair market value. In the event that you use a different basis for valuing these transactions, please specify that basis (e.g., cost, cost plus, etc.) and provide value data using that basis for January-June 2007 and January-June 2008 below: <hr/>		
³ Identify your principal export markets: _____		
⁴ Reconciliation of data.--Please note that the quantities reported above should reconcile as follows: beginning-of-period inventories, plus production, less total shipments, equals end-of-period inventories. Do the data reported reconcile? <input type="checkbox"/> Yes <input type="checkbox"/> No--Please explain: _____		

PART II.—TRADE AND RELATED INFORMATION--Continued

II-9. If you reported transfers to related firms in question II-8, please indicate the nature of the relationship between your firm and the related firms (*e.g.*, joint venture, wholly owned subsidiary), whether the transfers were priced at market value or by a non-market formula, whether your firm retained marketing rights to all transfers, and whether the related firms also processed inputs from sources other than your firm.

II-10. Other than direct imports, has your firm otherwise purchased ferrovandium since January 1, 2002? (See definitions in the instruction booklet.)

No Yes--Report such purchases below for the specified periods.¹

(Quantity in 1,000 pounds of contained vanadium, value in \$1,000)								
Item	Calendar Year						January-June	
	2002	2003	2004	2005	2006	2007	2007	2008
PURCHASES FROM U.S. IMPORTERS² OF FERROVANADIUM FROM--								
China:								
<i>Quantity</i>								
<i>Value</i>								
South Africa:								
<i>Quantity</i>								
<i>Value</i>								
All other countries:								
<i>Quantity</i>								
<i>Value</i>								
PURCHASES FROM DOMESTIC PRODUCERS:²								
<i>Quantity</i>								
<i>Value</i>								
PURCHASES FROM OTHER SOURCES:²								
<i>Quantity</i>								
<i>Value</i>								

¹ Please indicate your reasons for purchasing this product. If your reasons differ by source, please elaborate.

² Please list the name of the firm(s) from which you purchased this product. If your suppliers differ by source, please identify the source for each listed supplier.

PART II.—TRADE AND RELATED INFORMATION--Continued

II-11. At any time since January 2002, has your firm been involved in a toll agreement regarding the production of ferrovandium?

- No Yes---Please answer the following questions.

For all such agreements entered into by your firm, please indicate whether your firm was the toller (the producer of ferrovandium) or tollee (the firm that furnished the inputs to the toller).

Toller—Please name the tollee: _____

Tollee—Please name the toller: _____

II-11a. If your firm has been a toller (the producer of ferrovandium) at any time since 2002, please report the quantity and value of shipments of ferrovandium that it produced under a toll agreement, (1) for the tollee and (2) produced and sold independent of the tollee shipments.

Toll-produced (i.e., produced for the tollee):

(Quantity in 1,000 pounds of contained vanadium, value in \$1,000)						
	2002	2003	2004	2005	2006	2007
<i>Quantity</i> of commercial shipments						
<i>Value</i> of commercial shipments						

(Quantity in 1,000 pounds of contained vanadium, value in \$1,000)		
	January-June 2007	January-June 2008
<i>Quantity</i> of commercial shipments		
<i>Value</i> of commercial shipments		

Non-toll produced:

(Quantity in 1,000 pounds of contained vanadium, value in \$1,000)						
	2002	2003	2004	2005	2006	2007
<i>Quantity</i> of commercial shipments						
<i>Value</i> of commercial shipments						

(Quantity in 1,000 pounds of contained vanadium, value in \$1,000)		
	January-June 2007	January-June 2008
<i>Quantity</i> of commercial shipments		
<i>Value</i> of commercial shipments		

PART II.—TRADE AND RELATED INFORMATION--Continued

II-12. At any time since January 2002, did your firm produce any vanadium pentoxide in the United States?

No Yes---Please describe (a) the capital expenditures that your firm has made relating to the production of vanadium pentoxide that you provide to toller(s) for the production of ferrovandium and (b) the level of technical expertise required for the production of vanadium pentoxide.

II-13. Does your firm provide any other materials, besides vanadium pentoxide, to toller(s) for the production of ferrovandium? If so, please describe the type and cost of such materials.

II-14. If your firm both produces vanadium pentoxide and consumes that vanadium pentoxide in your firm's production of ferrovandium, identify the approximate percentage of your firm's total employment related to producing ferrovandium that is accounted for by its employment related to the production of vanadium pentoxide.

_ %_

II-15. Does your firm produce ferrovandium in a foreign trade zone (FTZ)?

No Yes--Identify FTZ(s): _____

II-16. Since January 28, 2003, has your firm imported ferrovandium?

No Yes--**COMPLETE AND RETURN A U.S. IMPORTERS' QUESTIONNAIRE**

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

For questions II-17 and II-18, if your response differs for particular orders, please indicate and explain the particular effect of imposition and/or revocation of specific orders.

II-17. Describe the significance of the existing antidumping duty orders covering imports of ferrovanadium from China and/or South Africa in terms of its effect on your firm's production capacity, production, U.S. shipments, inventories, purchases, employment, revenues, costs, profits, cash flow, capital expenditures, research and development expenditures, and asset values. You may wish to compare your firm's operations before and after the imposition of the order.

