

EXPLANATION OF COMMISSION DETERMINATION ON ADEQUACY

in

Certain Pasta from Italy and Turkey, Inv. Nos. 701-TA-365-366 (Review); and 731-TA-734-735 (Review)

On September 4, 2001, the Commission determined that it should proceed to expedited reviews in the subject five-year reviews pursuant to section 751(c)(3)(B) of the Tariff Act of 1930, as amended, 19 U.S.C. § 1675(c)(3)(B).

The Commission received a joint response, with company-specific information, from American Italian Pasta Company, Borden Foods Corporation, Dakota Growers Pasta Company, and New World Pasta Company, all domestic producers. The Commission determined that the company-specific responses were individually adequate. The Commission determined that the joint response was an adequate domestic interested party group response because the domestic producers account for a significant share of domestic production of the like product.

The Commission received a joint response from Rienzi & Sons, Inc., and N. Puglisi, respectively an importer and foreign producer of the subject merchandise from Italy. The Commission also received a joint response from Molisana U.S., Inc., and La Molisana, respectively an importer and foreign producer of the subject merchandise from Italy. The Commission determined that those responses were individually adequate. The Commission did not receive responses from any respondent interested parties with respect to the orders on subject merchandise from Turkey.

The Commission determined that the responses from Italy did not constitute an adequate respondent interested party group response because (1) the respondent producers account did not account for a significant share of exports to the U.S. market of the subject merchandise in Italy and did not account for a significant share of production of subject merchandise in Italy and (2) the responding importers did not account for a significant share of imports of subject merchandise. The Commission also determined that the respondent interested party group response from Turkey was inadequate.

The Commission did not find any circumstances that would warrant conducting full reviews. The Commission, therefore, determined to conduct expedited reviews.

A record of the Commissioners' votes is available from the Office of the Secretary and at the Commission's website (<http://www.itc.gov>).