



Timeline for US-China Bilateral Trade Enforcement Actions

(As of September 16, 2009)

World Trade Organization (WTO) 421 Case

Date	Event
September 14, 2009	China files request for consultations.
November 2009	First opportunity China can request the formation of a dispute settlement panel.

WTO Raw Materials Case (DS394)

Date	Event
June 23, 2009	The United States files request for consultations.
August 31, 2009	First opportunity the United States can request the formation of a dispute settlement panel.

WTO Poultry Case (DS392)

Date	Event
April 17, 2009	China files request for consultations.
June 23, 2009	China files first request for dispute settlement panel.
July 31, 2009	Panel is formed.
December 2009	First panel report to parties.

WTO "Famous Brands" Case (DS387)

Date	Event
December 19, 2008	The United States files request for consultations.
February 2009	Consultations began. No new developments have been made publicly available yet.

WTO Anti-Dumping and Countervailing Duties Case (DS379)

Date	Event
September 19, 2008	China files request for consultations.

January 20, 2009	The WTO grants China's second request to form a dispute settlement panel. The United States blocked China's first request on December 22, 2008.
March 11, 2009	Panel is formed.
July 20, 2009	First panel meeting.
September 2009	First report to parties.

WTO Foreign Financial News Services Case (DS373)

Date	Event
March 3, 2008	The United States files a request for consultations regarding China's treatment of foreign suppliers of financial information services.
March 26, 2008	China accepts the European Union's request to join the consultations. (The EU had a separate case pending on the same issue, DS372.)
April 2008	The United States and China begin consultations.
November 13, 2008	The United States and China sign a memorandum of understanding (MOU) to resolve the issues raised in the WTO case.
January 31, 2009	The State Council Information Office (SCIO) is expected to be named the new independent regulator. The United States supported this action in mid-December. USTR plans to monitor SCIO to assess whether China is complying with the MOU signed in November.
April 30, 2009	China issues new regulations for the foreign financial news services industry.
June 1, 2009	China's new financial news services industry regulations take effect.

WTO Market Access for Products of Copyright Intensive Industries Case (DS363)

Date	Event
April 10, 2007	The United States files a request for consultations.
July 10, 2007	The United States requests supplemental consultations.
October 11, 2007	The United States requests the formation of a dispute settlement panel, to be considered at the next meeting of the WTO Dispute Settlement Body (DSB). China may block the request at the meeting.
October 22, 2007	China blocks the request for the formation of a dispute settlement panel at the meeting of WTO DSB. The United States may again request the formation of a panel at the subsequent meeting of the DSB. China may not block the second request.
November 27, 2007	Panel is formed after second US request. A 45-day period for selection of panelists begins.

March 27, 2008	WTO DG appoints panelists.
August 12, 2009	Panel publicly issues report saying that Chinese restrictions on the importation and distribution of copyright-intensive goods violate China's WTO commitments. China has not appealed yet.
November 2009	Deadline for appeals panel to issue ruling if China chooses to appeal.

WTO Intellectual Property Rights Protection and Enforcement Case (DS362)

Date	Event
April 10, 2007	The United States files a request for consultations.
August 13, 2007	The United States requests the formation of a dispute settlement panel to be considered at the next meeting of the WTO DSB.
August 31, 2007	China blocks first request for formation of panel. The United States may again request the formation of a panel at the next meeting of the DSB. China may not block the second request.
September 25, 2007	Panel is formed after second US request. A 45-day period for selection of panelists begins.
November 9, 2007	The 45-day period for selection of panelists expires.
December 3, 2007	US Trade Representative (USTR) asks WTO director general (DG) to appoint panelists. The DG must appoint panelists within 10 days, and neither party may challenge the DG's appointees.
December 13, 2007	WTO DG appoints three panelists.
April 14, 2008	Opening arguments are made at first substantial panel meeting.
January 26, 2009	Panel publicly releases report that finds China's Copyright Law and customs measures inconsistent with its obligations under the Trade-Related Aspects of Intellectual Property Rights agreement.
March 20, 2009	DSB adopts panel report that finds China in violation of its WTO commitments.
April 15, 2009	China signals its intentions to adopt the panel's findings. Agreed to fix everything within 12 months at July 20 meeting.
March 20, 2010	Date that China has indicated it will begin implementing the panel's ruling.

