

EXPIRY REVIEW QUESTIONNAIRE – IMPORTER

Information required under the *Special Import Measures Act* and
the *Canadian International Trade Tribunal Act* respecting

CERTAIN STAINLESS STEEL WIRE ORIGINATING IN OR EXPORTED FROM INDIA, THE REPUBLIC OF KOREA, SWITZERLAND AND THE UNITED STATES OF AMERICA

- PURPOSE** The Canada Border Services Agency (CBSA) and the Canadian International Trade Tribunal (Tribunal) require information for the Expiry Review No. RR-2008-004 of the findings made on July 30, 2004, in Inquiry No. NQ-2004-001, CBSA File Nos. 4258-123 and 4218-14.
- DUE DATES FOR RESPONSES** Response to Parts A&B must be received at the CBSA by **December 19, 2008**. **Updates to Part A and Part B Appendices** must be received at the Tribunal by **April 2, 2009** (see Item 7 of the Information section).
- RETURN PART A AND PART B RESPONSES TO** Canada Border Services Agency
Anti-dumping and Countervailing Program
SIMA Registry and Disclosure Unit
11th Floor, 100 Metcalfe Street
Ottawa, Ontario K1A 0L8
Fax 613-948-4844
E-mail simaregistry@cbsa-asfc.gc.ca (unsecured e-mail address)
- RETURN PART A AND PART B UPDATES TO** Secretary
Canadian International Trade Tribunal
15th Floor, 333 Laurier Avenue West
Ottawa, Ontario K1A 0G7
Tel 613-993-3595 Fax 613-990-2439
E-mail: secretary@citt-tcce.gc.ca (unsecured e-mail address for public or non-confidential information only)
- http://www.citt-tcce.gc.ca/apps/index_e.asp (secure e-file service for confidential information)
- FOR FURTHER INFORMATION** Contact the following CBSA officers:
Pat Mulligan 613-952-6720 Pat.Mulligan@cbsa-asfc.gc.ca
Vera Hutzuliak 613-954-0689 Vera.Hutzuliak@cbsa-asfc.gc.ca
- Contact the following Tribunal officer with respect to Part A & B updates:
Simon Glance 613-990-8142 Simon.Glance@citt-tcce.gc.ca

]

IMPORTANT NOTE: If you designate information provided by your firm as confidential, a non-confidential edited version or summary must be submitted. See Item 2 of the Instructions and Part D.

INFORMATION

1. Product Definition

For purposes of this expiry review, the subject goods, referred to as “certain stainless steel wire” throughout this questionnaire, are defined as follows:

Cold drawn and annealed stainless steel round wire, up to and including 0.300 inches (7.62 mm) in maximum solid cross-sectional dimension, originating in or exported from India, the Republic of Korea, Switzerland, and the United States of America.

The following goods are excluded from the definition of subject goods and are not subject to this expiry review.

- Nickel-coated stainless steel wire.
- Copper-coated stainless steel wire.
- Stainless steel wire for use in the manufacture of springs, per ASTM A313, matte finish, lubricant coated (all types), in all grades and in all diameters.
- Stainless steel wire in diameters of 0.032 inches (0.813 mm) and smaller.
- Stainless steel lashing wire.
- Type 27-7MO (trade name) stainless steel wire, also identified as UNS S31277, or equivalent.
- Types 302 and 430 stainless steel cold-heading wire for use in the manufacture of semi-tubular solid rivets.
- Types 308LHS, 309LHS, 387, 409CB and 430LCB stainless steel welding wire packaged in fibre-drum bulk packs, drum packs or barrel packs, known as "Tech Paks" or equivalent, in sizes of 250 lbs. (113.4 kg) or greater, for use in long-run welding applications.
- Type 439 titanium stabilized, solid stainless steel welding wire packaged in 500-lb. (226.8-kg) drums.
- Type A-286 stainless steel cold-heading wire, also identified as AISI No. 660, UNS K66286 DIN-1.4980, with the following composition: 0.08% max. carbon, 2.00% max. manganese, 1.00% max. silicon, 0.025% max. phosphorous, 0.025% max. sulfur, 13.50/16.00% chromium, 24.00/27.00% nickel, 1.00/1.50% molybdenum, 0.50% max. copper, 1.00% max. cobalt, 0.35% max. aluminum, 1.90/2.35% max. titanium, 0.10/0.50% vanadium and 0.003/0.010% boron.

- Type A286/A286SF stainless steel cold-heading wire.
- Type XM-19 stainless steel wire, also identified as UNS S20910.

NOTE: Imports of subject goods from both the subject and non-subject countries must be reported where requested.

2. Additional Product Information

Only round stainless steel wire is subject to this expiry review. Wire of any other shape (i.e. flattened, square, triangle, etc.) is not subject to this expiry review.

Only solid stainless steel wire is subject to this expiry review. Cored or hollow wire is not subject. Cored stainless steel wire is typically filled with a flux and is used as welding wire.

Stranded wire and braided wire, made from a number of single wires twisted together, are not subject to this expiry review.

3. Tariff Classification

Imports into Canada of the subject goods described above are normally, but not exclusively, classified under the following tariff classification numbers:

7223.00.11.00 7223.00.19.00 7223.00.20.00

Please be aware that the above tariff classification numbers include a broad range of goods that are both subject to and not subject to this expiry review. As well, please be aware that subject goods may have been imported into Canada using tariff classification numbers other than those listed above.

