FOREIGN PRODUCERS'/EXPORTERS' QUESTIONNAIRE

SILICON METAL FROM BOSNIA-HERZEGOVINA, ICELAND, KAZAKHSTAN, AND MALAYSIA

This questionnaire must be received by the Commission by <u>January 8, 2021.</u>

See last page for filing instructions.

The information called for in this questionnaire is for use by the United States International Trade Commission in connection with its countervailing duty investigation concerning silicon metal from Kazakhstan and the antidumping duty investigations concerning silicon metal from Bosnia-Herzegovina, Iceland, and Malaysia (Inv. Nos. 701-TA-652 and 731-TA-1524-1526 (Final)). The information requested in the questionnaire is requested under the authority of the Tariff Act of 1930, title VII.

Address							
Website							
Has your firm produced	or exported silicon metal (as define	on next page) at any time	since January 1, 2018?				
NO (Sign the certification below and promptly return only this page of the questionnaire to the Commission)							
YES (Complet	te all parts of the questionnaire, and retu	rn the entire questionnaire to	the Commission)				
Data reported in this	questionnaire relate to (Check on	e):					
☐ Bosnia-Herz	zegovina 🔲 Iceland	Kazakhstan	Malaysia				
wledge and belief and unders ons of this certification I also	CERTIFICAT erein supplied in response to this stand that the information submitte o grant consent for the Commissio stionnaire and throughout this proce	questionnaire is complete d is subject to audit and v n, and its employees and	erification by the Commission. By d contract personnel, to use the				
Commission on the same or single or single or single or single or other proceedings on the same or makes, and evaluations relating or makes, and evaluations relating or (ii) by U.S. governing or (iii) by U.S. governing or iii) by U.S. governing or iiii by U.S. governing or iiii by U.S. governing or iii iii iii ii ii ii ii ii ii ii ii ii		ponse to this request for by the Commission, its emp related proceeding, or (b) d operations of the Comi	information and throughout thi ployees and Offices, and contrac in internal investigations, audits mission including under 5 U.S.C				
ne of Authorized Official	Title of Authorized Official	Date					

PART I.—GENERAL INFORMATION

<u>Background</u>.--This proceeding was instituted in response to a petition filed on June 30, 2020, by Globe Specialty Metals, Inc., Beverly, Ohio, and Mississippi Silicon LLC, Burnsville, Mississippi. Countervailing/antidumping duties may be assessed on the subject imports as a result of these proceedings if the Commission makes an affirmative determination of injury, threat, or material retardation, and if the U.S. Department of Commerce ("Commerce") makes an affirmative determination of subsidization and/or dumping. Questionnaires and other information pertinent to this proceeding are available at:

https://usitc.gov/investigations/701731/2020/silicon metal bosnia and herzegovina iceland/final.htm

<u>Silicon metal</u> covered by these investigations is all forms and sizes of silicon metal, including silicon metal powder. Silicon metal contains at least 85.00 percent but less than 99.99 percent silicon, and less than 4.00 percent iron, by actual weight. Semiconductor grade silicon (merchandise containing at least 99.99 percent silicon by actual weight and classifiable under Harmonized Tariff Schedule of the United States (HTSUS) statistical reporting number 2804.61.0000) is excluded from the scope of this investigation.

Silicon metal is currently classifiable under statistical reporting numbers 2804.69.1000 and 2804.69.5000 of the HTSUS. While the HTSUS numbers are provided for convenience and customs purposes, the written description of the scope remains dispositive.

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

<u>Reporting of information</u>.--If information is not readily available from your records, provide carefully prepared estimates. If your firm is completing more than one questionnaire (i.e., a producer, importer, and/or purchaser questionnaire), you need not respond to duplicated questions.

<u>Confidentiality</u>.--The commercial and financial data furnished in response to this questionnaire 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, general 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.

<u>Verification</u>.--The information submitted in this questionnaire is subject to audit and verification by the Commission. To facilitate possible verification of data, please keep all files, worksheets, and supporting documents used in the preparation of the questionnaire response. Please also retain a copy of the final document that you submit.

Release of information.--The information provided by your firm in response to this questionnaire, as well as any other business proprietary information submitted by your firm to the Commission in connection with this proceeding, 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 proceeding or other import-injury proceedings 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.

