



A-570-106, C-570-107
Scope Inquiries
From Vietnam
Public Document
E&C/OI: NC

August 19, 2022

MEMORANDUM TO: The File

FROM: Nicholas Czajkowski *NC*
International Trade Compliance Analyst
AD/CVD Operations, Office I

SUBJECT: Notification of Issuance of Quantity and Value Questionnaires to
Certain Vietnamese Companies

On March 25, 2022, the Department of Commerce (Commerce) initiated circumvention inquiries with respect to the antidumping and countervailing duty orders on wooden cabinets and vanities and components thereof (WCV) from the People's Republic of China (China).¹ As noted in the Initiation Notice, Commerce intends to base respondent selection on responses to quantity and value questionnaires. We selected the companies to which we issued the quantity and value questionnaire based on the U.S. Customs and Border Protection (CBP) entry data for U.S. imports of WCV from Vietnam based on the list of primary Harmonized Tariff Schedule of the United States (HTSUS) subheadings listed in the scope of WCV from China orders from April 1, 2019, through December 31, 2022.

Based on the above information, we issued quantity and value questionnaires to the following companies. For companies for which an entry of appearance has not been filed on the record of the circumvention inquiries, we transmitted the quantity and value questionnaire to the company by Federal Express. Where applicable, we relied upon the addresses provided by the petitioner (American Kitchen Cabinet Alliance (AKCA)) in its April 22, 2022, circumvention inquiry request.² Where an address was not provided by the petitioner, we used the address found in Appendix. Companies which filed an entry of appearance can access the quantity and value questionnaire in ACCESS.

¹ See Memorandum, "Wooden Cabinets and Vanities and Components Thereof from the People's Republic of China: Initiation of Circumvention Inquiries on the Antidumping Duty and Countervailing Duty Orders" dated June 6, 2022.

² See AKCA Letter "Wooden Cabinets and Vanities and Components Thereof from the People's Republic of China – Scope Ruling Application and Request for Circumvention Inquiry Concerning Imports of Wooden Cabinets and Vanities and Components Thereof from Vietnam", dated April 22, 2022.



- 1 ART FURNITURE CO LTD
- 2 ASIA ITALIAN DOOR CO., LTD.
- 3 BEST FURNITURE COMPANY LIMITED
- 4 BLUE VALLEY WOOD CO LTD
- 5 CHENGYE WOOD CO LTD
- 6 FUSION VINA COMPANY LTD
- 7 FUYUAN WOOD INDUSTRY CO.,LTD
- 8 GLORY OCEANIC (VIETNAM) CO., LTD
- 9 GOLDENLAND VIETNAM FURNITURE CO LTD
- 10 GRAND WOOD CO LTD
- 11 HOCA (VIETNAM) KITCHEN AND BATH PRODUCTS INTERNATI
- 12 HONGFU VIETNAM CO LTD
- 13 HOP THANG INTERIOR WOOD COMPANY LIMITED
- 14 KAISER FURNITURE (VIETNAM)JOINT STO
- 15 KHAI VY CORPORATION LTD
- 16 KONG RICHS FURNITURE VIET NAM CO.,
- 17 PHU TAI DONG NAI COMPANY LIMITED
- 18 ROCHDALE SPEARS COMPANY LTD
- 19 SANYANG VIETNAM FURNITURE CO LTD
- 20 SHINGMARK ENTERPRISES
- 21 SUDIMA PANELS CO LTD
- 22 THINH LAM PRODUCTION TRADING SERVICES CO LTD
- 23 TIEN DAT FURNITURE CORPATION
- 24 TIMBER INDUSTRIES VIETNAM
- 25 VIET BAC PLYWOOD LIMITED LIABILITY COMPANY
- 26 VIETNAM ANAQ COMPANY LIMITED
- 27 VIETNAM OWEN CABINETS CO., LTD

The above-listed parties are expected to respond to the quantity and value questionnaire by the deadline identified therein. Although we issued quantity and value questionnaires to the specific companies listed above, any party may submit a response to the quantity and value questionnaire, by the deadline identified therein. The quantity and value questionnaire is included as Attachment I to this memorandum.

