

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

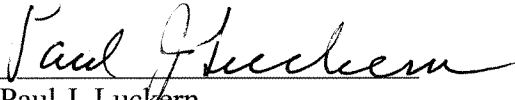
In the Matter of)

CERTAIN R-134a COOLANT)
(OTHERWISE KNOWN AS 1,1,1,2-)
TETRAFLUOROETHANE))

Investigation No. 337-TA-623
Enforcement Proceeding

Notice To The Parties

The Enforcement Initial Determination (EID) including a recommendation for any enforcement measures was filed on September 21, 2009. Attached are the title page, conclusions of law and the order, which are not confidential and which form a portion of said filing. For receiving said filing, see Commission rules 210.6 and 210.7. Counsel for complainants, respondent and the staff received a copy of this notice on September 21, 2009.


Paul J. Luckern
Chief Administrative Law Judge

Issued: September 21, 2009

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PUBLIC VERSION

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of)

CERTAIN R-134a COOLANT)
(OTHERWISE KNOWN AS 1,1,1,2-)
TETRAFLUOROETHANE))

Investigation No. 337-TA-623
Enforcement Proceeding

Enforcement Initial Determination

This is the administrative law judge's Enforcement Initial Determination (EID), pursuant to the Commission Order of February 18, 2009. The administrative law judge, after a review of the record developed, finds inter alia that the enforcement respondent has not violated the Consent Order issued by the Commission on September 11, 2008. This is also the administrative law judge's recommendation, pursuant to said Order, that no enforcement measures are appropriate should the Commission find a violation of said Consent Order.

CONCLUSIONS OF LAW

1. The Commission has in personam jurisdiction and subject matter jurisdiction.
2. There has been no violation of the Consent Order issued by the Commission on September 11, 2008.
3. Should a Consent Order violation is found, the record does not support any enforcement measures.

ORDER

Based on the foregoing, and the record as a whole, it is the administrative law judge's Enforcement Initial Determination (EID) that the enforcement respondent did not violate the Consent Order issued by the Commission on September 11, 2008. It is also the administrative law judge's recommendation that no enforcement measures are appropriate should the Commission find a violation of said Consent Order.

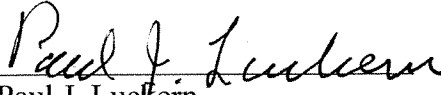
The administrative law judge CERTIFIES to the Commission his EID including his recommendation regarding enforcement measures. The submissions of the parties filed with the Secretary are not certified, since they are already in the Commission's possession in accordance with Commission rules.

Further it is ORDERED that:

1. In accordance with Commission rule 210.39, all material heretofore marked in camera because of business, financial and marketing data found by the administrative law judge to be cognizable as confidential business information under Commission rule 201.6(a), is to be given in camera treatment continuing after the date this investigation is terminated.
2. Counsel for the parties shall have in the hands of the administrative law judge

those portions of the EID including a recommendation for any enforcement measures which contain bracketed confidential business information to be deleted from any public version of said filing, no later than October 5, 2009. Any such bracketed version shall not be served via facsimile on the administrative law judge. If no such bracketed version is received from a party, it will mean that the party has no objection to removing the confidential status, in its entirety, from said filings.

3. Pursuant to the Commission Order of February 18, 2009, petitions for review of the EID may be filed within fourteen (14) days of service of the EID. Responses to any petitions for review may be filed within seven (7) days of service of any petitions for review. Notwithstanding Commission rule 210.75(b)(3), the EID shall become the Commission's final determination sixty (60) days after service of the EID, unless the Commission orders review or changes the deadline for determining whether to review it.


Paul J. Luckern
Chief Administrative Law Judge

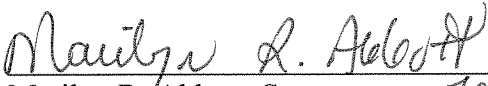
Issued: September 21, 2009

CERTAIN R-134a COOLANT (OTHERWISE KNOWN AS 1,1,1,2-TETRAFLUOROETHANE)

**Investigation No. 337-TA-623
Enforcement Proceeding**

CERTIFICATE OF SERVICE

I, Marilyn R. Abbott, hereby certify that the attached **Notice** was served upon Heidi E. Strain, Esq., Commission Investigative Attorney, and the following parties via first class mail and air mail where necessary on **September 22, 2009.**


Marilyn R. Abbott, Secretary *JMC*
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**CERTAIN R-134a COOLANT (OTHERWISE KNOWN
AS 1,1,1,2-TETRAFLUOROETHANE)**

**Investigation No. 337-TA-623
Enforcement Proceeding**

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