<u>Valid number error messages.</u>--If you are completing this form in a country that uses periods (".") to delineate multiples of 1000 (e.g., one million would appear as \$1.000.000 rather than \$1,000,000), you may be unable to enter in numbers greater than 999 in numeric form fields. The solution to this data entry issue is to temporarily change your operating system's number formatting to be consistent with the U.S. number formatting system while you complete this form. Detailed instructions on how to resolve this issue is provided at the end of this questionnaire and is available upon request from Lawrence Jones (202-205-3358, lawrence.jones@usitc.gov).

<u>D-GRIDS tool.</u>--The Commission has a tool that firms can use to move data from their own MS Excel compilation files into self-contained data tables within this MS Word questionnaire, thereby reducing the amount of cell-by-cell data entry that would be required to complete this form. This tool is a macroenabled MS Excel file available for download from the Commission's generic questionnaires webpage (https://www.usitc.gov/trade_remedy/question.htm) called the "D-GRIDs tool." Use of this tool to help your firm complete this questionnaire is *optional*. Firms opting to use the D-GRIDs tool to populate their data into this questionnaire will need the D-GRIDs specification sheet PDF file specific to this proceeding (available on the case page which is linked under the "Background" above) which includes the necessary references relating to this questionnaire, as well as the macro-enable MS Excel D-GRIDs tool itself from the generic questionnaires page. More detailed instructions on how to use the D-GRIDs tool are available within the D-GRIDs tool itself.

I-1. <u>OMB statistics</u>.--Please report below the actual number of hours required and the cost to your firm of completing this questionnaire.

Hours	Dollars

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 20 hours per response, including the time for reviewing instructions, gathering data, and completing and reviewing the questionnaire.

We welcome comments regarding the accuracy of this burden estimate, suggestions for reducing the burden, and any suggestions for improving this questionnaire. Please attach such comments to your response or send to the Office of Investigations, USITC, 500 E St. SW, Washington, DC 20436.

	involved i	ment"E	
	than one	n the proc on with (w establishn	ach facility of a firm in Bosnia-Herzegovina, Iceland, Kazakhstan, or Malaysia luction or export of silicon metal, including auxiliary facilities operated in whether or not physically separate from) such facilities. Firms operating more nent in Bosnia-Herzegovina, Iceland, Kazakhstan, or Malaysia should combine blishments into a single report.
3.			Does your firm or any related firm produce, have the capability to produce, produce silicon metal in the United States or other countries?
	No	Yes	If 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.
4.		-	tersDoes your firm or any related firm import or have any plans to import e United States?
	No	Yes	If yes, please name the firm(s) below and ensure that they complete the Commission's importer questionnaire.
5.	I-4 are pul	blicly trad	<u>mation.</u> If your firm or any of the entities reported in questions I-2 through ed in the United States, please specify the stock exchange and trading merican Depository Receipts, if applicable):
6.			If your firm or parent firm is represented by external counsel in relation to ase specify the name of the law firm and the lead attorney(s).
	Law firm	:	
	Lead atto	orney(s):	

I-7. <u>U.S. importers</u>.--Please provide the names, contacts, telephone numbers, and e-mail addresses of the <u>FIVE</u> largest U.S. importers of your firm's silicon metal in 2020.

	Importer's name	Contact person	Email	Telephone	Share of your firm's 2020 U.S. exports (%)
1					
2					
3					
4					
5					

PART II.--TRADE AND RELATED INFORMATION

Further information on this part of the questionnaire can be obtained from Lawrence Jones (202-205-3358, lawrence.jones@usitc.gov). Supply all data requested on a calendar-year basis.

II-1.	Contact inform	Contact information Please identify the responsible individual and the manner by which					
	Commission st	Commission staff may contact that individual regarding the confidential information submitted					
	in part II.						
	Name]				
	Title						
	Email						
	Telenhone						

II-2a. <u>Changes in operations.</u>—Please indicate whether your firm has experienced any of the following changes in relation to the production of silicon metal since January 1, 2018.