4. Period of Review (POR)

All information requested pertains to the period of review. The POR is from January 1, 2006 to September 30, 2008 inclusive, with updates required for the quarter ending December 31, 2008.

NOTE: All information is requested on a calendar year and/or quarterly basis except for corporate financial statements which may be on a fiscal year basis. Where adjustments are required and have been made to respond to this questionnaire, please identify and fully explain the adjustments made from the original information.

5. Volume or Units of Product

All responses related to volume, amount or quantity of the product described above should be expressed in kilograms. One kilogram (kg) equals 2.2046 pounds (lbs).

6. Authority and Responsibilities

Expiry Review No. RR-2008-004 is authorized under section 76.03 of the *Special Import Measures Act* (SIMA). The President of the CBSA must determine if the expiry of the findings is likely to result in the continuation or resumption of dumping and/or subsidizing. If the CBSA determines that this is unlikely, the findings will expire on July 29, 2009.

If the CBSA determines that the continuation or resumption of dumping and/or subsidizing is likely, the Tribunal will determine if the expiry of the findings is likely to result in injury or retardation to the domestic industry. If the Tribunal determines that this is unlikely, the findings will expire on July 29, 2009. If the Tribunal determines that this is likely, the findings will be continued for a further period of not more than five years.

7. Parts of the Questionnaire

Part	Title	Description
Parts A & B	Information required by the CBSA	<p>Requests information required by the CBSA to determine if the expiry of the findings is likely to result in the continuation or resumption of dumping and/or subsidizing. Your response to Parts A & B must be received by the CBSA at the address and by the due date specified on the cover page. If you require assistance regarding the questions in Parts A & B, please contact the CBSA officers listed on the cover page.</p> <p>If the CBSA determines that the expiry of the findings is likely to result in the continuation or resumption of dumping and/or subsidizing, you will be notified and you will be required to update information in Part A and Part B Appendices as specified. Your updates to Part A and Part B Appendices must be received by the Tribunal at the address and by the due date specified on the cover page.</p>
Part C	Glossary of Terms	
Part D	Information on Confidential and Non-confidential Submissions to the CBSA	Includes a non-confidential statement to be signed by your firm and pertains to the nature of information deleted in the non-confidential version and reasons for designating information as confidential.
Part E	Certificate of Veracity, Accuracy and Completeness	Pertains to certification of the responses to Parts A & B of the ERQ submitted to the CBSA.

8. Request for Additional Information

Both the CBSA and the Tribunal may contact you to discuss your response to this questionnaire and to request additional information. The Tribunal is a court of record and may subpoena witnesses and require the production of documents.

9. Verification Meetings

The CBSA may wish to verify the information submitted by meeting with officials from your company at your premises. You will be contacted to make arrangements as to the time and place of the verification meeting. The CBSA may require additional information at that time.

10. Information Submitted to the CBSA and Provided to the Tribunal

Information submitted to the CBSA will be provided to the Tribunal if it is determined that the expiry of the findings is likely to result in the continuation or resumption of dumping and/or subsidizing. This information and information provided directly to the Tribunal will be used by the Tribunal to determine if the expiry of the findings is likely to result in injury or retardation to the domestic industry.

INSTRUCTIONS

1. Format and Copies of Submissions

- 1.1 Please quote the Tribunal Expiry Review No. RR-2008-004 and the CBSA file numbers 4258-123 and 4218-14 in any submissions or correspondence relating to this matter.
- 1.2 Please do not include in your submission the ERQ Information, Instructions, Glossary, Information on Confidential and Non-confidential Submissions to the CBSA or other material provided to assist you in responding to this questionnaire.
- 1.3 Your response must state each numbered question followed by a complete response. If a question does not apply to your company or requests information in a format that is different than that in which it is maintained, an explanation as to why the question does not apply or how the information was adjusted to respond to the question is required.
- 1.4 Please submit one (1) original only (no copies) of your complete response to this questionnaire, including both confidential and non-confidential submissions, in electronic format, in combination of electronic format and paper, or paper only.
- 1.5 **Electronic documents are preferred.** Narrative or text responses must be provided in Microsoft Word 2003 or in compatible word processing software. Spreadsheets or data responses must be provided in Microsoft Excel 2003 or in compatible data processing software. Files may be submitted in a compressed format using WinZip 9.0 or compatible, but not in RAR compressed files. Information in a compressed format must be accompanied by a list of all electronic documents submitted, including file name, file type, number of records, the relevant question number and confidential or non-confidential designation.
- 1.6 Your response must be in either English or French. Any source material that you provide must be in the document's original language and must be accompanied by a translation in either English or French.
- 1.7 All monetary values, such as costs, charges, prices, etc., must be expressed in the currency in which they occur with the relevant currency clearly identified.
- 1.8 Electronic documents must be submitted to the CBSA on virus-free electronic media, e.g., CDs or DVDs. Please label all electronic media, describing the contents and confidential or non-confidential designation.
- 1.9 **PUBLIC/NON-CONFIDENTIAL** replies and/or revisions submitted to the Tribunal are to be identified as such and may be e-mailed to the Secretary of the Canadian International Trade Tribunal at secretary@citt-tcce.gc.ca.

CONFIDENTIAL replies may be filed electronically with the Tribunal through its Secure E-filing service located at http://www.citt-tcce.gc.ca/apps/index_e.asp. Though not as secure, you may choose to reply by e-mail to secretary@citt-tcce.gc.ca or by facsimile at 613-990-2439, provided that the information you are submitting is your own company's confidential information and does not belong to a third party.

