

HUSCH BLACKWELL

International Trade Remedies

Husch Blackwell's International Trade Remedies team routinely advises clients on developing and implementing comprehensive trade remedies strategies. Our representations are grounded in the practical knowledge our lawyers have gained through many decades in private practice and government service, and we count on our team a former attorney in the Office of the General Counsel of the U.S. International Trade Commission and the Office of AD/CVD enforcement at the U.S. Department of Commerce.

Our International Trade Remedies team advises emerging and established U.S. producers, international trading companies, foreign trade associations and numerous corporations worldwide on complex problems involving:



General relief from imports using quotas or increased duties under escape clause provisions of U.S. law (section 201 and section 421 of the Trade Act of 1974)



Anti-circumvention and scope issues arising from duties or quotas



Trade Facilitation and Trade Enforcement Act allegations



Coordinating parallel trade actions and litigation with U.S. Customs and Border Protection



Unfair pricing internationally (dumping)



Intellectual property violations litigated at the U.S. International Trade Commission under Section 337 of the Trade Act



Injurious subsidies cases (countervailing duty cases)



Issues regarding surges of imports under the Generalized System of Preferences (GSP)

100+

Years of legal experience in private practice and government service on our team

100+

Antidumping/counter-vailing duty cases handled concerning 18 different countries

12

Number of Dept. of Commerce scope rulings our team has handled

Work Highlights

- Represented a major Turkish producer to be excluded from both the antidumping and countervailing duty orders on steel wire nails
- Advised the only Chinese flooring company to be excluded from both the antidumping and countervailing duty orders on multilayered wood flooring
- Devised strategy to minimize dumping duties and subsequently exclude a Mexican chemical producer from dumping orders after a “sunset review” by the ITC
- Helped a UK producer avoid punitive duties due to alleged “circumvention” of a dumping order and develop future strategies
- On behalf of a Chinese trade association, won a decision at the ITC of “no injury” to the U.S. hardwood plywood industry, resulting in no dumping or countervailing duties for members of the association
- Obtained a scope ruling for a U.S. importer of wire hangers, and assisted several wire hanger importers faced with a U.S. Customs anticircumvention investigation and audit
- Represented a U.S. importer of cut-to-length steel plates in demonstrating that the company’s goods are excluded from the scope of the antidumping duty order
- Represented a major exporter of Cold-Drawn Mechanical Tubing from India and obtained the lowest antidumping duty margin as compared to exporters from India and several other countries in companion cases
- Reversed adverse findings for a multinational steel exporter in administrative reviews of antidumping and countervailing duty matters before the Department of Commerce to mitigate amount of duties

Evasion & Circumsppection

Under the Enforce provisions, allegations of evasion and circumvention may be filed by almost any U.S. producer, importer or foreign producer that has knowledge or specific information about merchandise entering the United States through evasion, including the trans-shipment of merchandise through third countries in order to change country of origin, false or incorrect shipping and entry documentation, and falsely labeling or reporting merchandise.

The government’s actions in examining circumvention and evasion are judicially reviewable by the U.S. Court of International Trade under recent changes in the law, formalizing the process and holding U.S. Customs and Border Protection accountable in a new way—and it has also resulted in increased allegations.

Business is no longer usual. Neither are our solutions.

At Husch Blackwell, we have built our law firm around one idea: to guide our clients from where they are to where they want to be. Our industry-centric approach gives us a deep understanding of what our clients face every day. But more than that, it creates a shared vision that moves our clients forward.