Appendix

Company	Address
BEST FURNITURE COMPANY LIMITED	Lot A25, A26, A27, Road 9, Uyen Hung Industrial Cluster, Uyen Hung Ward, Tan Uyen Town, Binh Duong Province, Vietnam
CHENGYE WOOD CO LTD	LONG BINH QUARTER KHANH BINH WARD BINH DUONG PROVINCE VIET NAM 84-838123888
GLORY OCEANIC (VIETNAM) CO., LTD	Land Plot No. 370, Map Sheet No. 18, Quarter 1, Hoi Nghia Ward, Tan Uyen Town, Binh Duong Province, Vietnam
GRAND WOOD CO LTD	LAND PLOT NO. 36 SHEET MAP NO 18 WARD 1 HOI NGHIA COMMUNE TAN UYEN TOWN BINH DUONG PROVINCE TEVIET NAM
HONGFU VIETNAM CO LTD	UYEN HUNG TOWN TAN UYEN DISTRICT BINH DUONG PROVINCE
HOP THANG INTERIOR WOOD COMPANY LIMITED	1 NAM TAN UYEN EXTENDED INDUSTRIAL PA BINH DUONG PROVINCE, 820000 VN
KAISER FURNITURE (VIETNAM)JOINT STO	Lot L_CN, D9 Street, My Phuoc Industrial Park, Thoi Hoa Ward, Ben Cat Town, Binh Duong Province, Viet Nam
KHAI VY CORPORATION LTD	No.4, Dao Tri street, Dist.7, HCMC Viet Nam
KONG RICHS FURNITURE VIET NAM CO.,	LOT F7.F8 N5 RD NAM TAN UYEN INDUSTRIAL EXPANDED HOI NGHIA WARD TETAN UYEN TOWN BINH DUONG
ROCHDALE SPEARS COMPANY LTD	DONG BA HAMLET,BINH HOA VILLAGE, THUAN AN DISTRICT, BINH DUONG, VIETNAM
SHINGMARK ENTERPRISES	Bau Xeo Industrial Park, Doi 61 Commune, Trang Bom District, Dong Nai Province, Vietnam
TIMBER INDUSTRIES VIETNAM	6th Street, Tam Phuoc Industrial Zone, Long Thanh, Dong Nai, Vietnam
VIETNAM ANAQ COMPANY LIMITED	Lot 1C7, 1C8, Road CN8, Tan Binh Industrial Park, Hung Hoa Commune, Bau Bang District, Binh Duong Province, Vietnam

A-570-106, C-570-107
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August 19, 2022

TO: CERTAIN PRODUCERS, EXPORTERS, OR U.S. IMPORTERS OF WOODEN CABINETS AND VANITIES AND COMPONENTS THEREOF FROM EXPORTED FROM VIETNAM

SUBJECT: Quantity and Value Questionnaire for Vietnamese Producers, Exporters or U.S. Importers: Anti-Circumvention Inquiries of the Antidumping and Countervailing Duty Orders of Wooden Cabinets and Vanities and Components thereof s from the People's Republic of China

Dear Sir or Madam:

On March 25, 2022, the Department of Commerce (Commerce) initiated country-wide circumvention inquiries³ to determine whether wooden cabinets and vanities and components thereof (WCV) that are completed in Malaysia or Vietnam using parts and components from the People's Republic of China (China), are circumventing the antidumping (AD) and countervailing duty (CVD) orders on WCV from China. Commerce initiated these circumvention inquiries based on information that was provided in a request for these inquiries and pursuant to section 781(b) of the Tariff Act of 1930, as amended (the Act). Section 781(b) of the Act, which relates to the prevention of circumvention, provides that Commerce may include certain merchandise that is completed or assembled in a foreign country other than the country to which an AD or CVD order applies, within the scope of such order under certain circumstances.

Because we have information that indicates that your company may have produced WCV to the United States from, one of the countries under consideration in these inquiries (*i.e.*, Malaysia or Vietnam) we request that your company respond to the items in Attachment I of this letter. A description of the merchandise covered by the inquiries is in Attachment II of this letter. The scope of the merchandise covered by the *Orders* is in Attachment III of this letter.

³ See Memorandum, "Wooden Cabinets and Vanities and Components Thereof from the People's Republic of China: Initiation of Circumvention Inquiries on the Antidumping Duty and Countervailing Duty Orders" dated June 6, 2022.



General instructions for responding to this letter are in Attachment IV of this letter. Receipt of this letter does not indicate that your company (or the producer of the WCV if the producer is not the same as your company) has been, or will be, selected to receive further questionnaires. In addition, please be aware that your company's response to this letter may be subject to an on-site verification by Commerce officials. The information requested in this letter should be submitted to Commerce no later than **5:00 p.m. Eastern Time (ET) on September 1, 2022 Eastern Time (ET)**. Pursuant to 19 CFR 351.303(c)(2) and 351.304(c), your company must submit appropriate public summaries of the proprietary data in its response no later than 5:00 p.m. ET on the first business day after the above deadline.

All submissions to Commerce must be accompanied by a certificate of accuracy from company officials and, if represented by legal counsel or other representative, a certificate of accuracy from the representative. Additionally, the appropriate versions of all submissions to Commerce must be served on all parties on the public service list, and as needed, on the Administrative Protective Order (APO) service list. Both the public service list and the APO service list may be found on Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS) under the case number A-570-979. Certificates of service and accuracy are in Attachment V and of this letter. Note that Commerce has temporarily modified certain of its requirements for serving documents containing business proprietary information, until further notice.³

In the unlikely event that you receive this questionnaire after the deadline to respond to it, you **MUST** contact one of the Commerce officials identified below within five days of receipt of the questionnaire to receive further instructions and a revised deadline for submission of the required information. Failure to do so may result in the presumption that you failed to cooperate by not acting to the best of your ability to comply with the request for information, and may result in the use an inference that is adverse to your interests in selecting from the facts otherwise available, in accordance with section 776(b) of the Act.

If you fail to respond to this questionnaire, or fail to provide the requested information, Commerce may find that you failed to cooperate by not acting to the best of your ability to comply with the request for information, and may use an inference that is adverse to your interests in selecting from the facts otherwise available, in accordance with section 776(b) of the Act.

Should you need further assistance or information with regard to this proceeding, please contact Michael Romani at (202) 482-0198 or Richard Roberts at (202) 482-3464.

