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VIA EMAIL

PUBLIC

SIMA Registry and Disclosure Unit
Anti-Dumping and Countervailing Directorate
Canada Border Services Agency
100 Metcalfe Street, 11th Floor
Ottawa, ON K1A 0L8

Re: Concrete Reinforcing Bar 1: Request for Normal Value Review - ICDAS

On behalf of Max Aicher North America Ltd. (“**MANA**”), a domestic producer of rebar, we are submitting comments to the Canada Border Services Agency (“**CBSA**”) in respect of ICDAS Celik Enerji Tersane ve Ulasim Sanayi A.S.’ (“**ICDAS**”) request to initiate a normal value review in the context of the CBSA’s investigation into dumped rebar from Turkey.

MANA agrees with the submissions made by Gerdau Ameristeel Corporation (“**Gerdau**”) and by ArcelorMittal Long Products Canada G.P. (“**AMLPC**”) made on November 5, 2020, opposing the initiation of a normal value review at this time. The CBSA should postpone the initiation of a normal value review until the price, cost and demand volatility in the global rebar market caused by the current economic crisis has subsided. Any normal value determined in the midst of this global pandemic would not be representative of any long-term trend in the rebar industry – It would merely provide a snapshot of costs and prices in a fluctuating and highly volatile market.

ICDAS wants to take advantage of low prices at the peak of the global pandemic

MANA does not have access to the confidential information submitted by ICDAS as part of this request. However, it appears that ICDAS deems this moment as opportune to establish normal values based on low costs and pricing data during Q2 and Q3 2020, the peak of the economic crisis, at a time when prices and costs are expected to increase again as the global economy recovers from the COVID-19 pandemic.

The purpose of SIMA is to protect the domestic industry

Lastly, allowing foreign producers to update or establish normal values to take advantage of depressed prices caused by an unprecedented global economic crisis would be contrary to the purpose of the *Special Import Measures Act* (“SIMA”), which was enacted to protect domestic industries from dumped and subsidized exports. If the CBSA grants ICDAS’ request to initiate a normal value review, it would allow a foreign producer to benefit from distortions in the global rebar market to export rebar at rapidly outdated and dumped prices.

If this request for a normal value review were to be granted, another normal value review would need to be initiated shortly thereafter to update these outdated normal value – Two normal value reviews in succession within a short period of time would be an inefficient use of the CBSA’s resources, especially in light of the high workload that the CBSA is currently facing with other proceedings, such as RB3 2020 IN.

Based on the foregoing, MANA respectfully submits that the CBSA not initiate a normal value review at the request of ICDAS at this point in time.

Yours truly,



Chris Scheitterlein