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Canada Border Services Agency
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Submission received electronically

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Submission Date /
Date de soumission

December 03, 2021

NON-CONFIDENTIAL

SENT VIA E-MAIL

December 3, 2021

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

RE: Further Information of Relevance Concerning CertainTeed Canada Inc.’s Request for Re-Investigation of Normal Values and Export Prices in *Certain Gypsum Board* and Ongoing Disclosure Letter Concerning Market Conditions

On October 19, 2020, CertainTeed Canada, Inc. (“CT Canada”) filed a request that the CBSA commence a re-investigation of normal values and export prices of gypsum board covered by the Finding in *Certain Gypsum Board* (the “Finding”).¹ In that letter, CT Canada explained that there have been significant changes in selling prices in the United States, and, in particular, that at least three U.S. gypsum board manufacturers issued price increases ranging between 10 and 15 percent that would take effect in October 2020.²

CT Canada provided an update to that letter on December 17, 2020, where it provided information concerning impending further 20 percent price increase by CertainTeed Gypsum US (“CTG US”) as well as United States Gypsum Company (“USG”), to take effect on January 4, 2021.³

¹ See Letter from CT Canada to the CBSA, “Request for Re-Investigation of Normal Values and Export Prices in Certain Gypsum Board” (October 19, 2020).

² Letter from CT Canada to the CBSA, “Request for Re-Investigation of Normal Values and Export Prices in Certain Gypsum Board” (October 19, 2020) at 5.

³ Letter from CT Canada to the CBSA, “Further Information of Relevance Concerning CertainTeed Canada Inc.’s Request for Re-Investigation of Normal Values and Export Prices in *Certain Gypsum Board*” (December 17, 2020) at 1-2.

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CT Canada provided a further letter on March 17, 2021, indicating that CTG US announced a [] percent price increase on all wallboard products sold in the United States to take effect on [].⁴

On June 9, 2021, CT Canada advised that all major gypsum board manufacturers announced price increases in the U.S. market ranging from [] percent.⁵ CT Canada also disclosed its [] price increase for sales in Western Canada.

Finally, on September 20, 2021, CT Canada advised of a 20 percent price increase from both USG and CTG US, taking effect in September and October, respectively.⁶

Further to those letters, and in conformity with CTG US's ongoing disclosure obligations set out in the CBSA's letter of July 18, 2019, CT Canada and CTG US (collectively "CTG") would like to provide an update to the CBSA concerning price increase notices in the U.S. markets. Specifically, on [], CTG US announced a price increase of [] on all wallboard products, effective []. See **Confidential Attachment 1 ("CTG US Price Increase Notice")**.

As noted in CTG's previous re-investigation requests, therefore, these very significant price changes mean that the normal values based on s. 15 of the *SIMA* are no longer reflective of U.S. market prices and would justify a normal value review.⁷

⁴ Letter from CT Canada to the CBSA, "Further Information of Relevance Concerning CertainTeed Canada Inc.'s Request for Re-Investigation of Normal Values and Export Prices in *Certain Gypsum Board* and Ongoing Disclosure Letter Concerning Market Conditions" (March 17, 2021).

⁵ Letter from CT Canada to the CBSA, "Further Information of Relevance Concerning CertainTeed Canada Inc.'s Request for Re-Investigation of Normal Values and Export Prices in *Certain Gypsum Board* and Ongoing Disclosure Letter Concerning Market Conditions" (June 9, 2021).

⁶ Letter from CT Canada to the CBSA, "Further Information of Relevance Concerning CertainTeed Canada Inc.'s Request for Re-Investigation of Normal Values and Export Prices in *Certain Gypsum Board* and Ongoing Disclosure Letter Concerning Market Conditions" (September 20, 2021).

⁷ Memorandum D14-1-8, "Re-investigation and Normal Value Review Policy – Special Import Measures Act (SIMA) at para. 13.

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CTG would be happy to answer any questions the CBSA may have about this request, either directly or through counsel.

Sincerely yours,



Andrew M. Lanouette
Cassidy Levy Kent (Canada) LLP

ATTACHMENT 1

CT US Price Increase Notice

*This Attachment has been designated confidential in its entirety.
The Attachment contains business proprietary information, the
disclosure of which would be harmful to CertainTeed Canada Inc.
It is therefore not susceptible to public summary.*