- 1.10 Submissions in electronic documents, in a combination of electronic and paper documents, or on paper must be numbered consecutively by page from start to finish, including appendices and attachments.
- 1.11 Paper documents, if submitted, should be provided on standard (letter or A4) size paper, printed on one side only, not attached, stapled or bound. Please reduce any oversize paper documents to fit this paper size.
- 1.12 A complete copy of your submission must be maintained at your company's premises should an on-site verification of your submission be conducted.

2. Confidential and Non-Confidential Submissions (See Part D)

Unless your entire submission is non-confidential, your response must consist of a confidential submission (clearly marked "Confidential") with a statement designating the information as confidential and an explanation of why the information is designated confidential and a non-confidential edited version or summary (clearly marked "Non-confidential") of the confidential submission. Any submission that includes a confidential submission and does not include a non-confidential edited version or summary thereof is considered an incomplete response and shall not be considered by the CBSA. The non-confidential submission may include a cover page only for each appendix or simply a list of appendices containing sufficient information to describe the data that has been edited.

Please note that your non-confidential submission may be provided to other parties to the proceedings or to the public. Your confidential submission may be disclosed to independent counsel for other parties to the proceedings. Your independent counsel may access the confidential submissions of other parties to the proceedings. All independent counsels are required to undertake not to disclose confidential information without the written consent of the party that provided the confidential information.

For detailed information on the preparation and the use of confidential submissions and non-confidential submissions to the CBSA, please refer to Part D. The Interim Guidelines on the Disclosure of Confidential Information Provisions of the Special Import Measures Act are provided on the CBSA website at <http://www.cbsa-asfc.gc.ca/sima-lmsi/guidelines-eng.html>. The Tribunal's Guideline: Designation, Protection, Use and Transmission of Confidential Information is available at http://www.citt-tcce.gc.ca/publicat/ConfInfo_e.asp.

3. Contact the CBSA

Please contact the CBSA within one week upon receipt of this questionnaire to indicate your intention to respond, your officer responsible and any questions you may have. If applicable, please identify the independent counsel that will be representing your firm during this review.

4. Independent Counsel

If your company retains independent counsel to represent you in this matter, please provide a letter of representation to the CBSA, including authorization to discuss with and to release to your independent counsel any confidential information that you have submitted and particulars of your file. Please be advised that confidential information submitted by other parties to the proceedings will be disclosed only to independent counsel. Therefore, letters of representation should be provided as soon as possible so that your independent counsel may access confidential information submitted by other parties.

PART A

General Information

The information requested in this part relates to your company's corporate organization, associates, products and product pricing.

If the information requested is not readily available from your records in the exact form requested, please furnish the prepared estimates, with a full explanation of the methodology used to prepare these estimates.

- A1.** Provide your company's complete name, mailing address, e-mail and web site address, telephone and fax numbers. In addition, identify the name and position of the officer in your company responsible for your response to the questionnaire.
- A2.** Describe the nature of your company's business and provide a brief history of your firm, with particular emphasis on the importation, marketing and distribution of certain stainless steel wire, as defined on page two of this questionnaire. The history, among other things, should cover the date of incorporation, corporate structure, and the date that the goods were first imported.
- A3.** Indicate the trade level, (please refer to the definition of "trade level" in the Glossary section) such as producer, national distributor, distributor, service centre, retailer or end-user, at which your firm operates in Canada.
- A4.** If your company is a subsidiary of another company, indicate the name and address of your parent company and the extent of ownership in your company.
- A5.** Provide a list of the names and addresses of all associated companies (please refer to the definition of "associated companies" in the Glossary section). Clearly indicate the relationship between your company and its associates, and the percentage of ownership held by your company and/or its associates.
- A6.** Identify any associated company listed in response to question A5 that is involved in the production, export, import, or purchase of certain stainless steel wire in Canada or elsewhere, and explain the nature of the business performed and the responsibilities or functions carried out by each associated company in respect of the goods.
- A7.** Provide a list of all product lines imported by your company (i.e. both certain stainless steel wire and other products).
- A8.** Has your firm changed the product mix (e.g. quality, sizes, etc.) of certain stainless steel wire that it imports or purchases from domestic producers during the POR? If yes, please explain.

- A9.** (a) Provide copies of any price lists, price schedules, base price lists, surcharges, discount schedules, etc., relating to your sales of certain stainless steel wire during the POR. If the price lists cover other products, clearly identify on the price lists which products are the stainless steel wire subject to this expiry review. Explain any product codes or other codes appearing on these documents so as to permit a full understanding by the CBSA.
- (b) If you do not have price lists, please provide (on a quarterly basis) price quotes/offers for certain stainless steel wire that were imported and sold by your company during the POR.
- (c) Provide details of any terms, discounts, allowances or other considerations which have the effect of reducing the prices appearing on the price lists.
- (d) If discount lists were used, indicate the percentage of the total volume of sales of certain stainless steel wire which were made at the discount levels offered by your company during each year of the POR.
- A10.** Describe your methods of market promotion (i.e. how you encourage sales) for certain stainless steel wire. If these methods have changed during the POR, please elaborate. Explain any differences between these methods for imported goods and domestically produced goods.
- A11.** Describe your channels of distribution for stainless steel wire. If these channels have changed during the POR, please elaborate. Explain any differences between the channels of distribution for domestically produced goods and imported goods.
- A12.** Provide a photocopy ready copy of your latest product brochures, corporate publications, or any other such general literature concerning your company and its associates and products sold or manufactured. As well, please provide descriptive product literature for certain stainless steel wire imported by your firm.
- A13.** Provide a photocopy ready copy of your most recent annual report.

