

March 14, 2024

USITC Inv. Nos. 701-TA-\_\_\_\_ and 731-TA-\_\_\_\_  
DOC Inv. Nos. A-533-922, C-533-923,  
A-570-160, and C-570-161  
Total Pages: 4406  
Investigation

**PUBLIC VERSION**

Business Proprietary Treatment removed  
from Volume I at pages 11, 23-26, 31;  
and Exhibits marked as BPI

**BY ELECTRONIC FILING**

The Honorable Gina M. Raimondo  
Secretary of Commerce  
Attention: Enforcement and Compliance  
APO/Dockets Unit, Room 1870  
U.S. Department of Commerce  
14<sup>th</sup> Street and Constitution Avenue, N.W.  
Washington, D.C. 20230

**BY ELECTRONIC FILING**

The Honorable Lisa R. Barton  
Secretary  
U.S. International Trade Commission  
500 E Street, S.W., Room 112  
Washington, D.C. 20436

**Re: Petitions for the Imposition of Antidumping and Countervailing Duties:  
2,4-Dichlorophenoxyacetic Acid (“2,4-D”) from the People’s Republic of  
China and India**

On behalf of Corteva Agriscience LLC (“Corteva” or “Petitioner”), we hereby  
submit to the U.S. Department of Commerce (“Commerce”) and the U.S. International Trade  
Commission (the “Commission”) petitions for the imposition of antidumping and countervailing  
duties on U.S. imports of 2,4-Dichlorophenoxyacetic acid (“2,4-D”) from the People’s Republic

of China (“China”) and India pursuant to Sections 701 and 731 of the Tariff Act of 1930, as amended (“Tariff Act”), 19 U.S.C. § 1671 and § 1673. Petitioner is a producer of the domestic like product in the United States and is therefore an interested party within the meaning of 19 U.S.C. § 1677(9)(C) and 19 C.F.R. § 351.102(a)(29)(v). Pursuant to Commerce’s regulations codified at 19 C.F.R. § 351.202(c), we hereby certify that the petition and required copies are being filed simultaneously today with the Commission.

At Commerce, we are filing Volume I (General Information and Injury) matched with both the information on sales at less-than-fair value and the provision of countervailable subsidies. At the Commission, pursuant to instructions from Secretary Barton and temporary measures taken by the Commission to accept electronic petition filings instead of filings by hand, we are filing all five volumes of the petition, including exhibits for each volume: Volume I (General Information and Injury), Volume II (Antidumping for China), Volume III (Antidumping for India), and Volume IV (Countervailable Subsidies for China), and Volume V (Countervailable Subsidies for India).

On behalf of the Petitioner, we request proprietary treatment for information designated as proprietary in these petitions pursuant to Commerce’s regulations codified at 19 C.F.R. §§ 351.202(d) and 351.304 and the Commission’s rules codified at 19 C.F.R. § 201.6(b). Business proprietary information (“BPI”) is enclosed in single brackets (“[ ]”).

The information in these petitions for which the Petitioner requests proprietary treatment, and the location of same, is as follows:

### **Volume I (General Information and Injury)**

- Specific business information related to the operational and trade data of the petitioner, including production, shipments, revenue, costs, and financial performance (19 C.F.R. §§ 201.6(a) and 351.105(c)(11)); pages 10, 14, 15, 18, 20-25, 29, 30, and 36 and Exhibits marked as BPI in Exhibit List.
- Names of particular persons from whom business proprietary information was obtained (19 C.F.R. §§ 201.6(a) and 351.105(c)(9)): Exhibit I-1.

### **Volume II (Antidumping - China)**

- Data regarding the nature of production and production costs (19 C.F.R. §§ 201.6(a) and 351.105(c)(1)-(2)): Exhibits marked as BPI in Exhibit List; and
- Information related to the operational and trade data of domestic producers, including the rates at which they consume certain factors of production (19 C.F.R. §§ 201.6(a) and 351.105(c)(11)): Exhibits marked as BPI in Exhibit List.

### **Volume III (Antidumping - India)**

- Data regarding the nature of production and production costs (19 C.F.R. §§ 201.6(a) and 351.105(c)(1)-(2)): Exhibits marked as BPI in Exhibit List; and
- Information related to the operational and trade data of domestic producers, including the rates at which they consume certain factors of production (19 C.F.R. §§ 201.6(a) and 351.105(c)(11)): Exhibits marked as BPI in Exhibit List.

The bracketed information in these petitions for which business proprietary treatment is requested is entitled to proprietary treatment in accordance with Commerce's regulations codified

at 19 C.F.R. § 351.304(a) and the Commission’s rules codified at 19 C.F.R. § 201.6(b). Information for which proprietary treatment is requested is not available to the public. Public disclosure of this information would cause substantial harm to the competitive position of the submitter. The disclosure of this information would also likely have the effect of impairing the ability of Commerce and the Commission to obtain such information as is necessary to perform their statutory functions. The requisite certification that substantially identical information is not available to the public is attached to this letter, in accordance with the Commission’s rules codified at 19 C.F.R. § 201.6(b)(3)(iii).