WTO Subsidies Case (DS358)

Date	Event
February 2, 2007	The United States files request for consultations.

July 12, 2007	The United States requests the formation of a dispute settlement panel at the first meeting of the WTO DSB, and China blocks this request. The United States may again request the formation of a panel at the next meeting of the DSB. China may not block the second request.
August 31, 2007	Panel is formed.
December 19, 2007	The United States and China sign an MOU to eliminate the subsidies that are challenged in the case. The agreement takes effect January 1, 2008. The case is not formally withdrawn by the United States, but it will not move forward unless the subsidies reemerge.
April 10, 2008	US antidumping and countervailing duty petitions filed by US steel manufacturers allege China has violated the MOU by continuing certain subsidy programs. USTR continues to monitor subsidies and has not found any violation of the MOU to date. No further WTO action based on allegations is expected.

WTO Auto Parts Case (DS340)

Date	Event
March 30, 2006	The United States files a request for consultations.
September 28, 2006	The United States requests the formation of a dispute settlement panel at a meeting of the WTO DSB. China blocks the request.
October 26, 2006	DSB accepts the US request to form a dispute settlement panel.
January 29, 2007	Panel is formed.
July 16, 2007	Panel chair informs the DSB that it would not be able to complete its work within six months because of the complexity of the issues presented in this case.
February 13, 2008	Panel rules in confidential interim decision against China. Report is transmitted to involved parties for comment. Following an additional review period, the panel will issue its final report.
March 20, 2008	Final panel report upholding interim decision against China is announced and transmitted to involved parties.
July 18, 2008	Final report publically released.
September 15, 2008	China appeals panel report.
December 15, 2008	WTO appellate body issues determination rejecting China's appeal.
January 12, 2009	WTO DSB adopts the appellate body's decision.
February 11, 2009	China agrees to implement the appellate body's decision. The United States and China will negotiate to determine what a reasonable period is. The United States stated China simply needs to remove the discriminatory tax and additional administrative burdens to comply with the ruling.

February 26, 2009	Deadline for parties to agree on what constitutes a “reasonable period” for China to comply with ruling.
September 1, 2009	China implements panel’s ruling by revising their auto industry development policy to stop enforcing provisions regarding local content requirements.

421 Safeguard Cases Against China (1 completed case)

Date	Event
Certain Passenger Vehicle and Light Truck Tires	TA 421-7
April 20, 2009	ITC begins investigation following a petition filed by United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial, and Service Workers International Union.
June 18, 2009	ITC issues determination that certain passenger vehicle and light truck tire imports are unfairly harming US industry.
June 29, 2009	ITC issues trade remedy recommendation to impose regressive import tariffs on certain passenger vehicle and light truck tires over a three year period of 55, 45, and 35 percent.
July 9, 2009	ITC transmits recommendations to the president and USTR.
September 2, 2009	USTR transmits recommendations to the president.
September 11, 2009	President decides to impose trade remedy tariffs over the next 3 years of 35, 30, and 25 percent, respectively.
September 14, 2009	China files requests for WTO consultations (see above).
September 26, 2009	Implementation date for tariffs.

US Countervailing Duty (CVD) Cases Against China (6 active cases)

Date	Event
Oil Country Tubular Goods	DOC No. C-570-944; ITC No. 701-TA-463
April 8, 2009	ITC begins preliminary investigation following a petition filing by Maverick Tube Corp., Houston, TX; United States Steel Corp., Dallas, TX; V&M Star LP, Houston, TX; V&M Tubular Corp. of America, Houston, TX; TMK IPSCO, Camanche, IA; Evraz Rocky Mountain Steel, Pueblo, CO; Wheatland Tube Corp., Wheatland, PA; and the United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union, AFL–CIO–CLC, Pittsburgh, PA.