REMINDER:

If you have designated any information confidential, a non-confidential version of that information must accompany your response to this questionnaire. See Part D for further details in this regard.

PART B

This section requests information respecting your purchases of certain stainless steel wire from foreign and domestic suppliers, sales in the Canadian market, inventory levels, and prices for the goods. Information is also requested respecting the Canadian and world market for certain stainless steel wire.

If the information requested is not readily available from your records in the exact form requested, please furnish the prepared estimates, with a full explanation of the methodology used to prepare these estimates.

- B1.** Indicate the types of certain stainless steel wire imported by your firm from July 1, 2007 to September 30, 2008, as shown in Appendix 1. Indicate the source of those imports and the approximate percentage of your sales volumes of the goods.
- B2.** Report your imports of certain stainless steel wire as shown in Appendix 2. Report only those imports for which you were the importer of record for Customs purposes. Please copy and complete the information requested in this appendix for each country/supplier from which you imported the goods.
- B3.** Has your company received any price quotes from foreign producers/exporters for certain stainless steel wire during the last year? If so, provide a copy of each price quote and indicate the producer/exporter of the goods, product, quantity, price, and period during which the price was in effect.
- B4.** Please provide:
 - (a) the names and addresses of all exporters from whom your company imported certain stainless steel wire during the POR, and
 - (b) if the exporter is not the producer, the name and address of the firm that produced the goods.
- B5.** Report your purchases of certain stainless steel wire from Canadian producers as shown in Appendix 3. If you have not sourced the goods from Canadian producers, please explain why.
- B6.** Indicate the major factors which influence your purchasing decision to source certain stainless steel wire from each of your foreign supplier/producers and each domestic supplier/producer. Examples of such factors are price, quality, range of product, availability, delivery time, terms of sale, relationship with the producer/exporter, etc.

- B7.** Report your sales of certain stainless steel wire as shown in Appendix 4. For sales from imports, please complete one schedule for each country from which you imported the goods. **Note: If your company is an end-user of the goods, and does not re-sell the goods, do not answer this question.**
- B8.** Report your volumes and values of finished inventories of certain stainless steel wire, purchased from domestic sources or imported, for the dates identified in Appendix 5.
- B9.** Report your sales volume, total net delivered selling value and the average unit net selling value for each of the “benchmark” products specified in Appendix 6. For imports (Part B), please make additional copies of this appendix and complete one copy for each country from which you imported certain stainless steel wire.
- B10.** Describe the method used to value the above inventories. Explain any changes in the method of valuation over the periods shown in the above response. Explain any major write-downs of inventory over the period.
- B11.** Provide details of any inter-company transactions involving certain stainless steel wire during the POR between your company and any associated companies identified in your response to question A5. Please include the volume and value of the transactions and an explanation of the method of determining the transfer prices.
- B12.** Provide a list of your top ten Canadian accounts for certain stainless steel wire in 2008. Please indicate the company name, mailing address, telephone and facsimile numbers.
- B13.** (a) Describe the current state of the Canadian market for certain stainless steel wire with respect to sales volumes, prices and demand. Make reference to documents (and provide copies) regarding studies or articles in trade journals that provide a description of the current state of the Canadian market for the goods.
- (b) Provide your views on any trends or developments in respect of the Canadian market for certain stainless steel wire during the POR.
- (c) Describe your current and planned activities in the Canadian market for certain stainless steel wire.
- (d) Provide a listing of any contracts/purchase orders/standing orders regarding your planned future activities in the Canadian market.

- B14.** (a) Describe the current state of the world market for certain stainless steel wire with respect to sales volumes, prices and demand. Make reference to documents (and provide copies) regarding studies or articles in trade journals that provide a description of the current state of the world market for the goods.
- (b) Provide your views on any trends or developments in respect of the world market for certain stainless steel wire during the POR.
- (c) Please describe your current and planned activities in the world market for certain stainless steel wire.
- (d) Provide a listing of any contracts/purchase orders/standing orders regarding your planned future activities in the world market.
- B15.** (a) Identify the principal factors affecting the demand and prices for certain stainless steel wire from the countries which are subject to the findings during the POR.
- (b) Identify the principal factors affecting demand and prices for certain stainless steel wire from non-subject countries during the POR.
- B16.** Provide copies of any documentation respecting your sales forecasts, including any business plans and demand forecasts for the Canadian market for certain stainless steel wire. Provide a detailed explanation of how these plans and forecasts were derived.
- B17.** Provide any other information or documentation which in your opinion is relevant to this proceeding which you wish to have taken into consideration by the CBSA and the Tribunal. In your response to this question you are encouraged to submit any other information which you believe supports your position with respect to the likelihood of continued or resumed dumping and/or subsidizing if the findings expire.

REMINDER:

If you have designated any information confidential, a non-confidential version of that information must accompany your response to this questionnaire. See Part D for more information.

PART C

Glossary

The following definitions may assist you in responding to this questionnaire:

Associated Persons and/or Companies: Persons or companies that are related to each other or do not deal with each other at arm's length. For example, individuals related by blood, marriage or adoption or companies that are directly or indirectly controlled by the same person or by the same company. See "related" below.