(che	ck as many as appropriate)	(If checked, please describe the nature, date(s), and significance of any such reported changes as well as the business reasons for them; leave completely blank if not applicable)
	plant openings	
	plant closings	
	relocations	
	expansions	
	acquisitions	
	consolidations	
	prolonged shutdowns or production curtailments	
	revised labor agreements	
	other (e.g., technology)	

II-2b.	COVID-19 pandemic.—Since January 1, 2020, has the COVID-19 pandemic or have any
	government actions taken to contain the spread of the COVID-19 virus resulted in changes in
	relation to your firm's supply chain arrangements, production, and sales (including exports to
	the United States) relating to silicon metal?

No	If yes, describe these changes including a separate discussion of the (a) supply chain impact, and (b) production and sales impact of the COVID-19 pandemic.

II-2c. Anticipated changes in operations.--Does your firm anticipate any changes in the character of its operations or organization (as noted above) relating to the production of silicon metal in the future?

No	Yes	If yes, supply details as to the time, nature, and significance of such changes and provide underlying assumptions.

II-3a. **Production using same machinery**.--Please report your firm's production of products using the same equipment, machinery, or employees as used to produce silicon metal, and the combined production capacity on this shared equipment, machinery, or employees in the periods indicated.

"Overall production capacity" or "capacity" –The level of production that your establishment(s) could reasonably have expected to attain during the specified periods for all products manufactured in that establishment using the same manufacturing equipment. 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).

Note.--If your firm does not produce any out-of-scope merchandise on the same machinery and equipment as scope merchandise then the "overall production capacity" numbers reported in this question should be exactly equal to the "average production capacity" numbers reported in question II-8. If, however, your firm does produce out-of-scope merchandise using the same machinery and equipment as scope merchandise, then the "average production capacity" reported in question II-8 should exclude the portion of "overall production capacity" that was used to produce this out-of-scope merchandise.

"Production" -- All production in your establishment(s) in Bosnia-Herzegovina, Iceland, Kazakhstan, or Malaysia, including production consumed internally within your firm.

II-3a. **Production using same machinery**.--**Continued**.

		Quantity (short tons)		
			Calendar	year	
	Item	2018	2019	9	2020
Overall pro	oduction capacity ¹				
Production Silicon n basis ²	n of: netal on a contained silicon				
Weight	of other elements				
	n metal on a total It basis	0		0	0
Out-of-s Ferros	scope products: silicon				
All oth	ner products ³				
	otal production using same nachinery or workers				
² Data en	ported for capacity (first line) shou tered for production of silicon met dentify these products: Operating parametersThe properating paramaters:	al will populate here on	ce reported in	question II-	-8.
	Hours per week	Weeks per	year		
II-3c.	Capacity calculationPlease d capacity reported in II-3a, and				verall production
II-3d.	<u>Production constraints</u> Please production capacity.	e describe the constra	int(s) that se	t the limit(s) on your firm's

II-4. <u>Product shifting</u> .—							
		(a). Is your firm able to switch production (capacity) between silicon metal and other products using the same equipment and/or labor?					
	No	Yes	f yes—(i.e., have produced other products or are able to produce other products) Please identify other actual or potential products.				
	b	etween pr	ribe the factors that affect your firm's ability to shift production capacity oducts (e.g., time, cost, relative price change, etc.), and the degree to which is enhance or constrain such shifts.				
II-5.			at percentage of your firm's total sales in its most recent fiscal year was s of silicon metal? percent.				
II-6a.	Firm's estimated share of production in Bosnia-Herzegovina, Iceland, Kazakhstan, or Malaysia Please estimate the percentage of total production of silicon metal in the country specified on the certification page accounted for by your firm's production in 2020 percent.						
II-6b.	<u>Firm's estimated share of country's exports.</u> Please estimate the percentage of total exports to the United States of silicon metal from the country specified on the certification page accounted for by your firm's exports in 2020 percent.						
II-7.	<u>Third country trade actions</u> Is the silicon metal exported by your firm subject to antidumping/countervailing duty/safeguard findings, remedies, or proceedings?						
	No	Yes	If yesList the products(s), countries affected, and the date of such findings/remedies/proceedings.				

II-8. Trade data. -- Report your firm's production capacity, production, shipments, and inventories related to the production of silicon metal in your establishment(s) in Bosnia-Herzegovina, Iceland, Kazakhstan, or Malaysia during the specified periods. Do not include resales of silicon metal that your firm did not produce in this question; those data to the degree they are exported to the United States should only be reported in question II-9.