II-18. Would your firm anticipate any changes in its production capacity, production, U.S. shipments, inventories, purchases, employment, revenues, costs, profits, cash flow, capital expenditures, research and development expenditures, or asset values relating to the production of ferrovanadium in the future if the antidumping duty orders on ferrovanadium from China and/or South Africa 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.—FINANCIAL INFORMATION

Address questions on this part of the questionnaire to **John Ascienzo (202-205-3175, John.Ascienzo@usitc.gov)**.

III-1. Who should be contacted regarding the requested financial information?

Company contact: _____
Name and title

() _____
Phone number E-mail address

III-2. Briefly describe your financial accounting system.

- A. When does your fiscal year end (month and day)? _____
If your fiscal year changed during the period examined, explain below:

- B.1. Describe the lowest level of operations (e.g., plant, division, company-wide) for which financial statements are prepared that include ferrovandium:

- 2. Does your firm prepare profit/loss statements for ferrovandium:
 Yes No
- 3. How often does your firm (or parent company) prepare financial statements?
Please check relevant items below.
 Audited, unaudited, annual reports, 10Ks, 10 Qs,
 Monthly, quarterly, semi-annually, annually
- 4. Accounting basis: GAAP, cash, tax, or other comprehensive (specify) _____

Note: The Commission may request that your company submit copies of its financial statements, including internal profit-and-loss statements for the division or product group that includes ferrovandium, as well as those statements and worksheets used to compile data for your firm's questionnaire response.

III-3. Briefly describe your cost accounting system (e.g., standard cost, job order cost, etc.).

III-4. Briefly describe your allocation basis, if any, for COGS, SG&A, and interest expense and other income and expenses.

PART III.—FINANCIAL INFORMATION--Continued

III-5. Other products.--Please list any other products you produced in the facilities in which you produced ferrovandium, and provide the share of net sales accounted for by these other products in your most recent fiscal year:

<u>Products</u>	<u>Share of sales</u>
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

III-6. Does your company receive inputs (raw materials, labor, energy, or any other services) used in the production of ferrovandium from any related company?

- Yes—Continue to question III-7 below No—Continue to question III-10 below

III-7. In the space provided below, identify the inputs used in the production of ferrovandium that your firm receives from related parties whose financial statements are consolidated with the financial statements of your firm.

<u>Input</u>	<u>Related party</u>
_____	_____
_____	_____
_____	_____
_____	_____

III-8. With respect to the related companies identified in response to question III-7 above, are their financial statements consolidated with your firm's financial statements? (In other words, are profits or losses arising from intercompany transactions eliminated?)

- Yes—Continue to question III-9 below. No—Continue to question III-10 below.

PART III.—FINANCIAL INFORMATION--Continued

III-11 a. Operations on ferrovandium.--Report the revenue and related cost information requested below on the ferrovandium operations of your U.S. establishment(s).¹ Do not report resales of products. Note that internal consumption and transfers to related firms must be valued at fair market value and purchases from related firms must be at cost.² Provide data for your six most recently completed fiscal years in chronological order from left to right. If your firm toll-produced ferrovandium on behalf of another U.S. firm (*i.e.*, your firm is the toller), report data on your tolling operations in tables III-12a and III-12b; only report on your non-toll operations in table III-11 a and III-11b.

Quantity (1,000 pounds of contained ferrovandium) and value (in \$1,000)						
Item	_____	_____	_____	_____	_____	_____
Net sales quantities: ³						
Commercial sales						
Internal consumption						
Transfers to related firms						
Total net sales quantities						
Net sales values: ³						
Commercial sales						
Internal consumption						
Transfers to related firms						
Total net sales values						
Cost of goods sold (COGS): ⁴						
Raw materials						
Direct labor						
Other factory costs						
Toll Conversion Fee						
Total COGS						
Gross profit or (loss)						
Selling, General, and administrative Expenses						
Operating income (loss)						
Other income and expenses:						
Interest expense						
All other expense items						
Continued Dumping and Subsidy Offset Act funds received ⁵						
All other income items						
All other income or expenses, net						
Net income or (loss) before income taxes						
Depreciation/amortization included above						
¹ Include only sales (whether domestic or export) and costs related to your U.S. manufacturing operations. ² Please indicate the amount of profits or (losses) on inputs from related firms that were eliminated pursuant question III-9: Year 1 _____ Year 2 _____ Year 3 _____ Year 4 _____ Year 5 _____ Year 6 _____. ³ Less discounts, returns, allowances, and prepaid freight. The quantities and values should approximate the corresponding shipment quantities and values reported in Part II of this questionnaire. ⁴ COGS should include costs associated with internal consumption and transfers to related firms. ⁵ Please report funds received under this act in the period(s) in which they were received. Do not report these funds as an offset to operating expenses.						