Delivery Costs: The average delivery costs (freight, handling and insurance), whether included in the purchase price or incurred separately by the purchaser, expressed as a percentage of the net delivered value.

Net Delivered Value:

- (a) For **imports**, the net-delivered value is the laid-in cost, including all import costs such as customs and other duties, brokerage fees, surcharges and delivery costs (freight, handling and insurance) to your warehouse. This value should be stated in Canadian dollars.
- (b) For **purchases from Canadian producers**, the net-delivered value is the laid-in cost, net of cash, quantity or deferred discounts, allowances and taxes. Laid-in cost includes surcharges and delivery costs (freight, handling and insurance) to your warehouse. This value is to be stated in Canadian dollars.
- (c) For **sales from imports**, the net delivered value is net of cash, quantity or deferred discounts, allowances and taxes. However, it includes surcharges and delivery costs (freight, handling and insurance) paid by your firm and included in the selling price or an estimate of the delivery costs incurred by the purchaser when the goods are sold on an FOB basis. This value should be stated in Canadian dollars.
- (d) For **sales from domestic purchases**, the net delivered value is net of cash, quantity or deferred discounts, allowances and taxes. However, it includes surcharges and delivery costs (freight, handling and insurance) paid by your firm and included in the selling price or an estimate of the delivery costs incurred by the purchaser when the goods are sold on an FOB basis. This value should be stated in Canadian dollars.

Period of Review (POR): The POR is defined on page 3 of this questionnaire.

Related: For the purposes of defining associated persons, persons are related if

- they are connected by blood relationship;
- one is an officer or director of the other;
- each such person is an officer or director of the same two corporations, associations, partnerships or other organizations;
- they are partners;
- one is the employer of the other;
- they directly or indirectly control or are controlled by the same person;
- one directly or indirectly controls or is controlled by the other;
- any other person directly or indirectly owns, holds or controls 5% or more of the outstanding voting stock or shares of each such person; or
- one directly or indirectly owns, holds or controls 5% or more of the outstanding voting stock or shares of the other.

Trade Level: The level which a company occupies in the distribution chain for a product. The predominant determining factor in establishing the trade level of an entity is the trade level to which that entity in turn sells the goods. The activities that the entity carries out may also help in distinguishing the trade level. Examples of typical trade levels are, producer, steel service centre, national distributor, regional distributor, wholesaler, retailer, end user, etc.

Units of Volume: All responses to volume-related questions in this questionnaire should be expressed in kilograms. One kilogram equals 2.2046 lbs.

PART D

Treatment Of Confidential And Non-Confidential Information

Part D.1 – DIRECTIVES

Why Provide Confidential and Non-confidential Information?

The *Special Import Measures Act* requires that confidential information submitted to the CBSA be accompanied by a non-confidential (public) version of the information. The following explains how confidential and non-confidential information will be handled and how to prepare both a confidential and non-confidential submission of your information.

Treatment of Your Non-Confidential Information

Your non-confidential information will be given to any party that asks for this information for the purposes of the proceeding.

Treatment of Your Confidential Information

There are certain times when the CBSA will release your confidential information: first, to independent counsel for a party to the proceeding; and second, to Canadian courts, tribunals and panels.

1. Confidential information will be provided to independent counsel for a party to the proceeding. Counsel includes any *person* who represents another party in the proceeding and includes legal counsel. A party is a person, or business, that participates in and has a direct interest in the proceeding.

Counsel must ask for the confidential information in writing and must provide a written guarantee to the CBSA stating that they will:

- only use the information in relation to this proceeding;
- not give out the information;
- protect the information;
- not copy the information without the CBSA's permission;
- destroy the information when they are done;
- provide the CBSA with a written notice that the information is destroyed; and
- report any violations or possible violations to the CBSA.

The CBSA will not give your confidential information to independent counsel if the CBSA believes that it might cause harm to you or your business.

2. Confidential information will be given to the Canadian International Trade Tribunal, any Court in Canada, a Bi-national or a World Trade Organization (WTO) Panel, to act on appeals. These organizations will use your information to fulfill their responsibilities under Canadian law, NAFTA or WTO Agreements. The confidential information is subject to the rules of procedure of the court or panel to which it is provided.

Providing Only Non-confidential Information?

If you decide that your reply to this *ERQ* does not contain confidential information, every page of your reply should be marked "NON-CONFIDENTIAL." You must make a statement, in a covering letter, that you do not consider any information in your submission to be confidential.

Providing Confidential Information?

If your reply to this *ERQ* contains confidential information, this reply, along with all of the attachments and supporting documents, will be your confidential submission. You must:

1. Clearly indicate, by either enclosing the information within square brackets or by shading the information, all confidential information contained in this submission. An example of the each method is provided in the "Non-confidential Edited Version" section below; and
2. Clearly mark "CONFIDENTIAL" on every page of the confidential submission, including all attachments.

If you have a submission with confidential information, for the CBSA to be able to use your information, **you must provide a non-confidential version**. It is important that your non-confidential version is complete, as it will be provided to other parties involved in this review if they request it.

Your non-confidential version may be in the form of:

- a non-confidential edited version; or
- a non-confidential summary version, where the edited version does not contain enough information to convey a reasonable understanding of the information submitted in the confidential version

Non-confidential Edited Version

An edited version has the confidential information removed, to create a non-confidential version. You must leave enough detail to provide an understanding of the confidential information removed.