Sincerely,

A handwritten signature in blue ink that reads "Nancy M. Decker". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Nancy Decker
Program Manager
E&C, Operations, Office I

Enclosure

Attachment I

1. In the chart below, please provide the total quantity and total value of your shipments of WCV during period April 1, 2019, through December 31, 2021. Explain how you aggregated these data from your books and records.

Exports to the United States	Total Quantity (Pieces)	Total Value (U.S. Dollars)	Total Value (Dong)
Total Exports of WCV			
Exports of WCV produced entirely in China			
Exports of WCV Incorporating Finished Chinese-Origin Components and Component Parts			
Exports of WCV Incorporating Semi-Finished Chinese-Origin Components and Component Parts			
Exports of WCV Incorporating Chinese-Origin Raw Wooden Materials			

2. Did you produce, export, or produce and export the WCV for which you reported shipment information in the table above?
3. If you did not produce all the WCV for which you reported shipment information in the table in above, please identify the producer(s) of the WCV and modules for which you reported shipment information in the table in above. For each producer that you identified, please separately report the total quantity (in pieces) and value of WCV that you purchased from the producer.
4. Please identify any producers or exporters of WCVs that are located in Vietnam that are affiliated with your company under section 771 (33) of the Act. For each producer and exporter identified, please state whether the producer or exporter produced WCV using parts and components from China, and/or exported the WCV to the United States, during the period April 1, 2019, through December 31, 2021.

5. For all exports of WCV that you (or an affiliated company) produced and/or exported, that incorporated Chinese-Origin components, component parts, and/or raw wooden materials, please:
 - a. Describe these Chinese-Origin components, component parts, and/or raw wooden materials, and how these materials were incorporated into the final merchandise that was exported.
 - b. Describe the further processing performed in Vietnam for these Chinese-Origin materials.
 - c. Report the total quantity (pieces for components/parts; kg. for raw wood materials) and value that you purchased from all sources, and separately, from China.
 - d. If you contend the use of these materials to produce WCV in Vietnam does not constitute circumvention of the order, please explain in detail why.

ATTACHMENT II

DESCRIPTION OF THE PRODUCTS EXAMINED IN THE INQUIRY

This circumvention inquiry covers wooden cabinets and vanities and components thereof were produced/assembled in Malaysia or Vietnam using parts and components from China.

ATTACHMENT III

DESCRIPTION OF PRODUCTS COVERED BY THE ORDERS

The merchandise subject to these *Orders* consists of wooden cabinets and vanities that are for permanent installation (including floor mounted, wall mounted, ceiling hung or by attachment of plumbing), and wooden components thereof. Wooden cabinets and vanities and wooden components are made substantially of wood products, including solid wood and engineered wood products (including those made from wood particles, fibers, or other wooden materials such as plywood, strand board, block board, particle board, or fiberboard), or bamboo. Wooden cabinets and vanities consist of a cabinet box (which typically includes a top, bottom, sides, back, base blockers, ends/end panels, stretcher rails, toe kicks, and/or shelves) and may or may not include a frame, door, drawers and/or shelves. Subject merchandise includes wooden cabinets and vanities with or without wood veneers, wood, paper or other overlays, or laminates, with or without non-wood components or trim such as metal, marble, glass, plastic, or other resins, whether or not surface finished or unfinished, and whether or not completed.

Wooden cabinets and vanities are covered by these *Orders* whether or not they are imported attached to, or in conjunction with, faucets, metal plumbing, sinks and/or sink bowls, or countertops. If wooden cabinets or vanities are imported attached to, or in conjunction with, such merchandise, only the wooden cabinet or vanity is covered by the scope.

Subject merchandise includes the following wooden component parts of cabinets and vanities: (1) wooden cabinet and vanity frames; (2) wooden cabinet and vanity boxes (which typically include a top, bottom, sides, back, base blockers, ends/end panels, stretcher rails, toe kicks, and/or shelves); (3) wooden cabinet or vanity doors; (4) wooden cabinet or vanity drawers and drawer components (which typically include sides, backs, bottoms, and faces); (5) back panels and end panels; (6) and desks, shelves, and tables that are attached to or incorporated in the subject merchandise.

Subject merchandise includes all unassembled, assembled and/or “ready to assemble” (RTA) wooden cabinets and vanities, also commonly known as “flat packs,” except to the extent such merchandise is already covered by the scope of antidumping and countervailing duty *Orders* on Hardwood Plywood from the People’s Republic of China. *See Certain Hardwood Plywood Products from the People’s Republic of China: Amended Final Determination of Sales at Less Than Fair Value, and Antidumping Duty Order*, 83 FR 504 (January 4, 2018); *Certain Hardwood Plywood Products from the People’s Republic of China: Countervailing Duty Order*, 83 FR 513 (January 4, 2018). RTA wooden cabinets and vanities are defined as cabinets or vanities packaged so that at the time of importation they may include: (1) wooden components required to assemble a cabinet or vanity (including drawer faces and doors); and (2) parts (e.g., screws, washers, dowels, nails, handles, knobs, adhesive glues) required to assemble a cabinet or vanity. RTAs may enter the United States in one or in multiple packages.