PART III.—FINANCIAL INFORMATION--Continued

III-11b. Operations on ferrovanadium.--Report the revenue and related cost information requested below on the ferrovanadium operations of your U.S. establishment(s).¹ Do not report resales of products. Note that internal consumption and transfers to related firms must be valued at fair market value and purchases from related firms must be at cost.² Provide data for the specified interim periods. If your firm toll-produced ferrovanadium on behalf of another U.S. firm (*i.e.*, your firm is the toller), report data on your tolling operations in tables III-12a and III-12b; only report on your non-toll operations in table III-11a and III-11b.

Quantity (1,000 pounds of contained ferrovanadium) and value (in \$1,000)		
Item	January-June 2007	January-June 2008
Net sales quantities: ³		
Commercial sales		
Internal consumption		
Transfers to related firms		
Total net sales quantities		
Net sales values: ³		
Commercial sales		
Internal consumption		
Transfers to related firms		
Total net sales values		
Cost of goods sold (COGS): ⁴		
Raw materials		
Direct labor		
Other factory costs		
Toll Conversion Fee		
Total COGS		
Gross profit or (loss)		
Selling, General, and administrative expenses		
Operating income (loss)		
Other income and expenses:		
Interest expense		
All other expense items		
Continued Dumping and Subsidy Offset Act funds received ⁵		
All other income items		
All other income or expenses, net		
Net income or (loss) before income taxes		
Depreciation/amortization included above		
¹ Include only sales (whether domestic or export) and costs related to your U.S. manufacturing operations. ² Please indicate the amount of profits or (losses) on inputs from related firms that were eliminated pursuant question III-9: January-June 2007 _____ January-June 2008 _____. ³ Less discounts, returns, allowances, and prepaid freight. The quantities and values should approximate the corresponding shipment quantities and values reported in Part II of this questionnaire. ⁴ COGS should include costs associated with internal consumption and transfers to related firms. ⁵ Please report funds received under this act in the period(s) in which they were received. Do not report these funds as an offset to operating expenses.		

PART III.—FINANCIAL INFORMATION--Continued

III-12a. Toll production of ferrovandium.--Report the revenue and related cost information requested below on your operations toll producing ferrovandium in your U.S. establishment(s).¹ Provide data for your six most recently completed fiscal years in chronological order from left to right. If your firm toll produced ferrovandium for more than one customer (the tollee), please photocopy this page as necessary in order to report separate data for each tollee. See footnotes in table III-12b.

Name of tollee :

Quantity (1,000 pounds of contained ferrovandium) and value (in \$1,000)						
Item	_____	_____	_____	_____	_____	_____
Tolling operations:²						
Net quantity tolled						
Net tolling revenue						
Net packaging revenue						
Total Revenue from Tolling Operations						
Cost of tolling services:						
Raw materials not supplied by tollee						
Direct labor						
Other factory costs						
Total cost of tolling services						
Gross profit or (loss)						
Selling, General, and administrative Expenses						
Operating income (loss)						

III-12b. Toll production of ferrovandium.--Report the revenue and related cost information requested below on your operations toll producing ferrovandium in your U.S. establishment(s)¹ for the specified interim periods.

Quantity (1,000 pounds of contained ferrovandium) and value (in \$1,000)		
Item	<u>January-June 2007</u>	<u>January-June 2008</u>
Tolling operations:²		
Net quantity tolled		
Net tolling revenue		
Net packaging revenue		
Total Revenue from Tolling Operations		
Cost of tolling services:		
Raw materials not supplied by tollee		
Direct labor		
Other factory costs		
Total cost of tolling services		
Gross profit or (loss)		
Selling, General, and administrative expenses		
Operating income (loss)		

¹ Include only sales (whether domestic or export) and costs related to your U.S. manufacturing operations.

² Less discounts, returns, allowances, and prepaid freight. The quantities and values should approximate the corresponding shipment quantities and values reported in Part II of this questionnaire.

PART III.—FINANCIAL INFORMATION--Continued

III-13. Asset values.--Report the total assets associated with the production, warehousing, and sale of ferrovandium. If your firm does not maintain some or all of the specific asset data in the normal course of business, please estimate it based upon some rational method (such as production, sales, or costs) that is consistent with your cost allocations in the previous question. Your finished goods inventory value should reconcile with the inventory quantity data reported in Part II. Provide data as of the end of your six most recently completed fiscal years in chronological order from left to right.

Value (in \$1,000)						
Item	_____	_____	_____	_____	_____	_____
Assets associated with the production, warehousing, and sale of ferrovandium:						
1. Current assets:						
A. Cash and equivalents						
B. Accounts receivable, net						
C. Inventories (finished goods)						
D. Other (describe: _____)						
E. Total current assets (lines 1.A. through 1.D.)						
2. Property, plant, and equipment						
A. Original cost of property, plant, and equipment						
B. Less: Accumulated depreciation						
C. Equals: Book value of property, plant, and equipment						
3. Other non-current (describe: _____)						
4. Other non-current (describe: _____)						
5. Total assets (lines 1.E., 2.C., 3 and 4)						

III-14. Capital expenditures and research and development expenditures.--Report your firm's capital expenditures and research and development expenditures on ferrovandium. Provide data for your six most recently completed fiscal years in chronological order from left to right, and for the specified interim periods.