In **Part D.2**, which must be attached with your non-confidential version, you must:

- A) explain briefly the nature of the confidential information removed in your non-confidential version; and
- B) give the reasons why you request that the information be treated confidential, as explained in this part of the **ERQ**.

In the following example, the text indicates the nature of the bracketed [**confidential information**] that has been deleted in the non-confidential version.

The confidential response to a request may be: The selling price of model ABC to our Canadian distributor was US\$[**25.99**] per unit.

The edited version of this response may be: The selling price of model ABC to our Canadian distributor was US\$[] per unit. In this example, the nature of the information removed in the non-confidential version relates to “selling price information.” **NOTE: the spacing between the brackets [] should reflect the same spacing as in the confidential version.**

As a further example, the following would represent an acceptable edited version of an export sales listing. A sample page for a multi-page listing could look like this:

1	2	3	4	5	6	7
IMPTR	DATSHIP	INVNUM	INVDATA	QUANTITY	EXTSP	NETSP
[]	2006/02/16	14064555	2006/02/16	[]	[]	[]
[]	2006/03/14	14179020	2006/03/12	[]	[]	[]
[]	2006/04/14	14253018	2006/04/16	[]	[]	[]
[]	2006/05/09	14474937	2006/05/09	[]	[]	[]

Non-confidential Summary Version

Where deleting information for a non-confidential edited version does not leave enough detail to provide an understanding of the confidential information removed, a non-confidential summary of the deleted information must be included, describing the confidential information that has been removed.

If you intend to provide a non-confidential summary of an appendix or attachment, the non-confidential narrative would normally be accompanied by at least one (1) sample page, with the confidential data removed, of the related appendix or attachment.

Review of Non-Confidential Submission

The non-confidential version of your submission will be reviewed by the CBSA to ensure that it is in sufficient detail to convey a reasonable understanding of the substance of the information submitted in the confidential version.

If CBSA determines that an adequate non-confidential edited version or a non-confidential summary of information designated as confidential has not been provided by the respondent, and the respondent fails to justify why it cannot be provided, does not take corrective action or does not submit a revised version, the CBSA will **NOT** use the confidential information provided by your firm in the proceedings. As a result, the CBSA's determination will be based on the best information available. It is imperative that companies delete only the minimum information necessary to protect their interests and only what is confidential.

PART D.2 - NON-CONFIDENTIAL STATEMENT

Nature of information deleted in the non-confidential version and reasons for designating information as confidential

[Note: this document should be reproduced, completed and signed on the letterhead of your company or of your counsel and attached with your non-confidential version.]

Section 1 – Answers to the *ERQ*

A) Explain briefly the nature of the confidential information removed in your non-confidential version response to the ERQ requests.

B) Reasons why you request that the information be treated confidential, as explained in **Part D.1** of the ERQ.

Section 2 – Appendices, Attachments and Supporting Documents

A) Explain briefly the nature of the confidential information in appendices, attachments and supporting documents, removed in your non-confidential version.

B) Reasons why you request that the information be treated confidential, as explained in **Part D.1** of the ERQ.

_____, _____ of _____
(Print name) (Print Position) (Print name of company)

Signed: _____

Date: _____

PART E

Certificate of Veracity, Accuracy and Completeness

[Note: this certificate should be reproduced and signed on your company's letterhead by an officer who has authority to respond on behalf of your company.]

I, _____, _____ of _____
(Print name) (Print Position Title) (Print name of company)

I certify that the information submitted to the CBSA in response to the questionnaire concerning the expiry review into certain stainless steel wire is true, accurate and complete.

Signed: _____

Date: _____

Telephone number of signatory: _____

Fax number of signatory: _____

Address of signatory: _____

APPENDIX 2

**IMPORTS OF CERTAIN STAINLESS STEEL WIRE
FROM SUBJECT AND NON-SUBJECT COUNTRIES**

COUNTRY OF ORIGIN: _____

SUPPLIER: _____

ROW #	Certain Stainless Steel Wire	2006	2007	2007	2008	*2008
				Jan. 1 – Sept. 30	Jan. 1 – Sept. 30	
1	Volume (kg)					
2	Net Delivered Value (\$)					
3	Unit Value (\$/kg)					
4	Delivery Costs (%)					

Please copy and complete the information requested in this appendix for each subject country and non-subject country from which you imported the goods. Report only imports for which you were the importer of record for Customs purposes.

All years are calendar years.

* Note: In the event that the CBSA determines that the expiry of the finding is likely to result in the continuation or resumption of dumping and/or subsidizing of certain stainless steel wire, you are required to update your response by completing the last column covering 2008. The updated data should be sent to the Tribunal no later than April 2, 2009.

APPENDIX 2

SUMMARY OF DATA FIELDS FOR “IMPORTS OF CERTAIN STAINLESS STEEL WIRE FROM SUBJECT AND NON-SUBJECT COUNTRIES”

The row names specified in the following summary must be used in your printouts and the computer files submitted to the CBSA. If some of these rows are not applicable, prepare an explanation and attach it to your response.

Please complete a separate appendix for each country and supplier from which you imported the goods.

Report imports for which you were the importer of record for Customs purposes. Do not report purchases from non-resident importers or suppliers that are the importers of record.

All years are calendar year.

Row 1: **Volume (kg)**

Description: Indicate the volume of units imported for each specified period, i.e., kilograms.

Row 2: **Net Delivered Value (\$)**

Description: The net-delivered value is the laid-in cost, including all import costs such as customs and other duties, brokerage fees and delivery costs (freight, handling and insurance) to your warehouse. The net delivered value should be expressed in Canadian dollars.