Subject merchandise also includes wooden cabinets and vanities and in-scope components that have been further processed in a third country, including but not limited to one or more of the

following: trimming, cutting, notching, punching, drilling, painting, staining, finishing, assembly, or any other processing that would not otherwise remove the merchandise from the scope of the *Orders* if performed in the country of manufacture of the in-scope product.

Excluded from the scope of these *Orders*, if entered separate from a wooden cabinet or vanity are:

1. Aftermarket accessory items which may be added to or installed into an interior of a cabinet and which are not considered a structural or core component of a wooden cabinet or vanity. Aftermarket accessory items may be made of wood, metal, plastic, composite material, or a combination thereof that can be inserted into a cabinet and which are utilized in the function of organization/accessibility on the interior of a cabinet; and include:
 - Inserts or dividers which are placed into drawer boxes with the purpose of organizing or dividing the internal portion of the drawer into multiple areas for the purpose of containing smaller items such as cutlery, utensils, bathroom essentials, *etc.*
 - Round or oblong inserts that rotate internally in a cabinet for the purpose of accessibility to foodstuffs, dishware, general supplies, *etc.*
2. Solid wooden accessories including corbels and rosettes, which serve the primary purpose of decoration and personalization.
3. Non-wooden cabinet hardware components including metal hinges, brackets, catches, locks, drawer slides, fasteners (nails, screws, tacks, staples), handles, and knobs.
4. Medicine cabinets that meet all of the following five criteria are excluded from the scope: (1) wall mounted; (2) assembled at the time of entry into the United States; (3) contain one or more mirrors; (4) be packaged for retail sale at time of entry; and (5) have a maximum depth of seven inches.

Also excluded from the scope of the *Orders* are:

1. All products covered by the scope of the antidumping duty order on Wooden Bedroom Furniture from the People's Republic of China. *See Notice of Amended Final Determination of Sales at Less Than Fair Value and Antidumping Duty Order: Wooden Bedroom Furniture from the People's Republic of China*, 70 FR 329 (January 4, 2005).
2. All products covered by the scope of the antidumping and countervailing duty *Orders* on Hardwood Plywood from the People's Republic of China. *See Certain Hardwood Plywood Products from the People's Republic of China: Amended Final Determination of Sales at Less Than Fair Value, and Antidumping Duty Order*, 83 FR 504 (January 4, 2018); *Certain Hardwood Plywood Products from the People's Republic of China: Countervailing Duty Order*, 83 FR. 513 (January 4, 2018).

Imports of subject merchandise are classified under Harmonized Tariff Schedule of the United States (HTSUS) statistical numbers 9403.40.9060 and 9403.60.8081. The subject component parts of wooden cabinets and vanities may be entered into the United States under HTSUS statistical number 9403.90.7080. Although the HTSUS subheadings are provided for convenience and customs purposes, the written description of the scope of these *Orders* is dispositive.

ATTACHMENT IV

Instructions for Filing the Response

The following instructions apply to your response to this questionnaire and all other documents that you submit to Commerce during the course of this proceeding, such as responses to additional questionnaires, extension requests, and case briefs.

***Note:** Please label the electronic files that you upload in a manner indicating their specific contents. For example, ABC Ltd March 15 QR – Exhibits 10-15, rather than ABC Ltd March 15 QR – part 3. If possible, please do not split exhibits between electronic files.*

- Due Date
 - All submissions must be made electronically using Commerce’s ACCESS website at <http://access.trade.gov> , unless an exception applies. To determine if your response qualifies for manual filing, see the section on “Manual Filing” below. All laws, regulations, and other descriptive materials that supplement your responses should be submitted on the same date as the initial response.
 - The **business proprietary** response should be submitted on the day specified on the cover page of this questionnaire. The **public version** of the response may be filed one business day after the proprietary response.
 - An electronically filed document must be received successfully in its entirety by ACCESS by 5 p.m. Eastern Time (ET) on the due date, unless an earlier time is specified. Where applicable, a submitter must manually file a document between the hours of 8:30 a.m. and 5 p.m. ET on the due date, unless an earlier time is specified.
- Format
 - You are required to state in the upper right-hand corner of your cover letter the following information in the following format:
 - on the first line, indicate the case number stated on the cover page to this questionnaire;
 - on the second line, indicate the total number of pages in the document including cover pages, appendices, and any unnumbered pages;
 - on the third line, indicate the specific segment of the proceeding, (e.g., investigation, administrative review, scope inquiry, suspension agreement, etc.) and, if applicable, indicate the complete period of review (MM/DD/YY - MM/DD/YY);