Value (in \$1,000)						
Item	_____	_____	_____	_____	_____	_____
Capital expenditures						
Research and development expenditures						

Value (in \$1,000)		
Item	January-June 2007	January-June 2008
Capital expenditures		
Research and development expenditures		

PART IV.--PRICING AND MARKET FACTORS

Further information on this part of the questionnaire can be obtained from Amelia Preece (202-205-3250, amelia.preece@usitc.gov)

IV-1. Who should be contacted regarding the requested pricing and related information?

Company contact:

() _____

Phone number

E-mail address

PRICE DATA

This section requests quarterly quantity and value data on your firm's U.S. shipments of the following products during January 2002-June 2008.

Product 1.—Grade 40-60 percent ferrovandium, 2" by down

Product 2.— Grade 78-82 percent ferrovandium, 2" by down

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 IV.--PRICING AND MARKET FACTORS--Continued

IV-2. Report below the quarterly price data¹ for pricing products² produced and sold by your firm.

(Quantity in pounds of contained ferrovandium, value in dollars)				
Period of shipment	Product 1		Product 2	
	Quantity	Value	Quantity	Value
2002:				
January-March				
April-June				
July-September				
October-December				
2003:				
January-March				
April-June				
July-September				
October-December				
2004:				
January-March				
April-June				
July-September				
October-December				
2005:				
January-March				
April-June				
July-September				
October-December				
2006:				
January-March				
April-June				
July-September				
October-December				
2007:				
January-March				
April-June				
July-September				
October-December				
2008:				
January-March				
April-June				

¹ Net values (i.e., gross sales values less all discounts, allowances, rebates, prepaid freight, and the value of returned goods), f.o.b. your U.S. point of shipment.

² Pricing product definitions are provided on the first page of Part IV.

Note.--If your product does not exactly meet the product specifications but is competitive with the specified product, provide a description of your product:

Product 1: _____

Product 2: _____

PART IV.--PRICING AND MARKET FACTORS--Continued

IV-3. Please describe how your firm determines the prices that it charges for sales of ferrovandium (transaction by transaction negotiation, contracts for multiple shipments, set price lists, etc.). If your firm issues price lists, please include a copy of a recent price list with your submission. If your price list is large, please submit sample pages.

- Transaction by transaction Contract Cost plus Price list
- Other (_____)

IV-4. Please describe your firm's discount policy (quantity discounts, annual total volume discounts, etc.).

- Quantity discounts Annual total volume discounts No discounts
- Other (_____)

IV-5. What are your firm's typical sales terms for its U.S.-produced ferrovandium (e.g., 2/10 net 30 days)? _____. On what basis are your prices of such product usually quoted, f.o.b. _____, or delivered)?

IV-6. Approximately what share of your firm's sales of its U.S.-produced ferrovandium in 2007 were on a (1) long-term contract basis (multiple deliveries for more than 12 months), (2) short-term contract basis (multiple deliveries up to 12 months), and (3) spot sales basis (for a single delivery)?

<u>Type of sale</u>	<u>Share of sales (percent)</u>
Long-term contracts	_____
Short-term contracts	_____
Spot sales	_____

IV-7. If you sell on a long-term contract basis, please answer the following questions with respect to provisions of a typical long-term contract.

- (a) What is the average duration of a contract? _____ months
- (b) Can prices be renegotiated during the contract period? Yes No
- (c) Does the contract fix quantity, price, or both? Quantity Price Both
- (d) Does the contract have a meet or release provision? Yes No
- (e) Was the meet or release provision used? Yes No

PART IV.--PRICING AND MARKET FACTORS--Continued

IV-8. If you sell on a short-term contract basis, please answer the following questions with respect to provisions of a typical short-term contract.

- (a) What is the average duration of a contract? _____ months
- (b) Can prices be renegotiated during the contract period? Yes No
- (c) Does the contract fix quantity, price, or both? Quantity Price Both
- (d) Does the contract have a meet or release provision? Yes No
- (e) Was the meet or release provision used? Yes No

IV-9. What is the average lead time between a customer's order and the date of delivery for your firm's sales of your U.S.-produced ferrovandium?

<u>Source</u>	<u>Share of sales,</u> <u>2007</u>	<u>Lead time</u>
From inventory	_____	_____ <u>Days</u>
Produced to order	_____	_____ <u>Days</u>
Total	100 %	

IV-10. (a) What is the approximate percentage of the total delivered cost of ferrovandium that is accounted for by U.S. inland transportation costs? _____ percent.

(b) Who generally arranges the transportation to your customers' locations? (check one)
 Your firm or purchaser

(c) What proportion of your sales occur within 100 miles of your storage or production facility? _____ percent. Within 101 to 1,000 miles? _____ percent. Over 1,000 miles? _____ percent.

IV-11. What is the geographic market area in the United States served by your firm's ferrovandium? (check all that apply)

- Northeast Mid-Atlantic Midwest Southeast
- Southwest Rocky Mountains West Coast Northwest
- National Other (describe: _____)

PART IV.--PRICING AND MARKET FACTORS--Continued

IV-12. Describe the end uses of the ferrovandium that you manufacture. For each end-use product, what percentage of the total cost is accounted for by ferrovandium?