Row 3: **Unit Value (\$/kg)**

Description: The unit value is the net delivered value divided by volume.

Row 4: **Delivery Costs (%)**

Description: Express the average delivery costs (freight, handling and insurance), whether included in the purchase price of the imports or incurred separately by your firm, as a percentage of the net delivered value.

APPENDIX 3

PURCHASES OF CERTAIN STAINLESS STEEL WIRE FROM CANADIAN PRODUCERS¹

CANADIAN PRODUCER:

ROW #	Certain Stainless Steel Wire	2006	2007	2007	2008	*2008
				Jan. 1 – Sept. 30	Jan. 1 – Sept. 30	
1	Volume (kg)					
2	Net Purchased Value (\$)					
3	Unit Value (\$/kg)					
4	Delivery Costs (%)					

1. Please copy and complete the information requested in this appendix for each Canadian producer.

All years are calendar years.

* **Note:** In the event that the CBSA determines that the expiry of the finding is likely to result in the continuation or resumption of dumping and/or subsidizing of certain stainless steel wire, you are required to update your response by completing the last column covering 2008. The updated data should be sent to the Tribunal no later than **April 2, 2009**.

APPENDIX 3

SUMMARY DATA FIELDS FOR “PURCHASES OF CERTAIN STAINLESS STEEL WIRE FROM CANADIAN PRODUCERS”

The row names specified in the following summary must be used in your printouts and the computer files submitted to the CBSA. If some of these rows are not applicable, prepare an explanation and attach it to your response.

Please copy and complete the information requested in this separate appendix for each Canadian producer.

All years are calendar year.

Row 1: **Volume (kg)**

Description: Indicate the volume of units purchased for each specified period, i.e., kilograms.

Row 2: **Net Purchased Value (\$)**

Description: The net-delivered value is the laid-in cost, net of cash, quantity or deferred discounts, allowances and taxes. Laid-in cost includes delivery costs (freight, handling and insurance) to your warehouse. This value is to be stated in Canadian dollars.

Row 3: **Unit Value (\$/kg)**

Description: The unit value is the net delivered value divided by volume.

Row 4: **Delivery Costs (%)**

Description: Express the average delivery costs (freight, handling and insurance), whether included in the purchase price or incurred separately by your firm, as a percentage of the net delivered value.

APPENDIX 4 i)

SALES OF CERTAIN STAINLESS STEEL WIRE

SALES BY CUSTOMER TRADE LEVEL

i) Sales to: Wholesalers or Distributors

ROW #		2006	2007	2007	2008	*2008
				Jan. 1 – Sept. 30	Jan. 1 – Sept. 30	
	A) Sales from Domestic Purchases (for domestic consumption)					
1	Volume (kg)					
2	Net Delivered Value					
3	Unit Value (\$/kg)					
4	Delivery Costs (%)					
	B) Sales from Imports (for domestic consumption) Imports from: _____ (specify country)					
1	Volume (kg)					
2	Net Delivered Value					
3	Unit Value (CAN\$/kg)					
4	Delivery Costs (%)					

Please copy and complete the information requested in this appendix for each subject country

All years are calendar years.

* Note: In the event that the CBSA determines that the expiry of the finding is likely to result in the continuation or resumption of dumping and/or subsidizing of certain stainless steel wire, you are required to update your response by completing the last column covering 2008. The updated data should be sent to the Tribunal no later than April 2, 2009.

APPENDIX 4 ii)

SALES OF CERTAIN STAINLESS STEEL WIRE

SALES BY CUSTOMER TRADE LEVEL

ii) Sales to: End-Users

ROW #		2006	2007	2007	*2008	*2008
				Jan. 1 – Sept. 30	Jan. 1 – Sept. 30	
	A) Sales from Domestic Purchases (for domestic consumption)					
1	Volume (kg)					
2	Net Delivered Value					
3	Unit Value (\$/kg)					
4	Delivery Costs (%)					
	B) Sales from Imports (for domestic consumption) Imports from: _____ (specify country)					
1	Volume (kg)					
2	Net Delivered Value					
3	Unit Value (CAN\$/kg)					
4	Delivery Costs (%)					

Please copy and complete the information requested in this appendix for each subject country

All years are calendar years.

Note: In the event that the CBSA determines that the expiry of the finding is likely to result in the continuation or resumption of dumping and/or subsidizing of certain stainless steel wire, you are required to update your response by completing the last column covering 2008. The updated data should be sent to the Tribunal no later than April 2, 2009.

APPENDIX 4

SUMMARY OF DATA FIELDS FOR SALES OF CERTAIN STAINLESS STEEL WIRE

The row names specified in the following summary must be used in your printouts and the computer files submitted to the CBSA. If some of these rows are not applicable, prepare an explanation and attach it to your response.

Prepare a separate response to Table 4 ii) for each country from which you imported certain stainless steel wire. Include only those sales from imports for which you were the importer of record for Customs purposes, and which were sold for consumption in Canada.

Row 1: **Volume (kg)**

Description: Indicate the volume of units sold for each specified period, i.e., tonnes.

Row 2: **Net Delivered Value (\$)**

Description: The net delivered value is net of cash, quantity or deferred discounts, allowances and taxes. However, it includes delivery costs (freight, handling and insurance) paid by your firm and included in the selling price or an estimate of the delivery costs incurred by the purchaser when the goods are purchased on an FOB basis. This value is to be stated in Canadian dollars.

