

Wiley Helps Persuade Commerce to Impose Duties on Aluminum Extrusions from 14 Countries

ANTIDUMPING AND SUBSIDY DUTIES OF 1.44% UP TO MORE THAN 376% IMPOSED ON IMPORTS OF ALUMINUM EXTRUSIONS

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Washington, DC – Wiley Rein LLP, on behalf of the U.S. Aluminum Extruders Coalition and the United Steelworkers (USW) union, helped persuade the U.S. Department of Commerce to impose antidumping and countervailing duties on unfairly traded aluminum extrusions from 14 countries.

On September 27, 2024, the U.S. Department of Commerce announced its final determinations that producers in 14 countries – China, Colombia, Ecuador, India, Indonesia, Italy, Malaysia, Mexico, South Korea, Taiwan, Thailand, Turkey, the United Arab Emirates, and Vietnam – have sold dumped and subsidized aluminum extrusions into the United States in violation of international trade rules. As a result, Commerce has imposed antidumping duties at rates ranging from 2.02% up to 376.85% and countervailing duties at rates ranging from 1.44% up to 168.81%.

The U.S. Aluminum Extruders Coalition and the United Steelworkers (USW) union, which filed these trade cases, commend the Commerce Department for its hard work on these investigations.

“These final determinations are another key step in remedying the harm caused by illegal dumping by foreign producers of aluminum extrusions, many of which have also benefited from unfair subsidies,” said Robert E. DeFrancesco, trade counsel to the petitioners and a partner in the International Trade Practice. “The U.S. industry looks forward to relief from these unfairly traded imports when the U.S.

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International Trade Commission issues its final determination in November 2024.”

While many foreign extruders will be subject to significant duties as a result of these determinations, the petitioners also look forward to the final assessment rates calculated in the Commerce Department’s administrative review process a year from now. The duty rates set cash deposit rates currently; ultimately, final duty liability will be determined through the Commerce Department’s administrative review process. These duties therefore may increase at a later time, with U.S. importers retroactively owing additional amounts of duties.

Duties are assessed on the importer of record of the merchandise. Duty evasion, absorption, and circumvention are illegal and closely monitored by Customs, in conjunction with the Commerce Department, and severe penalties may apply.

The antidumping and countervailing duty cases were filed on behalf of the U.S. Aluminum Extruders Coalition, a coalition of 14 leading aluminum extruders in the United States, and the USW. The petitioners are committed to addressing the unfair trade practices of foreign producers, including the dumping and subsidizing of aluminum extrusions sold into the United States.

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