



## INTERNATIONAL TRADE COMMISSION

### [Investigation Nos. 701-TA-751 and 731-TA-1729 (Preliminary)]

#### Erythritol from China

#### DETERMINATIONS

On the basis of the record<sup>1</sup> developed in the subject investigations, the United States International Trade Commission (“Commission”) determines, pursuant to the Tariff Act of 1930 (“the Act”), that there is a reasonable indication that an industry in the United States is materially injured by reason of imports of erythritol from China, provided for in subheading 2905.49.40 of the Harmonized Tariff Schedule of the United States, that are alleged to be sold in the United States at less than fair value (“LTFV”) and alleged to be subsidized by the government of China.<sup>2 3</sup>

#### COMMENCEMENT OF FINAL PHASE INVESTIGATIONS

Pursuant to section 207.18 of the Commission’s rules, the Commission also gives notice of the commencement of the final phase of its investigations. The Commission will issue a final phase notice of scheduling, which will be published in the *Federal Register* as provided in § 207.21 of the Commission’s rules, upon notice from the U.S. Department of Commerce (“Commerce”) of affirmative preliminary determinations in the investigations under §§ 703(b) or 733(b) of the Act, or, if the preliminary determinations are negative, upon notice of affirmative final determinations in those investigations under §§ 705(a) or 735(a) of the Act. Parties that filed entries of appearance in the preliminary phase of the investigations need not

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<sup>1</sup> The record is defined in § 207.2(f) of the Commission’s Rules of Practice and Procedure (19 CFR 207.2(f)).

<sup>2</sup> 90 FR 1957 and 90 FR 1962 (January 10, 2025).

<sup>3</sup> Commissioner Rhonda Schmidlein not participating.

enter a separate appearance for the final phase of the investigations. Any other party may file an entry of appearance for the final phase of the investigations after publication of the final phase notice of scheduling. Industrial users, and, if the merchandise under investigation is sold at the retail level, representative consumer organizations have the right to appear as parties in Commission antidumping and countervailing duty investigations. The Secretary will prepare a public service list containing the names and addresses of all persons, or their representatives, who are parties to the investigations. As provided in section 207.20 of the Commission's rules, the Director of the Office of Investigations will circulate draft questionnaires for the final phase of the investigations to parties to the investigations, placing copies on the Commission's Electronic Document Information System (EDIS, <https://edis.usitc.gov>), for comment.

## **BACKGROUND**

On December 13, 2024, Cargill, Incorporated, Wayzata, Minnesota filed petitions with the Commission and Commerce, alleging that an industry in the United States is materially injured or threatened with material injury by reason of subsidized and LTFV imports of erythritol from China. Accordingly, effective December 13, 2024, the Commission instituted countervailing duty investigation No. 701-TA-751 and antidumping duty investigation No. 731-TA-1729 (Preliminary).

Notice of the institution of the Commission's investigations and of a public conference to be held in connection therewith was given by posting copies of the notice in the Office of the Secretary, U.S. International Trade Commission, Washington, DC, and by publishing the notice in the *Federal Register* of December 19, 2024 (89 FR 103876). The Commission conducted its conference on January 3, 2025. All persons who requested the opportunity were permitted to participate.

The Commission made these determinations pursuant to §§ 703(a) and 733(a) of the Act (19 U.S.C. 1671b(a) and 1673b(a)). It completed and filed its determinations in these

investigations on January 27, 2025. The views of the Commission are contained in USITC Publication 5583 (February 2025), entitled *Erythritol from China: Investigation Nos. 701-TA-751 and 731-TA-1729 (Preliminary)*.

By order of the Commission.

Issued: January 27, 2025.

**Lisa Barton,**

*Secretary to the Commission.*

[FR Doc. 2025-01970 Filed: 1/29/2025 8:45 am; Publication Date: 1/30/2025]