- on the fourth line, indicate Commerce office conducting the proceeding;
- on the fifth and subsequent lines, indicate whether any portion of the document contains business proprietary information and, if so, list the page numbers containing business proprietary information; and indicate the business proprietary/public status of the document and whether you agree or object to release of the submitted information under **administrative protective order (APO)** by stating one of the following:
 - A. “Business Proprietary Document -- May Be Released Under APO,”
 - B. “Business Proprietary Document -- May Not Be Released Under APO,”
 - C. “Business Proprietary/APO Version-- May Be Released Under APO,” as applicable,
 - D. “Public Version,” or
 - E. “Public Document.”
- Please include a “Re:” line on the cover letter of your response, or any other submissions you make during this proceeding. In the Re: line, briefly summarize the purpose of your submission, *e.g.*, “response to questionnaire,” “case brief.”
- Prepare your response in typed form and in English (*see* 351.303(d) and (e) for these and other formatting requirements). Include an original and translated version of all pertinent portions of non-English language documents that accompany your response, including financial statements.
- Repeat the question to which you are responding in your narrative submission and place your answer directly below it. Commerce will provide an electronic version of this questionnaire for your convenience.
- Please respond to each question. If a particular question does not apply, please state so and explain why in your response. Failure to do so could lead to the use of adverse inferences for that particular question.
- In each of your answers, please identify your source of information. Please include with your response copies of source documents necessary to understand your response. For additional information sources not included in your response, indicate the location where the documents or electronic data systems are maintained. If information is maintained at multiple locations, please list in an appendix to your response these locations along with notes indicating the information maintained at each location. This information is used by Commerce to prepare for **verification**.
- Include all worksheets, financial reports, and other requested documents as appendices to your response.

- Provide a table of attachments. Assign a number to each attachment and include a descriptive name for each attachment and its number in the table.
- All monetary amounts should be shown in the currency in which they were originally denominated, and in the currency in which they are registered in your accounts (if the two are different). Also, report the actual exchange rate used for a particular conversion. For all values adjusted for inflation, please provide the data in both nominal and adjusted terms and explain how these values were adjusted.

Identify all units of measurement, currencies, and conversion factors used in your narrative response, worksheets, or other appendices. For electronic databases submitted in antidumping proceedings, you must complete Appendix VII, which is a template providing a standard format for reporting the units of measurement, currencies, and conversion factors. Please complete a separate template for each database submitted (home market sales, U.S. sales, cost, *etc.*) and be sure to provide the requested data for each numerical field in the database. In addition, for antidumping proceedings, please refer to Appendix II (not included for countervailing duty (CVD) proceedings), which includes additional information for submitting databases.

- It is your responsibility to contact the official in charge if subsequent to your filing there are events that affect your response (*e.g.*, changes in your cost accounting system are relevant to antidumping proceedings, and changes as a result of an audit are relevant to both antidumping and CVD proceedings).
- Manual Filing

**** On the date of this questionnaire, alternative arrangements for manual filing must be made. If you are unable to file your submission electronically in ACCESS such that alternative arrangements are needed, please contact an official in charge at least 72 hours before the due date. For data files larger than 50 MB, email the ACCESS Help Desk at access@trade.gov so that they may assist you in reducing the size of your file.****

- All submissions must be filed electronically. Only under the following four circumstances will Commerce accept a hardcopy response that is manually filed:

■ Documents exceeding 500 pages in length may be filed manually (in paper form) in the APO/Dockets Unit. This is referred to as a “bulky document.”

■ Data files greater than 50 MB must be filed manually on CD-ROM or DVD.

■ If the ACCESS system is unable to accept filings continuously or intermittently over the course of any period of time greater than one hour

between 12:00 p.m. and 4:30 p.m. ET or for any duration of time between 4:31 p.m. and 5:00 p.m. ET, then a person may manually file the document in the APO/Dockets Unit. Commerce will provide notice of such technical failures on the ACCESS Help Desk line at 202-482-3150 and on the Enforcement and Compliance website, which is <https://www.trade.gov/us-antidumping-and-countervailing-duties> .

■ Apart from the above, if you are unable to comply with the electronic filing requirement, as provided in 19 CFR 351.103(c) of Commerce's regulations, and in accordance with section 782(c) of the Tariff Act of 1930, as amended (the Act), you must promptly notify the official in charge and submit a full written explanation of the reasons you are unable to file the document electronically. You must also suggest alternative forms in which to submit the information. Commerce will consider the ability of a submitter and may modify the electronic filing requirement on a case-by-case basis.

- All manually filed documents must be accompanied by a cover sheet generated in ACCESS. For manually filed bulky documents, separator sheets must also be generated and used.
- If your response qualifies as a bulky document and you opt to file it manually, you must file two identical paper copies of the document. For all other authorized manual submissions, only one paper copy is required.
- Manual submissions must be addressed and submitted to:
Secretary of Commerce
Attention: Enforcement and Compliance, AD/CVD Operations Office (*specify office number indicated on the cover page of this questionnaire*)
APO/Dockets Unit, Room 18022
U.S. Department of Commerce
Fourteenth Street and Constitution Avenue, N.W.
Washington, D.C. 20230
- Certification
 - Submit the required **certification of accuracy**. Providers of information and the person(s) submitting it, if different (*e.g.*, a legal representative), must certify that they have read the submission and that the information submitted is accurate and complete. Commerce cannot accept questionnaire responses that do not contain the certification statements. Forms for such certification are included as appendices to this questionnaire. You may photocopy this form and submit a completed copy with each of your submissions.
 - Provide the required **certificate of service** (included as an appendix) with each business

proprietary document and public version submitted to Commerce.

