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PUBLISHED: OCTOBER 31, 2019

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Husch Blackwell Prevails Before ITC in Strontium Chromate Dumping Case

The International Trade Commission (ITC) has determined unanimously that Husch Blackwell client WPC Technologies of Oak Creek, Wisconsin, experienced injury resulting from unfairly priced imports of strontium chromate from Austria and France. The finding follows U.S. Department of Commerce antidumping investigations affirming that imported strontium chromate merchandise had been sold in U.S. markets at less than fair value.

Based on these investigations, Commerce had assigned a dumping rate of 25.9 percent to the sole mandatory Austrian respondent, Habich GmbH, and all other Austrian producers and exporters. Additionally, Commerce assigned a 32.16 percent dumping rate to the sole mandatory respondent, Société Nouvelle des Couleurs Zinciques, in the French investigation. Commerce assigned the same rate for all other French producers and exporters.

The issuance of these antidumping orders was pending based on the ITC's final determinations. WPC Technologies filed its initial petitions with Commerce in September 2018, and the issuance of orders is expected to take place in November 2019.

"WPC is pleased that the ITC has determined that there was material injury by reason of the low-priced imports from both Austria and France, and that substantial antidumping duties now will be imposed," said Jeffrey Neeley, the Husch Blackwell partner who served as lead counsel to WPC. "This case has been a substantial undertaking for a small American producer, but the results should lead to fair pricing in the future, which was WPC's goal."

The Washington-based Husch Blackwell team was led by Neeley and included Nithya Nagarajan and Stephen Brophy.