May 26, 2009	ITC issues preliminary determination that finds reasonable indication that a US industry is materially injured. Views transmitted to the US Department of Commerce (DOC) on June 2, 2009.
September 15, 2009	DOC preliminary determination with net subsidy rates ranging from 10.9 to 30.69 percent, issued on September 8, takes effect.
November 23, 2009	Deadline for DOC final determination.
Pre-Stressed Concrete Steel Wire Strand	
May 27, 2009	ITC begins preliminary investigation following a petition filing by American Spring Wire Corp., Bedford Heights, OH; Insteel Wire Products Co., Mt. Airy, NC; and Sumiden Wire Products Corp., Dickson, TN.
July 13, 2009	ITC issues preliminary determination finding reasonable indication that a US industry is materially injured. Views transmitted to DOC on July 20, 2009.
October 24, 2009	Deadline for DOC preliminary determination.
Steel Grating	
May 29, 2009	ITC begins preliminary investigation following a petition filing by Alabama Metal Industries, Birmingham, AL; and Fisher & Ludlow, Wexford, PA.
July 13, 2009	ITC issues preliminary determination finding reasonable indication that a US industry is materially injured. Views transmitted to DOC on July 13, 2009.
October 26, 2009	Deadline for DOC preliminary determination.
Wire Decking	
June 5, 2009	ITC begins preliminary investigation following a petition filing by AWP Industries, Inc., Frankfort, KY; ITC Manufacturing, Inc., Phoenix, AZ; J&L Wire Cloth, Inc., St. Paul, MN; Nashville Wire Products Mfg. Co., Inc., Nashville, TN; and Wireway Husky Corp., Denver, NC.
July 31, 2009	ITC issues preliminary determination that finds reasonable indication that a US industry is materially injured. Views transmitted to DOC on July 20, 2009.
November 2, 2009	Deadline for DOC preliminary determination.
Narrow Woven Ribbons with Woven Selvedge	
July 7, 2009	ITC begins preliminary investigation following a petition filing by Berwick Offray LLC and its wholly owned subsidiary Lion Ribbon Co., Inc., Berwick, PA.
September 1, 2009	ITC issues preliminary determination that finds reasonable indication that a US industry is materially

December 7, 2009

injured. Views transmitted to DOC on August 31, 2009.

Deadline for DOC preliminary determination

Magnesia Carbon Bricks

DOC No. C-570-955; ITC No. 701-TA-468

July 29, 2009

ITC begins preliminary investigation following petition filing by Resco Products, Inc., Pittsburgh, PA.

September 14, 2009

ITC issues preliminary determination that finds reasonable indication that a US industry is materially injured.

October 22, 2009

Deadline for DOC preliminary determination.

**Active CVD Orders
(12 Orders)**

Date Ordered by Secretary of Commerce

Determined Range of Net Subsidy Rates

Circular Welded Carbon-Quality Steel Pipe

DOC No. C-570-911; ITC No. 701-TA-447

July 22, 2008

29.57%–615.92%

Light Walled Rectangular Pipe and Tube

DOC No. C-570-915; ITC No. 701-TA-449

August 5, 2008

249.12%–264.64%

Laminated Woven Sacks

DOC No. C-570-917; ITC No. 701-TA-450

August 7, 2008

29.54%–352.82%

Sodium Nitrite

DOC No. C-570-926; ITC No. 701-TA-453

August 27, 2008

169.01%

New Pneumatic Off-the-Road Tires

DOC No. C-570-913; ITC No. 701-TA-448

September 4, 2008

2.45%–14%

Raw Flexible Magnets

DOC No. 570-923; ITC No. 701-TA-452

September 17, 2008

109.95%

Lightweight Thermal Paper

DOC No. C-570-921; ITC No. 701-TA-451

November 24, 2008

0.57%–137.25%

Circular Welded Carbon-Quality Steel Line Pipe

DOC No. C-570-936; ITC No. 701-TA-455

January 23, 2009

35.63%–40.05%

Circular Welded Austenitic Stainless Pipe

DOC No. C-570-931; ITC No. 701-TA-454

March 19, 2009

1.1%–299.16%

Citric Acid and Certain Citrate Salts

DOC No. C-570-938; ITC No. 701-TA-456

May 29, 2009

3.6%–118.95%

Tow-Behind Lawn Groomers

DOC No. C-570-940; ITC No. 701-TA-457

August 3, 2009

13.3%–264.98%

Kitchen Appliance Shelving and Racks

DOC No. C-570-942; ITC No. 701-TA-458

September 9, 2009

13.3%–170.82%

Sources: DOC, Office of the USTR, WTO, and ITC