- Signed certifications of accuracy and certificates of service should be scanned and appended to the appropriate electronic documents filed in ACCESS.
- Business Proprietary Information and Summarization of Business Proprietary Information
 - Request business proprietary treatment for information submitted that you do not wish to be made publicly available. As a general rule, Commerce places all correspondence and submissions received in the course of an antidumping or countervailing duty proceeding in a public reading file. However, information deemed to be proprietary information will not be made available to the public. If you wish to make a request for proprietary treatment for particular information, refer to sections 351.304, 351.305, and 351.306 of Commerce's regulations. You must submit the request for proprietary treatment at the same time as the claimed business proprietary information is submitted to Commerce.
 - Utilize the "one-day lag rule" under section 351.303(c)(2) of Commerce's regulations if you wish an additional day to review the final bracketing of business proprietary information in a document and to prepare the required public version. The filing requirements under the one-day lag rule provide for a party to file only the business proprietary document within the applicable time limit (section 351.303(c)(2)(i)). By the close of business one business day after the date the business proprietary document is filed, the person must file the complete final business proprietary document (section 351.303(c)(2)(ii)). The final business proprietary document must be identical to the original document except for any bracketing corrections.
 - By the close of business one business day after the date the business proprietary document is filed (refer to the "one-day lag rule" in the preceding paragraph), submit the public version of your response (section 351.303(c)(2)(iii)). A public version must contain:
 - a non-proprietary (public) version of your response that is in sufficient detail to permit a reasonable understanding of the information submitted in confidence, and/or
 - an itemization of particular information that you believe you are unable to summarize. State the reasons why you cannot summarize each piece of information.

***Note:** The summarization requirement does not apply solely to the narrative portion of your response. It applies equally to worksheets and other appendices to your response, and even to sales and cost databases submitted in antidumping proceedings. Generally, numerical data, such as that provided in sales and cost databases in antidumping proceedings, are adequately summarized only if grouped or presented in terms of indices or figures ranged within 10 percent of the actual*

figure. If a particular portion of data is voluminous, use ranged figures for at least one percent of the voluminous portion.

Responses, or portions thereof, that are not adequately summarized may be rejected from the record of this proceeding.

- Submit the statements required regarding limited release of business proprietary information under the provisions of an APO. U.S. law permits limited disclosure to representatives of parties (e.g., legal counsel) of certain business proprietary information, including electronic business proprietary information, under an APO. (Note that data received under an APO cannot be shared with others who are not covered by the APO.) Under the provisions governing APO disclosure, you must submit either:
 - a statement agreeing to permit the release under APO of information submitted by you in confidence during the course of the proceeding, or
 - a statement itemizing those portions of the information which you believe should not be released under APO, together with arguments supporting your objections to that release.

We are required by our regulations to reject, at the time of filing, submissions of business proprietary information that do not contain one of these statements. As discussed above, you must state in the upper right-hand corner of the cover letter accompanying your questionnaire response whether you agree or object to release of the submitted information under APO (e.g., May Be Released Under APO or May Not Be Released Under APO). (See section 351.304 of Commerce's regulations for specific instructions.⁴)

- Place brackets (“[]”) around information for which you request business proprietary treatment. Place double brackets (“[[]]”) around information for which you request proprietary treatment and which you do not agree to release under APO.⁵
- 6. Provide to all parties whose representatives have been granted APO access and who are listed on Commerce's most recent APO Service List, a complete copy of the submission--proprietary document and public version, except for that information

⁴ If you do not agree to release under APO all or part of the proprietary information, but we determine that the information should be released, you will have the opportunity to withdraw the information (see section 351.304(d) of our regulations). However, any information which you withdraw will be taken out of the official record and will not be used in our determination.

⁵ Commerce will not disclose proprietary customer names under APO during an antidumping or countervailing duty investigation until either an order is published or the investigation is suspended. To ensure that proprietary customer names are properly treated in this case, place double brackets (“[[]]”) around all proprietary customer names in your submissions to Commerce during the course of this investigation.

which you do not agree to release under APO.⁶ (APO service lists, as well as public service lists, are regularly updated and maintained as record documents in ACCESS at <https://access.trade.gov>. The current service lists are also either attached to the cover letter of this questionnaire or will be provided by a subsequent letter from Commerce). If you exclude information because you do not agree to release it under APO, you must submit the complete business proprietary version, wherein information in double brackets has been excluded. This version of the response must be marked “Business Proprietary/APO Version-- May Be Released Under APO” on the cover page. For parties that do not have access to information under APO, please provide a public version only.

7. A chart summarizing AD/CVD filing requirements can be found at <https://enforcement.trade.gov/filing/index.html>. ACCESS filing instructions are https://access.trade.gov/help/Handbook_on_Electronic_Filing_Procedures.pdf. Detailed and supplemental information concerning APOs, including the APO Handbook, a complete set of APO regulations, and APO application forms and service lists, can be found at <http://enforcement.trade.gov/apo/index.html>.

- Government Confidential Information

Any government confidential information submitted to us should be clearly labeled, preferably with the national security classification mark of the responsible authority. The appropriate authority should also submit a statement explaining, in detail, why the information is confidential.

Please note that any company-specific information submitted by government authorities, for which the government is acting merely as a conduit, is not entitled to government confidential treatment; such information is covered by the business proprietary information guidelines outlined above.

- Verification

All information submitted may be subject to verification. Failure to allow full and complete verification of any information may affect the consideration accorded to that or any other verified or non-verified item in the responses.