<u>End use</u>	<u>Ferrovandium's share of total cost of this end use (percent)</u>
_____	_____
_____	_____
_____	_____

IV-13. Have there been any changes in the end uses of ferrovandium since 2003?

No Yes—Please describe.

IV-14. Do you anticipate any changes in terms of the end uses of ferrovandium in the future?

No Yes--Please describe and identify the time period.

IV-15. (a) Can other products be substituted for ferrovandium?

No Yes--Please list these substitute products in order of importance.

(1) _____ (2) _____ (3) _____

(b) For each possible substitute product, please give examples of applications and end uses for which they are substitutes.

PART IV.--PRICING AND MARKET FACTORS--Continued

IV-15. (c) Have changes in the prices of these products affected the price for ferrovandium?

(c) Have changes in the prices of these products affected the price for ferrovandium?

No Yes

IV-16. Have there been any changes in the number or types of products that can be substituted for ferrovandium since 2003?

No Yes—Please explain.

IV-17. Do you anticipate any changes in terms of the substitutability of other products for ferrovandium in the future?

No Yes—Please describe.

IV-18. To what extent have changes in the prices of raw materials affected your firm's selling prices for ferrovandium during January 2003-June 2008? Also discuss any anticipated changes in your raw material costs in the future.

PART IV.--PRICING AND MARKET FACTORS--Continued

IV-19. Have 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.S.-produced ferrovandium in the U.S. market since 2003?

- No Yes--Please 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.

IV-20. (a) Do you anticipate any changes in terms of the availability of U.S.-produced ferrovandium 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.

IV-21. Has the availability of NONSUBJECT imported ferrovandium changed since 2003?

- No Yes--Please explain.

IV-22. Describe how easily your firm can shift its sales of ferrovandium between the U.S. market and alternative country markets. In your discussion, please describe any contracts, other sales arrangements, or other constraints that would prevent or retard your firm from shifting ferrovandium between the U.S. and alternative country markets within a 12-month period.

PART IV.--PRICING AND MARKET FACTORS--Continued

IV-23. Have there been any significant changes in the product range, product mix, or marketing (including sales over the internet) of ferrovandium since 2003?

No Yes--Please describe and quantify if possible.

IV-24. Do you anticipate any changes in terms of the product range, product mix, or marketing (including sales over the internet) of ferrovandium in the future?

No Yes--Please identify, including the time period.

IV-25. a) How has demand within the United States for ferrovandium changed since 2003?

Increased No change Decreased Fluctuated

What principal factors affect changes in demand?

III-25. b) How has demand outside the United States for ferrovandium changed since 2003?

Increased No change Decreased Fluctuated

What principal factors affect changes in demand?

PART IV.--PRICING AND MARKET FACTORS--Continued

III-26. a) Do you anticipate any future changes in ferrovandium demand in the United States?

- No Yes--Please describe and identify the time period.

b) Do you anticipate any future changes in ferrovandium demand in the rest of the world?

- No Yes--Please describe and identify the time period.

IV-27. Please compare market prices of ferrovandium in U.S. and non-U.S. markets, if known. Provide specific information as to year(s) and country(ies) for any price comparisons.

Non U.S. market (specify country)	Price comparison	Years
	<input type="checkbox"/> US price is higher <input type="checkbox"/> US price is lower <input type="checkbox"/> Prices are the same	
	<input type="checkbox"/> US price is higher <input type="checkbox"/> US price is lower <input type="checkbox"/> Prices are the same	
	<input type="checkbox"/> US price is higher <input type="checkbox"/> US price is lower <input type="checkbox"/> Prices are the same	

IV-28. Please provide as a separate attachment to this request any studies, surveys, etc. that you are aware of that quantify and/or otherwise discuss ferrovandium 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 South Africa, and (3) the world as a whole. Of particular interest is such data from 2003 to the present and forecasts for the future.

IV-29. Are your exports of ferrovandium subject to any tariff or non-tariff barriers to trade in other countries?

- No Yes--Please list the countries and describe any such barriers and any significant changes in such barriers that have occurred since 2003, or that are expected to occur in the future.

PART IV.--PRICING AND MARKET FACTORS--Continued

IV-32. Are differences other than price (*i.e.*, quality, availability, transportation network, product range, technical support, *etc.*) between ferrovandium 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 *sometimes* significant, "N" to indicate that such differences are *never* significant, and "0" to indicate *no familiarity* with products from a specified country-pair.¹

Country-pair	United States	China	South Africa	Other countries
United States				
China				
South Africa				

¹ For any country-pair for which factors other than price *always* or *frequently* are a significant factor in your firm's sales of ferrovandium, identify the country-pair and report the advantages or disadvantages imparted by such factors:



INSTRUCTION BOOKLET

GENERAL INFORMATION, INSTRUCTIONS, AND DEFINITIONS FOR COMMISSION QUESTIONNAIRES

Ferrovanadium from China and South Africa Investigation Nos. 731-TA-986-987 (Review)

Further information.--If you have any questions concerning the enclosed questionnaire(s) or other matters related to these reviews, you may contact the following members of the Commission's staff (Fax 202-205-3205):