<u>Do not submit data by manufacturing facility if they are in the same country.</u> If your firm has multiple manufacturing establishments within one country, you are required to combine data for those establishments within one foreign producer questionnaire response.

<u>Do not submit data on multiple countries combined</u>. The establishments reported here should all be located in the country of the firm's address reported on the certification page. Multinational companies with production in multiple subject countries should submit separate foreign producer questionnaire responses for each subject country.

"Average production capacity" or "capacity" –The level of production that your establishment(s) could reasonably have expected to attain during the specified periods for all products manufactured in that establishment using the same manufacturing equipment. 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).

"Production" -- All production in your establishment(s) in Bosnia-Herzegovina, Iceland, Kazakhstan, or Malaysia, including production consumed internally within your firm.

"Shipments"--Shipments of products produced in your establishment(s) in Bosnia-Herzegovina, Iceland, Kazakhstan, or Malaysia. Quantities reported should be net of returns.

"Home market commercial shipments"--Shipments, other than internal consumption and transfers to related firms, within Bosnia-Herzegovina, Iceland, Kazakhstan, or Malaysia.

"Home market internal consumption/transfers to related firms"--Shipments made to related firms in Bosnia-Herzegovina, Iceland, Kazakhstan, or Malaysia, including product consumed internally by your firm.

"Export shipments"--Shipments to destinations outside of the country indicated on page 1 (Bosnia-Herzegovina, Iceland, Kazakhstan, or Malaysia), including shipments to related firms.

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

Note: As requested in Part I of this questionnaire, please keep all supporting documents/records used in the preparation of the trade data, as Commission staff may contact your firm regarding questions on the trade data. The Commission may also request that your company submit copies of the supporting documents/records (such as production and sales schedules, inventory records, etc.) used to compile these data.

II-8. **Trade data.**--Continued.

Quantity (in short tons contained silicon)							
	Actual experience			Projec	tions ¹		
	Calendar year						
Item	2018	2019	2020	2021	2022		
Average production capacity ² (A)							
Beginning-of-period inventories (B)							
Production (C)							
Home market shipments: Internal consumption/ transfers (D)							
Commercial shipments (E)							
Exports to the United States (F)							
Exports to all other markets ³ (G)							
Total exports (H) (should equal F+G)	0	0	0	0	0		
Total shipments (I) (should equal D+E+F+G)	0	0	0	0	0		
End-of-period inventories (J)	ind-of-period inventories (J)						
¹ Please explain the basis for your firm's projections ² The production capacity 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 ³ Identify principal other export markets							

<u>RECONCILIATION OF SHIPMENTS, PRODUCTION, AND INVENTORY.</u>--Generally, the data reported for the end-of-period inventories (i.e., line J) should be equal to the beginning-of-period inventories (i.e., line B), plus production (i.e., line C), less total shipments (i.e., lines D, E, F, and G). Please ensure that any differences are not due to data entry errors in completing this form, but rather actually reflect your firm's records; and also provide any likely explanations for any differences (e.g., theft, loss, damage, record systems issues, etc.) if they exist.

	Actual experience			Projections	
	Calendar year				
Item	2018	2019	2020	2021	2022
B + C - D - E - F - G - J = should equal					
zero ("0") or provide an explanation.1	0	0	0	0	0

¹ Explanation if the calculated fields above are returning values other than zero (i.e., "0") but are nonetheless accurate: _____.

II-9. Exports to the United States not produced by your firm.--Report your firm's exports to the United States of silicon metal that was produced in Bosnia-Herzegovina, Iceland, Kazakhstan, or Malaysia but not by your firm during the specified periods. Note these data should <u>not</u> be included in question II-8.

	Quantity (in s	hort tons conta	ined silicon)		
	Actual experience			Projections	
	Calendar year				
Item	2018	2019	2020	2021	2022
Exports of silicon metal to the United States not produced by your firm ¹					
¹ List the producer(s)					

II-10.	Other explanationsIf your firm would like to further explain a response to a question in Part II for which a narrative box was not provided, please note the question number and the explanation in the space provided below. Please also use this space to highlight any issues your firm had in providing the data in this section, including but not limited to technical issues with the MS Word questionnaire.