⁶Note that Commerce has temporarily modified certain of its requirements for serving documents containing business proprietary information. See *Temporary Rule Modifying AD/CVD Service Requirements Due to COVID-19*, 85 FR 17006 (March 26, 2020); *Temporary Rule Modifying AD/CVD Service Requirements Due to COVID-19; Extension of Effective Period*, 85 FR 29615 (May 18, 2020) and *Temporary Rule Modifying AD/CVD Service Requirements Due to COVID-19; Extension of Effective Period*, 85 FR 41363 (July 10, 2020).

- Extension Requests

Commerce must conduct this proceeding in accordance with statutory and regulatory deadlines. If you are unable to respond completely to every question in the attached questionnaire by the established deadline, or are unable to provide all requested supporting documentation by the same date, you must notify the official in charge and submit a request for an extension of the deadline for all or part of the questionnaire response. If you require an extension for only part of your response, such a request should be submitted separately from the portion of your response filed under the current deadline. Statements included within a questionnaire response regarding a respondent's ongoing efforts to collect part of the requested information, and promises to supply such missing information when available in the future, do not substitute for a written extension request. Section 351.302(c) of Commerce's regulations requires that all extension requests be in writing and state the reasons for the request. Any extension granted in response to your request will be in writing; otherwise the original deadline will apply.

If Commerce does not receive either the requested information or a written extension request before 5:00 pm ET on the established deadline, we may conclude that you have decided not to cooperate in this proceeding. Commerce will not accept any requested information submitted after the deadline. As required by section 351.302(d) of our regulations, we will reject such submissions as untimely. Therefore, failure to properly request extensions for all or part of a questionnaire response may result in the application of partial or total facts available, pursuant to section 776(a) of the Act, which may include adverse inferences, pursuant to section 776(b) of the Act.

- Separate Letter of Appearance Required

Pursuant to 19 CFR 351.103(d)(1), "with the exception of a petitioner filing a petition in an investigation, to be included on the public service list for a particular segment, each interested party must file a letter of appearance." The letter of appearance must be filed separately from any other document (with the exception of an application for APO access) and must be accompanied by the certification(s) required under 19 CFR 351.303(g). If you have an ACCESS E-Filer account, you may also enter your appearance by logging into ACCESS at <https://access.trade.gov> and clicking on "Manage Entry of Appearance" and then "Create New Entry of Appearance."

ATTACHMENT V

**CERTIFICATIONS OF FACTUAL ACCURACY AND
CERTIFICATE OF SERVICE**

CERTIFICATIONS OF FACTUAL ACCURACY

FOR PROCEEDINGS INITIATED ON OR AFTER AUGUST 16, 2013

§ 351.303 Filing, document identification, format, translation, service, and certification of documents.

* * * * *

(g) *Certifications.* Each submission containing factual information must include the following certification from the person identified in paragraph (g)(1) of this section and, in addition, if the person has legal counsel or another representative, the certification in paragraph (g)(2) of this section. The certifying party must maintain the original signed certification for a period of five years from the date of filing the submission to which the certification pertains. The original signed certification must be available for inspection by U.S. Department of Commerce officials. Copies of the certifications must be included in the submission filed at Commerce.

(1) For the person(s) officially responsible for presentation of the factual information:

(i) COMPANY CERTIFICATION:*

I, **(PRINTED NAME AND TITLE)**, currently employed by **(COMPANY NAME)**, certify that I prepared or otherwise supervised the preparation of the attached submission of **(IDENTIFY THE SPECIFIC SUBMISSION BY TITLE)** due on **(DATE)** OR filed on **(DATE)** pursuant to the **(INSERT ONE OF THE FOLLOWING OPTIONS IN {}): {THE (ANTIDUMPING OR COUNTERVAILING) DUTY INVESTIGATION OF (PRODUCT) FROM (COUNTRY) (CASE NUMBER)} or {THE (DATES OF PERIOD OF REVIEW) (ADMINISTRATIVE OR NEW SHIPPER) REVIEW UNDER THE (ANTIDUMPING OR COUNTERVAILING) DUTY ORDER ON (PRODUCT) FROM (COUNTRY) (CASE NUMBER)} or {THE (SUNSET REVIEW OR CHANGED CIRCUMSTANCE REVIEW OR SCOPE RULING OR CIRCUMVENTION INQUIRY) OF THE (ANTIDUMPING OR COUNTERVAILING) DUTY ORDER ON (PRODUCT) FROM (COUNTRY) (CASE NUMBER)}**). I certify that the public information and any business proprietary information of **(CERTIFIER'S COMPANY NAME)** contained in this submission is accurate and complete to the best of my knowledge. I am aware that the information contained in this submission may be subject to verification or corroboration (as appropriate) by the U.S. Department of Commerce. I am also aware that U.S. law (including, but not limited to, 18 U.S.C. 1001) imposes criminal sanctions on individuals who knowingly and willfully make material false statements to the U.S. Government. In addition, I am aware that, even if this submission may be withdrawn from the record of the AD/CVD proceeding, the U.S. Department of Commerce may preserve this

submission, including a business proprietary submission, for purposes of determining the accuracy of this certification. I certify that a copy of this signed certification will be filed with this submission to the U.S. Department of Commerce.

