



## FACT SHEET

### **Department of Commerce Preliminarily Finds Dumping of Polyethylene Retail Carrier Bags from Indonesia and the Socialist Republic of Vietnam**

- On October 28, the Department of Commerce (Commerce) announced its affirmative preliminary determinations in the antidumping duty (AD) investigations on imports of polyethylene retail carrier bags (plastic bags) from Indonesia and the Socialist Republic of Vietnam (Vietnam).
- Dumping occurs when a foreign company sells a product in the United States at less than normal value.
- Commerce preliminarily determined that producers/exporters from Indonesia and Vietnam have sold plastic bags at less than normal value in the United States at 67.18 to 67.62 percent and 52.30 to 76.11 percent, respectively.
- Mandatory Indonesian respondents P.T. Sido Bangun Indonesia and P.T. Super Exim Sari Ltd./P.T. Super Makmur received preliminary dumping rates of 67.62 percent and 67.18 percent, respectively. All other producers/exporters from Indonesia received a preliminary dumping rate of 67.40 percent.
- Sixteen Vietnamese producer/exporters preliminarily qualified for a separate rate of 52.30 percent. All other Vietnamese producers/exporters of plastic bags received the Vietnam Wide rate of 76.11 percent, including the Vietnamese mandatory respondents, Advance Polybag Co., Ltd. and Fotai Vietnam Enterprise Corporation, as both companies have withdrawn their participation this investigation.
- As a result of these preliminary determinations, Commerce will instruct U.S. Customs and Border Protection to collect a cash deposit or bond based on the preliminary rates.
- The petitioners for these investigations are Hilex Poly Co., LLC, of Hartsville, SC, and Superbag Corporation of Houston, TX.
- The products subject to these investigations are plastic bags, which also may be referred to as t-shirt sacks, merchandise bags, grocery bags, or checkout bags. Plastic bags are classifiable under subheading 3923.21.0085 of the Harmonized Tariff Schedule of the United States (HTSUS). While the HTSUS subheading is provided for convenience and customs purposes, Commerce's written description of the subject merchandise governs the scope of these investigations.
- In 2008, imports of plastic bags from Vietnam were valued at an estimated \$79 million. Imports in that same period from Indonesia were valued at an estimated \$38 million.

## NEXT STEPS

- Commerce is currently scheduled to issue its final determinations in March 2010.
- If Commerce makes affirmative final determinations, and the U.S. International Trade Commission (ITC) makes affirmative final determinations that imports of plastic bags from Vietnam and Indonesia materially injure, or threaten material injury to, the domestic industry, Commerce will issue antidumping duty orders.

## PRELIM DUMPING MARGINS:

	<b>PRODUCER/EXPORTER</b>	<b>DUMPING MARGIN</b>
<b>INDONESIA</b>	<b>P.T. Sido Bangun Indonesia</b>	<b>67.62%</b>
	<b>P.T. Super Exim Sari Ltd./ P.T. Super Makmur</b>	<b>67.18%</b>
	<b>All Others</b>	<b>67.40%</b>
<b>VIETNAM</b>	<b>Separate Rate Respondents (See Attached List)</b>	<b>52.30%</b>
	<b>Vietnam Wide (including Advance Polybag Co., Ltd. and Fotai Vietnam Enterprise Corporation)</b>	<b>76.11%</b>

## CASE CALENDAR:

<b>EVENT</b>	<b>DATE</b>
<b>Petition Filed</b>	<b>March 31, 2009</b>
<b>Commerce Initiation</b>	<b>April 20, 2009</b>
<b>ITC Preliminary Determination</b>	<b>May 14, 2009</b>
<b>Commerce Preliminary Determinations</b>	<b>October 27, 2009</b>
<b>Commerce Final Determinations<sup>^</sup></b>	<b>March 15, 2010</b>
<b>ITC Final Determination*<sup>^</sup></b>	<b>April 29, 2010</b>
<b>Issuance of Orders**<sup>^</sup></b>	<b>May 6, 2010</b>

<sup>^</sup>This date is an approximation and based on an estimated Preliminary Determination publication date.