Row 3: **Unit Value (\$/kg)**

Description: The unit value is the net delivered value divided by volume.

Row 4: **Delivery Costs (%)**

Description: The average delivery costs (freight, handling and insurance), whether included in the purchase price or incurred separately by the purchaser, expressed as a percentage of the net delivered value.

APPENDIX 5

FINISHED INVENTORIES OF CERTAIN STAINLESS STEEL WIRE

	Certain Stainless Steel Wire		Certain Stainless Steel Wire	
	Produced Domestically		Imported	
	Volume	Value	Volume	Value
	(kg)	(CAN\$)	(kg)	(CAN\$)
As of December 31, 2005				
As of December 31, 2006				
As of December 31, 2007				
As of September 30, 2007				
As of September 30, 2008				
*As of December 31, 2008				

* Note: In the event that the CBSA determines that the expiry of the finding is likely to result in the continuation or resumption of dumping and/or subsidizing of certain stainless steel wire, you are required to update your response by completing the last row covering 2008. The updated data should be sent to the Tribunal no later than, April 2, 2009.

AVERAGE NET SELLING VALUES BY BENCHMARK PRODUCT

A) DOMESTIC SALES FROM DOMESTIC PURCHASES

	2007	2007	2007	2007	2008	2008	2008	*2008
	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4
Belting Wire, 0.046" to 0.200", S314/S314L, Annealed (Soft)								
Volume (kg)								
Total Net Delivered Selling Value (\$)								
Unit Net Delivered Selling Value (\$/kg)								
Cold Heading and Forming Wire, 0.033" to 0.300", S302HQ, S303 and S304/S304L, both Annealed (Soft) and Tempered								
Volume (kg)								
Total Net Delivered Selling Value (\$)								
Unit Net Delivered Selling Value (\$/kg)								
MIG Welding Wire, 0.035" to 0.0625", S308L (ER308L) and S308L HiSi (ER308LSi), AWS 5.9 Welding Wire Standard								
Volume (kg)								
Total Net Delivered Selling Value (\$)								
Unit Net Delivered Selling Value (\$/kg)								
TIG Welding Wire (a.k.a. TIG Rod) 0,0625" to 0,15625, ER316L								
Volume (kg)								
Total Net Delivered Selling Value (\$)								
Unit Net Delivered Selling Value (\$/kg)								

Notes:

1. The reply should cover **only** those sales for domestic consumption.
2. Sales data are to be reported on the date of shipment to the customer or the customer's warehouse.
3. Please make sufficient copies of this page and complete a separate page for **each country** from which you imported certain stainless
4. The net delivered selling value is net of cash, quantity or deferred discounts, allowances and taxes. However, it **includes** delivery costs (freight, handling and insurance) from the point of direct shipment in Canada paid by your firm and included in the selling value or an estimate of the delivery costs incurred by your customer in Canadian dollars.

* In the event that the CBSA determines that the expiry of the finding is likely to result in the continuation or resumption of dumping and/or subsidizing of certain stainless steel wire, you are required to update your response by completing the last row covering 2008, Q4. The updated data should be sent to the Tribunal no later than, **April 2, 2009**.

AVERAGE NET SELLING VALUES BY BENCHMARK PRODUCT

B) DOMESTIC SALES FROM IMPORTS

IMPORTS FROM COUNTRY: _____ (Specify and complete one schedule for each country of import)

	2007	2007	2007	2007	2008	2008	2008	*2008
	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4
Belting Wire, 0.046” to 0.200”, S314/S314L, Annealed (Soft)								
Volume (kg)								
Total Net Delivered Purchase Value (\$)								
Unit Net Delivered Purchase Value (\$/kg)								
Cold Heading and Forming Wire, 0.033” to 0.300”, S302HQ, S303 and S304/S304L, both Annealed (Soft) and Tempered								
Volume (kg)								
Total Net Delivered Purchase Value (\$)								
Unit Net Delivered Purchase Value (\$/kg)								
MIG Welding Wire, 0.035” to 0.0625”, S308L (ER308L) and S308L HiSi (ER308LSi), AWS 5.9 Welding Wire Standard								
Volume (kg)								
Total Net Delivered Purchase Value (\$)								
Unit Net Delivered Purchase Value (\$/kg)								
TIG Welding Wire (a.k.a. TIG Rod) 0,0625" to 0,15625, ER316L								
Volume (kg)								
Total Net Delivered Purchase Value (\$)								
Unit Net Delivered Purchase Value (\$/kg)								

Notes:

1. Please make sufficient copies of this page and complete a separate page **for each country** from which you imported certain stainless steel
2. The reply should cover **only** those imports which have been cleared by Canada Customs for which you were the **importer of record** for customs purposes. Thus, imported goods purchased from a non-resident importer or supplier that is the importer of record should be excluded.
3. The net delivered purchase value is the laid-in cost, net of cash, quantity or deferred discounts, allowances and taxes, but **including** all import costs such as customs and other duties, brokerage fees and delivery costs (freight, handling and insurance) to your warehouse. The net delivered value should be stated in Canadian dollars.

* In the event that the CBSA determines that the expiry of the finding is likely to result in the continuation or resumption of dumping and/or subsidizing of certain stainless steel wire, you are required to update your response by completing the last row covering 2008, Q4. The updated data should be sent to the Tribunal no later than, **April 2, 2009**.