

**UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.**

In the Matter of

**CERTAIN CARBON AND ALLOY STEEL
PRODUCTS**

Investigation No. 337-TA-1002

**PURSUANT TO COMMISSION RULE 210.45
NOTICE OF AN ORAL ARGUMENT BEFORE THE COMMISSION**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined, pursuant to Commission Rule 210.45, to conduct an oral argument in connection with the Commission's review of the initial determination ("ID") (Order No. 38) of the presiding administrative law judge ("ALJ") granting Respondents' motion to terminate Complainant's antitrust claim under 19 CFR 210.21 and, in the alternative, 19 CFR 210.18. The oral argument is scheduled for Tuesday, March 14, 2017, beginning at 10:00 a.m. in the main hearing room.

FOR FURTHER INFORMATION CONTACT: Houda Morad, Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436, telephone (202) 708-4716. Copies of non-confidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street SW., Washington, D.C. 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server at <https://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <https://edis.usitc.gov>. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on (202) 205-1810.

SUPPLEMENTARY INFORMATION: The Commission instituted Investigation No. 337-TA-1002 on June 2, 2016, based on a complaint filed by Complainant United States Steel Corporation of Pittsburgh, Pennsylvania ("U.S. Steel"), alleging a violation of Section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337. *See* 81 FR 35381 (June 2, 2016). The complaint alleges violations of Section 337 based upon the importation into the United States, or in the sale of certain carbon and alloy steel products by reason of: (1) a conspiracy to fix prices and control output and export volumes, the threat or effect of which is to restrain or monopolize trade and commerce in the United States; (2) misappropriation and use of trade secrets, the threat or effect of which is to destroy or substantially injure an industry in the United States; and (3) false designation of origin or manufacturer, the threat or effect of which is to destroy or substantially injure an industry in the United States. *Id.* The notice of investigation identified

forty (40) respondents that are Chinese steel manufacturers or distributors, as well as some of their Hong Kong and United States affiliates. *Id.* In addition, the Office of Unfair Import Investigations is a party in this investigation. *Id.* The Commission later found several of the distributor respondents to be in default and terminated those parties from the investigation. Notice (Oct. 14, 2016); Notice (Oct. 18, 2016); Notice (Nov. 18, 2016).

On August 26, 2016, Respondents filed a motion to terminate U.S. Steel's antitrust claim under 19 CFR 210.21. On September 6, 2016, U.S. Steel filed a response in opposition to Respondents' motion to terminate. On September 9, 2016, the Commission Investigative Attorney ("IA") filed a response in opposition to Respondents' motion to terminate. On November 14, 2016, the ALJ issued the subject ID, granting Respondents' motion to terminate Complainant's antitrust claim under 19 CFR 210.21 and, in the alternative, under 19 CFR 210.18. On November 23, 2016, Complainant and the IA filed petitions for review of the ID. Complainant also requested oral argument before the Commission. On December 1, 2016, Respondents filed a response to the petitions for review. Also on December 1, 2016, Complainant filed a response to the IA's petition for review.

On December 19, 2016, the Commission issued a Notice determining to review the ID (Order No. 38). *See* 81 FR 94416-17 (Dec. 23, 2016). In the Notice, the Commission requested written submissions in connection with its review and tentatively set a date of March 14, 2017, for possible oral argument. *Id.* The notice indicated that the Commission would determine whether to hold an oral argument by February 24, 2017.

Pursuant to Commission Rule 210.45, the Complainant's request for a Commission oral argument has been granted, and an oral argument in connection with the Commission's review of the subject ID will be held on March 14, 2017 at 10 a.m. in the main hearing room. A notice providing the scope and details of the hearing will be forthcoming.

The authority for the Commission's determination is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and in part 210 of the Commission's Rules of Practice and Procedure (19 CFR part 210).

By order of the Commission.



Lisa R. Barton
Secretary to the Commission

Issued: February 24, 2017

PUBLIC CERTIFICATE OF SERVICE

I, Lisa R. Barton, hereby certify that the attached **NOTICE** has been served by hand upon the Commission Investigative Attorney, Reginald Lucas, Esq., and the following parties as indicated, on **February 24, 2017**.



Lisa R. Barton, Secretary
U.S. International Trade Commission
500 E Street, SW, Room 112
Washington, DC 20436

On Behalf of Complainant United States Steel Corporation:

Paul F. Brinkman, Esq.
QUINN EMANUEL URQUHART & SULLIVAN, LLP
777 6th Street, NW, 11th Floor
Washington, DC 20001

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: _____

On Behalf of Respondents Baosteel America Inc., Shanghai Baosteel Group Corporation, and Baoshan Iron & Steel Co., Ltd.:

Sturgis M. Sobin, Esq.
COVINGTON & BURLING LLP
One City Center
850 Tenth St. NW
Washington, DC 20001

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: _____

On Behalf of Respondents Hebei Iron and Steel Group Co., Ltd., Hebei Iron & Steel Group Hengshui Strip Rolling Co., Ltd., and Hebei Iron & Steel (Hong Kong) International Trade Co., Ltd.:

Mark G. Davis, Esq.
GREENBERG TRAURIG, LLP
2101 L Street, NW, Suite 1000
Washington, DC 20037

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: _____

Certificate of Service – Page 2

On Behalf of Respondents Magang (Group) Holding Co. Ltd. and Maanshan Iron and Steel Co. Ltd.:

James B. Altman, Esq.
FOSTER, MURPHY, ALTMAN & NICKEL, PC
1899 L Street, NW, Suite 1150
Washington, DC 20036

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: _____

On Behalf of Respondents Shougang Corporation and China Shougang International Trade & Engineering Corporation:

Michael J. Allan, Esq.
STEPTOE & JOHNSON LLP
1330 Connecticut Avenue, NW
Washington, DC 20036

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: _____

On Behalf of Respondents Anshan Iron and Steel Group, Angang Group International Trade Corporation, Angang Group Hong Kong Co. Ltd., Wuhan Iron and Steel Group Corp., Wuhan Iron and Steel Co., Ltd., and WISCO America Co., Ltd.:

Tom M. Schaumberg, Esq.
ADDUCI, MASTRIANI & SCHAUMBERG, LLP
1133 Connecticut Avenue, NW, 12th Floor
Washington, DC 20036

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: _____

On Behalf of Respondents Jiangsu Shagang Group and Jiangsu Shagang International Trade Co., Ltd.:

Jamie D. Underwood, Esq.
ALSTON & BIRD LLP
950 F Street, NW
Washington, DC 20004

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: _____