\*This will take place only in the event of a final affirmative determination by Commerce.

\*\*This will take place only in the event of final affirmative determinations by both Commerce and the ITC.

**IMPORT STATISTICS:**

<b>INDONESIA</b>	<b>2006</b>	<b>2007</b>	<b>2008</b>
<b>Volume (Thousand Units)</b>	<b>1,592,965</b>	<b>3,396,505</b>	<b>2,819,569</b>
<b>Value (USD)</b>	<b>23,519,266</b>	<b>42,249,578</b>	<b>37,772,433</b>
<b>VIETNAM</b>			
<b>VIETNAM</b>	<b>2006</b>	<b>2007</b>	<b>2008</b>
<b>Volume (Thousand Units)</b>	<b>3,061,998</b>	<b>7,288,037</b>	<b>7,192,325</b>
<b>Value (USD)</b>	<b>17,480,448</b>	<b>65,428,966</b>	<b>79,408,688</b>

Source: U.S. International Trade Commission, Dataweb (HTSUS 3923.21.0085).

**VIETNAM SEPARATE RATE RESPONDENTS**

<b>PRODUCER/EXPORTER</b>	<b>DUMPING MARGIN</b>
<b>Alpha Plastics (Vietnam) Co., Ltd./Alpha Plastics (Vietnam) Co., Ltd.</b>	<b>52.30%</b>
<b>Alta Company/ Alta Company</b>	<b>52.30%</b>
<b>Ampac Packaging Vietnam Ltd./Ampac Packaging Vietnam Ltd.</b>	<b>52.30%</b>
<b>BITAHACO/BITAHACO</b>	<b>52.30%</b>
<b>Chin Sheng Co., Ltd./Chin Sheng Co., Ltd.</b>	<b>52.30%</b>
<b>Chung Va (Vietnam) Plastic Packaging Co., Ltd./Chung Va Century Macao Commercial Offshore Limited</b>	<b>52.30%</b>
<b>Hanoi 27-7 Packaging Company Limited, aka Hanoi 27-7 Packing Company Limited, aka HAPACK Co. Ltd, aka HAPACK/Hanoi 27-7 Packaging Company Limited, aka Hanoi 27-7 Packing Company Limited, aka HAPACK Co. Ltd, aka HAPACK</b>	<b>52.30%</b>
<b>Hoi Hung Company Limited/Kong Wai Polybag Printing Company</b>	<b>52.30%</b>
<b>Kinsplastic Vietnam Ltd. Co./Kinsplastic Vietnam Ltd. Co.</b>	<b>52.30%</b>
<b>Loc Cuong Trading Producing Company Limited, aka Loc Cuong Trading Producing Company, aka Loc Cuong Trading Producing Co. Ltd./Loc Cuong Trading Producing Company Limited, aka Loc Cuong Trading Producing Company, aka Loc Cuong Trading Producing Co. Ltd.</b>	<b>52.30%</b>
<b>Ontrue Plastics Co., Ltd. (Vietnam)/Ontrue Plastics Co., Ltd. (Vietnam)</b>	<b>52.30%</b>
<b>Richway Plastics Vietnam Co., Ltd./Richway Plastics Vietnam Co., Ltd.</b>	<b>52.30%</b>
<b>RKW Lotus Limited Co., Ltd., aka RKW Lotus Limited, aka RKW Lotus Ltd./RKW Lotus Limited Co., Ltd., aka RKW Lotus Limited, aka RKW Lotus Ltd.</b>	<b>52.30%</b>
<b>VINAPACKINK Co., Ltd./VINAPACKINK Co., Ltd.</b>	<b>52.30%</b>
<b>VN K's International Polybags Joint Stock Company/K's International Polybags MFG Ltd</b>	<b>52.30%</b>
<b>VN Plastic Industries Co. Ltd/VN Plastic Industries Co. Ltd</b>	<b>52.30%</b>