*Edward Petronzio, investigator (202-205-3176; E-mail edward.petronzio@USITC.GOV)
regarding general questions and trade and related information;*

*John Ascienzo, auditor (202-205-3175; E-mail john.ascienzo@USITC.GOV)
regarding financial information; and*

*Amelia Preece, economist (202-205-3250; E-mail amelia.preece@USITC.GOV)
regarding pricing, market, and related information.*

GENERAL INFORMATION

Background.-- On January 28, 2003, the Department of Commerce issued antidumping duty orders on imports of ferrovanadium from China and South Africa (68 FR 4168 and 4169). On December 3, 2007, the Commission instituted reviews pursuant to section 751(c) of the Tariff Act of 1930 (19 U.S.C. § 1675(c)) (the Act) to determine whether revocation of the orders would be likely to lead to continuation or recurrence of material injury to the domestic industry within a reasonably foreseeable time (72 FR 67962). If the Commission makes affirmative determinations, the orders will remain in place. If the Commission makes negative determinations, the Department of Commerce will revoke the orders.

Questionnaires and other information pertinent to this review are available at **http://www.usitc.gov/trade_remedy/731_ad_701_cvd/investigations/2008/ferrovanadium/viewphase.htm**. Address all correspondence to the United States International Trade Commission, Washington, DC 20436. Hearing-impaired individuals can obtain information regarding this review via the Commission's TDD terminal (202-205-1810).

Due date of questionnaire(s).--Return the completed questionnaire(s) to the United States International Trade Commission by no later than **July 25, 2008**. Although the enclosed postpaid envelope may be used to return the completed questionnaire, use of an overnight mail service may be necessary to ensure that your response actually reaches the Commission by **July 25, 2008**. If you do not use the enclosed envelope, please make sure the completed questionnaire is sent to the attention of **Edward Petronzio**. **Return only one copy of the completed questionnaire(s), but please keep a copy for your records so that you can refer to it if the Commission staff contacts you with any questions during the course of the review.**

Service of questionnaire response(s).--In the event that your firm is a party to this review, you are required to serve a copy of the questionnaire(s), once completed, on parties to the proceeding that are subject to administrative protective order (see 19 CFR § 207.7). A list of such parties is maintained by the Commission's Secretary and may be obtained by calling 202-205-1803. A certificate of service must accompany the copy of the completed questionnaire(s) you submit (see 19 CFR § 207.7).

Confidentiality.--The commercial and financial data furnished in response to the enclosed questionnaire(s) that reveal the individual operations of your firm will be treated as confidential by the Commission to the extent that such data are not otherwise available to the public and will not be disclosed except as may be required by law (see 19 U.S.C. § 1677f). Such confidential information will not be published in a manner that will reveal the individual operations of your firm; however, nonnumerical characterizations of numerical business proprietary information (such as discussion of trends) will be treated as confidential business information only at the request of the submitter for good cause shown.

GENERAL INFORMATION--Continued

Verification.--The information submitted in the enclosed questionnaire(s) is subject to audit and verification by the Commission. To facilitate possible verification of data, please keep all your workpapers and supporting documents used in the preparation of the questionnaire response(s).

Release of information.--The information provided by your firm in response to the questionnaire(s), as well as any other business proprietary information submitted by your firm to the Commission in connection with the review, may become subject to, and released under, the administrative protective order provisions of the Tariff Act of 1930 (19 U.S.C. § 1677f) and section 207.7 of the Commission's Rules of Practice and Procedure (19 CFR § 207.7). This means that certain lawyers and other authorized individuals may temporarily be given access to the information for use in connection with this review or other import-injury investigations or reviews conducted by the Commission on the same or similar merchandise; those individuals would be subject to severe penalties if the information were divulged to unauthorized individuals.

INSTRUCTIONS

Answer all questions.--Do not leave any question or section blank unless a questionnaire expressly directs you to skip over certain questions or sections. If the answer to any question is "none," write "none." **If information is not readily available from your records in exactly the form requested, furnish carefully prepared estimates--designated as such by the letter "E"--and explain the basis of your estimates.** Answers to questions and any necessary comments or explanations should be supplied in the space provided or on separate sheets attached to the appropriate page of the questionnaire(s). If your firm is completing more than one questionnaire in connection with this review (i.e., a producer, importer, and/or purchaser questionnaire), you need not respond to duplicated questions in the questionnaires.

Consolidate all U.S. establishments.--Report the requested data for your establishment(s) located in the United States. **Firms operating more than one establishment should combine the data for all establishments into a single report.**

Filing instructions.—Questionnaires may be filed either in paper form or electronically.

