



FACT SHEET

Commerce Preliminarily Finds Unfair Dumping of Lemon Juice from Argentina and Mexico

- On April 20, the Department of Commerce announced its affirmative preliminary determinations in the antidumping duty investigations of lemon juice from Argentina and Mexico. Dumping is when a foreign company sells a product in the United States at less than fair market value.
- Commerce determined that Argentine producers/exporters have sold lemon juice in the United States at 85.64 to 128.50 percent less than fair value, and Mexican producers/exporters have sold lemon juice in the United States at 146.10 to 205.37 percent less than fair value. As a result of these preliminary determinations, Commerce will instruct U.S. Customs and Border Protection to suspend liquidation of entries of subject merchandise and to collect a cash deposit or bond based on the preliminary rates.
- Sunkist Growers, Inc., (CA), is the petitioner for these investigations.
- The scope of these investigations includes certain lemon juice for further manufacture, with or without addition of preservatives, sugar, or other sweeteners, regardless of the grams per liter of citric acid (GPL) level of concentration, brix level, brix/acid ratio, pulp content, clarity, grade, horticulture method (e.g., organic or not), processed form (e.g., frozen or not-from-concentrate), FDA standard of identity, the size of the container in which packed, or the method of packing.
- Excluded from the scope of these investigations are: (1) lemon juice at any level of concentration packed in retail sized containers ready for sale to consumers, typically at a level of concentration of 48 GPL; and (2) beverage products such as lemonade that typically contain 20 percent or less lemon juice as an ingredient.
- Lemon juice is classifiable under subheadings 2009.39.6020, 2009.31.6020, 2009.31.4000, 2009.31.6040, and 2009.39.6040 of the Harmonized Tariff Schedule of the United States (HTSUS). While HTSUS subheadings are provided for convenience and customs purposes, Commerce's written description of the scope of these investigations is dispositive.

NEXT STEPS

- Commerce is scheduled to issue its final determinations in these investigations by July 3.
- If Commerce makes final affirmative determinations in these investigations, and the U.S. International Trade Commission makes final determinations that imports from Argentina and Mexico materially injure, or threaten material injury to, the domestic industry, Commerce will issue antidumping duty orders.

Preliminary Rates:

COUNTRY	PRODUCER/EXPORTER	MARGIN
Argentina	Citrusvil, S.A.	128.50%
	S.A. San Miguel A.G.I.C.y F.	85.64%
	All Others	113.52%
Mexico	The Coca-Cola Export Corporation, Mexico Branch	146.10 %
	Citrotam International S.P.R. de R.L. (Citrotam)/Productos Naturales de Citricos (Pronacit)	205.37 %
	All Others	146.10 %

Case Calendar:

EVENT	DATE
Petitions Filed	September 21, 2006
DOC Initiation Date	October 11, 2006
ITC Preliminary Determinations	November 6, 2006
DOC Preliminary Determinations	April 19, 2007
DOC Final Determinations*	July 3, 2007
ITC Final Determinations**	August 17, 2007
Issuance of Orders***	August 24, 2007

* This deadline may be extended under the governing statute.

** 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:

ARGENTINA	2004	2005	2006
Volume (Liters)	31,995,007	56,448,334	58,812,573
Value (\$US)	\$6,499,827	\$9,434,899	\$9,240,079
MEXICO	2004	2005	2006
Volume (Liters)	28,565,272	28,873,058	29,941,691
Value (\$US)	\$5,461,094	\$3,797,729	\$5,962,310

Source: U.S. International Trade Commission, Dataweb (HTS 2009.39.6020, 2009.31.6020, 2009.31.4000, 2009.31.6040, and 2009.39.6040)