

Arch Chemicals, Inc. and Hebei Jiheng Chemicals, Co., Ltd. v United States and Clearon Corporation and Occidental Chemical Corporation
Consol. Court No. 08-00040, Slip Op. 11-41 (CIT April 15, 2011).
FINAL RESULTS OF REDETERMINATION
PURSUANT TO REMAND

SUMMARY

The Department of Commerce (“Department”) has prepared these final results of redetermination pursuant to the decision and remand order of the U.S. Court of International Trade (“Court”) issued on April 15, 2011, *Arch Chemicals, Inc. and Hebei Jiheng Chemicals, Co., Ltd. v. United States and Clearon Corporation and Occidental Chemical Corporation*, Slip Op. 11-41, Consol. Court No. 08-00040 (April 15, 2011) (“*Arch Chemicals II*”).

In the first remand results filed pursuant to *Arch Chemicals, Inc. v. United States*, Slip Op. 09-71 (July 13, 2009) (“*Arch Chemicals I*”), the Department found that based on additional information submitted by Hebei Jiheng Chemical Company Ltd.’s (“Jiheng”) regarding its claimed by-product offsets, Jiheng was eligible for offsets for its production of chlorine, ammonia gas, hydrogen, and recovered sulfuric acid. The Department subsequently requested a remand to reconsider and further explain issues raised by the parties in comments on the Department’s first remand results. The Department filed its voluntary remand on June 21, 2010, granting Jiheng a by-product offset for recycled hydrogen gas, valuing Jiheng’s sulfuric acid by-product to reflect the reported purity values, and granting Jiheng an offset for chlorine gas discharged during liquefaction.

In *Arch Chemicals II*, while affirming the other aspects of the Department’s voluntary remand, the Court found that Jiheng was not entitled to an offset for chlorine gas discharged during liquefaction because this portion of chlorine gas was not attributable to subject merchandise production. The Court remanded the proceeding to the Department to eliminate the

by-product offset for this portion of chlorine gas and to recalculate the antidumping margin for Jiheng accordingly.

BACKGROUND

On June 21, 2011, the Department released the Draft Results of Redetermination Pursuant to Remand (“Draft Redetermination”) and the recalculation of Jiheng’s antidumping duty margin to interested parties.¹ The Department invited interested parties to submit comments on the Draft Redetermination no later than June 27, 2011. The Department received no comments on the Draft Redetermination.

CHLORINE GAS DISCHARGE DURING LIQUEFACTION OF PURIFIED CHLORINE

In response to the Court’s ruling in *Arch Chemicals II*, for purposes of computing normal value, the Department has removed the quantity of chlorine gas discharged as a result of the liquefaction process of purified chlorine during the chlor-alkali stage of production from Jiheng’s by-product offset. The Department continues to include a portion of discharged chlorine gas produced during the purification of chlorine at this stage of production as a by-product offset, which the Department then allocated in accordance with Jiheng’s Trichloroisocyanuric Acid production process.

¹ See *Arch Chemicals, Inc. and Hebei Jiheng Chemicals, Co., Ltd. v United States and Clearon Corporation and Occidental Chemical Corporation*, Consol. Court No. 08-00040, Slip Op. 11-41 (CIT April 15, 2011), Draft Results Of Redetermination Pursuant To Remand (June 20, 2011).

FINAL RESULTS OF REDETERMINATION

Pursuant to the Court's ruling in *Arch Chemicals II*, as a result of the redetermination, the Department has revised Jiheng's final margin, consistent with the Draft Remand Redetermination.² Jiheng's antidumping duty margin is now 9.19 percent.

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for Import Administration

Date

² See *id.*, see also memorandum from Bobby Wong to the File, regarding: Analysis Memorandum for the Draft Redetermination Pursuant to Court Remand in the Antidumping Duty Investigation of Chlorinated Isocyanurates from the People's Republic of China: Hebei Jiheng Chemical Company, Ltd. (June 20, 2011).