OPTIONS FOR FILING IN PAPER FORM

- **Overnight mail service.**—Mail to the following address:
**United States International Trade Commission
Office of Investigations, Room 615
500 E Street SW
Washington, DC 20024**

INSTRUCTIONS--Continued

- **Fax.**—Fax to 202.205.3205.
- **U.S. mail.**—Mail to the address above, but use zip code 20436. *This option is not recommended. U.S. mail sent to government offices undergoes additional processing to screen for hazardous materials; this additional processing results in substantial delays in delivery.*

OPTIONS FOR FILING ELECTRONICALLY

This questionnaire is available as a “fillable” form in MS Word format on the Commission’s website at:
http://www.usitc.gov/trade_remedy/731_ad_701_cvd/investigations/2008/ferrovanadium/reviewphase.htm ***Please do not attempt to modify the format or permissions of the questionnaire document.*** You may complete the questionnaire electronically, print it out, and submit it in paper form as described above, or you may submit it electronically through one of the following means:

- **By means of the Commission’s Electronic Document Information System (EDIS).**—Follow the step-by-step instructions on the next page.
- **Compact disc (CD).**—Copy your questionnaire onto a CD, include a signed certification page (page 1) (either in paper form or scanned PDF copied onto CD), and mail to the address above. *It is strongly recommended that you use an **overnight mail service**. U.S. mail sent to government offices undergoes additional processing which not only results in substantial delays in delivery but may also damage CDs.*
- **E-mail.**—E-mail your questionnaire to the investigator identified on page 1 of the Instruction Booklet; include a scanned PDF of the signed certification page (page 1). Type the following in the e-mail subject line: BPI Questionnaire, **INV. NOS. 731-986-987**. *Please note that submitting your questionnaire by e-mail may subject your firm’s business proprietary information to transmission over an unsecure environment and to possible disclosure. If you choose this option, the Commission warns you that any risk involving possible disclosure of such information is assumed by the submitter and not by the Commission.*

Note: If you are a party to the review, and service of the questionnaire is required, such service should be made in paper form.

INSTRUCTIONS--Continued

INSTRUCTIONS FOR FILING VIA EDIS

STEP 1: REGISTER AS A NEW USER IN EDIS (current registered users may skip this step)

- The authorized official whose name appears under the Certification at the bottom of page 1 of the questionnaire should be the person who completes the registration in EDIS
- Go to <https://eofpub.usitc.gov/edis-efile/app>
- Click on Register
- Read and accept the Terms of Use Agreement
- Complete the EDIS Online User Registration form
 - In the **Firm/Organization** field, select **Questionnaire Respondent**
- Click **Submit Registration**

STEP 2: ELECTRONICALLY SUBMIT YOUR QUESTIONNAIRE(S) IN EDIS

- Click on E-File Documents
- Under **Submitter Information**, type the name of your firm in the **Filed On Behalf Of** field
- Under **Investigation Information**, click on **Find Investigation**
 - For **Investigation Phase**, select “**Review**” and for **Investigation Number**, type “**731-986-987**”; Click on **Find Investigation**
 - Click in the circle to the left of the investigation number that appears, then click on **Select** and confirm by clicking **OK**
- Under **Document Filing Information**—
 - For **Document Type**, select **Questionnaire – Foreign Producer**, **Questionnaire – Importer**, **Questionnaire – Purchaser**, or **Questionnaire – U.S. Producer**, as appropriate
 - Leave **Document Title** field blank
- Under **Add Document Attachments for Electronic Submission**—
 - In the **Attach File** field, click on **Browse**, locate your MS Word questionnaire file, and double-click the file
 - The **Attachment Title** field is optional
 - Click on **Attach Files** (note that your file will be listed below under **Attachments**)
 - You must attach a scanned PDF of the signed certification page (page 1). If you wish to attach any other files, i.e., supporting documents, do so at this time (unlike the questionnaire itself, these additional documents **must** be PDFs). **Only one questionnaire may be filed at a time.**
 - When you have attached all relevant files, click on **Submit Document w/attachments**. An **EDIS Document Submission Confirmation** screen will appear. Confirm the information and click on **Accept Information**. An **EDIS Notice of Receipt of Electronic Documents** will appear, which completes the process. If you wish to electronically file another questionnaire, repeat Step 2.

DEFINITIONS

DEFINITIONS

Ferrovandium--The merchandise covered by these investigations consists of all ferrovandium, regardless of grade, chemistry, form, shape or size. Ferrovandium is an alloy of iron and vanadium that is used chiefly as an additive in the manufacture of steel. The merchandise is commercially and scientifically identified as ferrovandium. The scope of these investigations specifically excludes vanadium additives other than ferrovandium, such as nitrated vanadium, vanadium-aluminum master alloys, vanadium chemicals, vanadium oxides, vanadium waste and scrap, and vanadium-bearing raw materials such as slag, boiler residues and fly ash. Merchandise classified in Harmonized Tariff Schedule of the United States (HTS) subheadings 2850.00.20, 8112.40.30 and 8112.40.60 is specifically excluded. Ferrovandium is classified in HTS subheading 7202.92.00.

Nitrated vanadium--Includes compounds containing vanadium as the predominant element, by weight and at least 5 percent, by weight, of nitrogen.

Vanadium pentoxide--A compound of vanadium and oxygen that may be used as an input in the production of ferrovandium.

Firm--An individual proprietorship, partnership, joint venture, association, corporation (including any subsidiary corporation), business trust, cooperative, trustee in bankruptcy, or receiver under decree of any court.

Related firm--A firm that your firm solely or jointly owned, managed, or otherwise controlled; a firm that solely or jointly owned, managed, or otherwise controlled your firm; and/or a firm that was solely or jointly owned, managed, or otherwise controlled by a firm that also solely or jointly owned, managed, or otherwise controlled your firm.