Signature: _____

Date: _____

* For multiple person certifications, all persons should be listed in the first sentence of the certification and all persons should sign and date the certification. In addition, singular pronouns and possessive adjectives should be changed accordingly, *e.g.*, “I” should be changed to “we” and “my knowledge” should be changed to “our knowledge.”

(ii) GOVERNMENT CERTIFICATION:**

I, **(PRINTED NAME AND TITLE)**, currently employed by the government of **(COUNTRY)**, certify that I prepared or otherwise supervised the preparation of the attached submission of **(IDENTIFY THE SPECIFIC SUBMISSION BY TITLE) due on (DATE) OR filed on (DATE)** pursuant to the **(INSERT ONE OF THE FOLLOWING OPTIONS IN {}): {THE (ANTIDUMPING OR COUNTERVAILING) DUTY INVESTIGATION OF (PRODUCT) FROM (COUNTRY) (CASE NUMBER)} or {THE (DATES OF PERIOD OF REVIEW) (ADMINISTRATIVE OR NEW SHIPPER) REVIEW UNDER THE (ANTIDUMPING OR COUNTERVAILING) DUTY ORDER ON (PRODUCT) FROM (COUNTRY) (CASE NUMBER)} or {THE (SUNSET REVIEW OR CHANGED CIRCUMSTANCE REVIEW OR SCOPE RULING OR CIRCUMVENTION INQUIRY) OF THE (ANTIDUMPING OR COUNTERVAILING) DUTY ORDER ON (PRODUCT) FROM (COUNTRY) (CASE NUMBER)}**). I certify that the public information and any business proprietary information of the government of **(COUNTRY)** contained in this submission is accurate and complete to the best of my knowledge. I am aware that the information contained in this submission may be subject to verification or corroboration (as appropriate) by the U.S. Department of Commerce. In addition, I am aware that, even if this submission may be withdrawn from the record of the AD/CVD proceeding, the U.S. Department of Commerce may preserve this submission, including a business proprietary submission, for purposes of determining the accuracy of this certification. I certify that a copy of this signed certification will be filed with this submission to the U.S. Department of Commerce.

Signature: _____

Date: _____

** For multiple person certifications, all persons should be listed in the first sentence of the certification and all persons should sign and date the certification. In addition, singular pronouns

and possessive adjectives should be changed accordingly, *e.g.*, “I” should be changed to “we” and “my knowledge” should be changed to “our knowledge.”

(2) For the legal counsel or other representative:

REPRESENTATIVE CERTIFICATION:***

I, (PRINTED NAME), with (LAW FIRM or OTHER FIRM), (INSERT ONE OF THE FOLLOWING OPTIONS IN {}): {COUNSEL TO} or {REPRESENTATIVE OF} (COMPANY NAME, OR GOVERNMENT OF COUNTRY, OR NAME OF ANOTHER PARTY), certify that I have read the attached submission of (IDENTIFY THE SPECIFIC SUBMISSION BY TITLE) due on (DATE) OR filed on (DATE) pursuant to the (INSERT ONE OF THE FOLLOWING OPTIONS IN {}): {THE (ANTIDUMPING OR COUNTERVAILING DUTY) INVESTIGATION OF (PRODUCT) FROM (COUNTRY) (CASE NUMBER)} or {THE (DATES OF PERIOD OF REVIEW) (ADMINISTRATIVE OR NEW SHIPPER) REVIEW UNDER THE (ANTIDUMPING OR COUNTERVAILING) DUTY ORDER ON (PRODUCT) FROM (COUNTRY) (CASE NUMBER)} or {THE (SUNSET REVIEW OR CHANGED CIRCUMSTANCE REVIEW OR SCOPE RULING OR CIRCUMVENTION INQUIRY) OF THE (ANTIDUMPING OR COUNTERVAILING) DUTY ORDER ON (PRODUCT) FROM (COUNTRY) (CASE NUMBER)}). In my capacity as (INSERT ONE OF THE FOLLOWING OPTIONS IN {}): {COUNSEL} or {ADVISER, PREPARER, OR REVIEWER} of this submission, I certify that the information contained in this submission is accurate and complete to the best of my knowledge. I am aware that U.S. law (including, but not limited to, 18 U.S.C. 1001) imposes criminal sanctions on individuals who knowingly and willfully make material false statements to the U.S. Government. In addition, I am aware that, even if this submission may be withdrawn from the record of the AD/CVD proceeding, the U.S. Department of Commerce may preserve this submission, including a business proprietary submission, for purposes of determining the accuracy of this certification. I certify that a copy of this signed certification will be filed with this submission to the U.S. Department of Commerce.

Signature: _____

Date: _____

*** For multiple representative certifications, all representatives and their firms should be listed in the first sentence of the certification and all representatives should sign and date the certification. In addition, singular pronouns and possessive adjectives should be changed accordingly, *e.g.*, “I” should be changed to “we” and “my knowledge” should be changed to “our knowledge.”

CERTIFICATE OF SERVICE

I, _____, hereby certify that a copy of the

(name of certifying official)

foregoing submission on behalf of _____,

(company name)

dated _____, was served by first class mail or by hand delivery (circle the method

used) on the following parties:

(Business Proprietary Version)

On Behalf of

Name and address

(Public Version)

On Behalf of

Name and address

(Signature of Certifying Official)