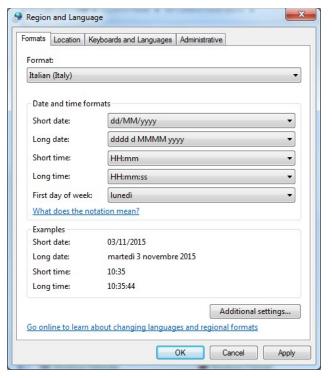
Correcting valid number error messages.—If you are completing a Commission questionnaire in a country that uses periods (".") to delineate multiples of 1000 (e.g., one million would appear as \$1.000.000 instead of as \$1,000,000), you may be unable to enter in numbers greater than 999 in numeric form fields. This issues stem from your computer number formatting setting (e.g., not the MS Word document itself, but the computer from which you are opening up the document). In the United States commas (,) delineate multiples of 1000 and periods (.) delineate fractions less than one. Many EU countries use the reverse where multiples of 1000 are delineated with periods (.) and fractions less than one are delineated with commas (,). The U.S. International Trade Commission's questionnaires are setup in the United States with the U.S. number formatting. When this formatting interacts with a computer set to EU number formatting, we believe this may cause this issue.

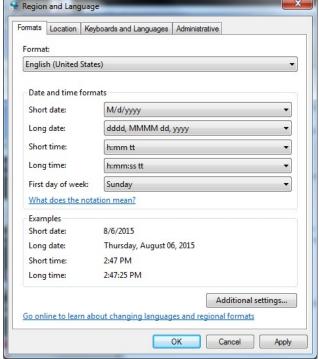
The solution to this data entry issue is to temporarily change your operating system's number formatting to be consistent with the U.S. number formatting system while you complete the questionnaire.

To temporarily change your computer's number settings to U.S. settings, please do the following (for Microsoft Windows Operating system):

- START
- Control Panel
- Region and Language (under Clock, Language, and Region category)
- Format tab
- Change the Format from your existing one (e.g. "Italian (Italy)") to "English (United States)" (see screen shots below)

When you do this the number "twelve million dollars and thirty five cents" would change from \$12.000.000,35 (Italy format) to \$12,000,000.35 (U.S. format), and then there will be no conflict with the USITC foreign producer questionnaire form. When you finish reporting the data then you can close the questionnaire and switch back to Italy settings.





HOW TO FILE YOUR QUESTIONNAIRE RESPONSE

This questionnaire is available as a "fillable" form in MS Word format on the Commission's website at:

https://usitc.gov/investigations/701731/2020/silicon_metal_bosnia_and_herzegovina_iceland/f_inal.htm

Please do not attempt to modify the format or permissions of the questionnaire document. Please submit the completed questionnaire using one of the methods noted below. If your firm is unable to complete the MS Word questionnaire or cannot use one of the electronic methods of submission, please contact the Commission for further instructions.

• <u>Upload via Secure Drop Box</u>.—Upload the MS Word questionnaire along with a scanned copy of the signed certification page (page 1) through the Commission's secure upload facility:

Web address: https://dropbox.usitc.gov/oinv/ Pin: BIKM

• E-mail.—E-mail your questionnaire to lawrence.jones@usitc.gov; include a scanned copy of the signed certification page (page 1). Submitters are strongly encouraged to encrypt nonpublic documents that are electronically transmitted to the Commission to protect your sensitive information from unauthorized disclosure. The USITC secure drop-box system and the Electronic Document Information System (EDIS) use Federal Information Processing Standards (FIPS) 140-2 cryptographic algorithms to encrypt data in transit. Submitting your nonpublic documents by a means that does not use these encryption algorithms (such as by email) may subject your firm's nonpublic information to unauthorized disclosure during transmission. If you choose a non-encrypted method of electronic transmission, the Commission warns you that the risk of such possible unauthorized disclosure is assumed by you and not by the Commission.

If your firm did not produce or export this product, please fill out page 1, print, sign, and submit a scanned copy to the Commission.

Parties to this proceeding.—If your firm is a party to this proceeding, you are required to serve a copy of the completed questionnaire on parties to the proceeding that are subject to administrative protective order (see 19 CFR § 207.7). A list of such parties may be obtained from the Commission's Secretary (202-205-1803). A certificate of service must accompany the completed questionnaire you submit (see 19 CFR § 207.7). Service of the questionnaire must be made in paper form.