Establishment--Each facility of a firm in the United States involved in the production (including toll production on its behalf), importation, and/or purchase of ferrovandium (as defined above), including auxiliary facilities operated in conjunction with (whether or not physically separate from) such facilities.

United States--For purposes of these investigations, the 50 States, Puerto Rico, the U.S. Virgin Islands, and the District of Columbia.

Importer--Any person or firm engaged, either directly or through a parent company or subsidiary, in importing ferrovandium (as defined above) into the United States from a foreign manufacturer or through its selling agent.

Imports--Those products identified for Customs purposes as imports for consumption for which your firm was the importer of record (i.e., was responsible for paying any import duty) or consignee (i.e., to which the merchandise was first delivered).

DEFINITIONS--Continued

Import quantities--Quantities reported should be net of returns.

Import values--Values reported should be landed, duty-paid values at the U.S. port of entry, including ocean freight and insurance costs, brokerage charges, and import duties (i.e., all charges except inland freight in the United States).

Purchaser--Any person or firm engaged, either directly or through a parent company or subsidiary, in purchasing ferrovanadium (as defined above) from another firm that produces, imports, or otherwise distributes ferrovanadium.

Purchases--Purchases from all sources, NOT including direct imports from foreign producers (which should be reported in an importer questionnaire).

Purchase quantities--Quantities reported should be net of returns.

Purchase values--Values reported should be net values (i.e., gross purchase values less all discounts, allowances, rebates, and the value of returned goods), delivered to your U.S. receiving point.

Shipments--Shipments of products produced in or imported by your U.S. establishment(s), or produced on your firm's behalf under a toll agreement. Report shipments to the contracting firm of product produced by your firm under a toll agreement on table II-1 1a of the producers' questionnaire.

Shipment quantities--Quantities reported should be net of returns.

Shipment values--Values reported should be net values (i.e., gross sales values less all discounts, allowances, rebates, prepaid freight, and the value of returned goods), f.o.b. your U.S. producing establishment(s) (for PRODUCER QUESTIONNAIRES) or U.S. point of shipment (for IMPORTER QUESTIONNAIRES). The value of domestic shipments to the contracting firm under a toll agreement is the conversion fee (including profit).

DEFINITIONS--Continued

Types of shipments:

U.S. shipments.--Commercial shipments, internal consumption, transfers to related firms within the United States, and transfers to unrelated and related firms under a toll agreement.

Commercial shipments.--Shipments, other than internal consumption and transfers to related firms, within the United States.

Internal consumption.--Product consumed internally by your firm.

Transfers to related firms.--Shipments made to related domestic firms.

Export shipments.--Shipments to destinations outside the United States, including shipments to related firms.

Inventories.--Finished goods inventory, not raw materials or work-in-progress.

The following definitions apply only to the PRODUCER QUESTIONNAIRE.

Average production capacity.--The level of production that your establishment(s) could reasonably have expected to attain during the specified periods. Assume normal operating conditions (i.e., using equipment and machinery in place and ready to operate; normal operating levels (hours per week/weeks per year) and time for downtime, maintenance, repair, and cleanup; and a typical or representative product mix).

Toll agreement.--Agreement between two firms whereby the first firm furnishes the raw materials and the second firm uses the raw materials to produce a product that it then returns to the first firm with a charge for processing costs, overhead, etc.

Production.--All production in your U.S. establishment(s), including production consumed internally within your firm and production for another firm under a toll agreement.

PRWs.--Production and related workers, including working supervisors and all nonsupervisory workers (including group leaders and trainees) engaged in fabricating, processing, assembling, inspecting, receiving, storage, handling, packing, warehousing, shipping, trucking, hauling, maintenance, repair, janitorial and guard services, product development, auxiliary production for plant's own use (e.g., power plant), recordkeeping, and other services closely associated with the above production operations.

Average number employed.--Add the number of employees, both full-time and part-time, for the 12 pay periods ending closest to the 15th of the month and divide that total by 12. For the January-June periods, calculate similarly and divide by 6.

DEFINITIONS--Continued

Hours worked.--Include time paid for sick leave, holidays, and vacation time. Include overtime hours actually worked; do not convert overtime pay to its equivalent in straight-time hours.

Wages paid.--Total wages paid before deductions of any kind (e.g., withholding taxes, old-age and unemployment insurance, group insurance, union dues, bonds, etc.). Include wages paid directly by your firm for overtime, holidays, vacations, and sick leave.

Fiscal year.--The 12-month period between settlement of your firm's financial accounts.

Continued Dumping and Subsidy Offset Act (Byrd Amendment) funds received.--Funds disbursed by the Bureau of Customs and Border Protection under the Continued Dumping and Subsidy Offset Act of 2000 (the "Byrd Amendment"). The Byrd Amendment provides for the annual distribution of the duties collected pursuant to antidumping and countervailing duty orders. The distribution is available to "affected domestic producers for qualifying expenditures."

Purchases other than direct imports.--Purchases from U.S. producers, U.S. importers, and other U.S. sources.