Pursuant to Commerce’s regulations codified at 19 C.F.R. § 351.304(b), Petitioner agrees in principle to permit disclosure of the bracketed business proprietary information contained in these petitions under an appropriately drawn administrative protective order (“APO”). Petitioner, however, reserves the right to comment on all APO applications prior to disclosure. A public version of these petitions has been prepared and is being filed simultaneously with this submission pursuant to Commerce’s regulations codified at 19 C.F.R. § 351.304(c)(1) and the Commission’s rules codified at 19 C.F.R. § 201.8(d).

Petitioner attaches to this cover letter all appropriate certifications required by the regulations. These include the certification that information substantially identical to the above-claimed proprietary information is not available to the general public and the public disclosure of such information would cause substantial harm to the persons, firms, and other entities from which the information was obtained, in accordance with 19 C.F.R. § 201.6(b)(3)(iii). They also include

the requisite company and counsel certifications regarding the completeness and accuracy of the information contained in the petitions, in accordance with 19 C.F.R. § 351.303(g).

Please contact the undersigned with any questions regarding these petitions.

Respectfully submitted,



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Daniel Cannistra, Esq.  
Pierce Lee, Esq.  
Weronika Bukowski, Esq.  
Jacqueline Schaeffer, Esq.  
Jean-Baptiste Blancardi, Esq.  
Tori Auerhan, Trade Analyst

**Crowell & Moring, LLP**  
1001 Pennsylvania Ave, N.W.  
Washington, D.C. 20004

**ATTORNEY CERTIFICATION**

*2,4-Dichlorophenoxyacetic Acid (2,4-D) from the People's Republic of China and India*

Inv. Nos. 701-TA-\_\_\_ and 731-TA-\_\_\_\_

In accordance with section 207.3(a) of the Commission's rules (19 C.F.R. § 207.3(a)), I, Daniel Cannistra, of Crowell & Moring, LLP, counsel to Corteva Agriscience LLC, certify that under penalty of perjury under the laws of the United States of America and pursuant to the Commission's regulations:

- (1) I have read the foregoing submission in the above referenced case;
- (2) to the best of my knowledge and belief, the information contained therein is accurate and complete; and
- (3) in accordance with section 201.6(b)(3)(ii) of the Commission's rules (19 C.F.R. § 201.6(b)(3)(iii)), information substantially identical to that for which we request confidential treatment is not available to the general public and the public disclosure of such information would cause substantial harm to the persons, firms, and other entities from which the information was obtained.



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Daniel Cannistra

Dated: March 14, 2024

## CERTIFICATION

I, Daniel Cannistra, with Crowell & Moring, LLP, counsel to Corteva Agriscience LLC, certify that I have read the attached submission of *Petition for the Imposition of Antidumping and Countervailing Duties: 2,4-Dichlorophenoxyacetic Acid (2,4-D)*, filed on March 14, 2024.

In my capacity as an adviser, counsel, preparer and reviewer of this submission, I certify that the information contained in this submission is accurate and complete to the best of my knowledge. I am aware that U.S. law (including, but not limited to, 18 U.S.C. § 1001) imposes criminal sanctions on individuals who knowingly and wilfully make material false statements to the U.S. Government. In addition, I am aware that, even if this submission may be withdrawn from the record of the AD/CVD proceeding, the Department may preserve this submission, including a business proprietary submission, for purposes of determining the accuracy of this certification.

I certify that I am filing a copy of this signed certification with this submission to the U.S. Department of Commerce and that I will retain the original for a five-year period commencing with the filing of this document. The original will be available for inspection by U.S. Department of Commerce officials.



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Daniel Cannistra  
**Crowell & Moring, LLP**  
1001 Pennsylvania Ave, N.W.  
Washington, D.C. 20004

Dated: March 14, 2024

## COMPANY CERTIFICATION

I, Jamie Lord, Commercial Counsel, Crop Protection, certify that I prepared or otherwise supervised the preparation of the attached submission, Petitions for the Imposition of Antidumping and Countervailing Duties Pursuant to Sections 701 and 731 of the Tariff Act of 1930, As Amended, In the Matter of 2,4-DICHLOROPHENOXYACETIC ACID (2,4-D) from China and India (Case Nos. India A-533-922, C-533-923, China A-570-160 and C-570-161), dated March 14, 2024.

I certify that the public information and any business proprietary information of Corteva Agriscience LLC contained in this submission is accurate and complete to the best of my knowledge. I am aware that the information contained in this submission may be subject to verification or corroboration (as appropriate) by the U.S. Department of Commerce. I am also aware that U.S. law (including, but not limited to, 18 U.S.C. 1001) imposes criminal sanctions on individuals who knowingly and willfully make materially false statements to the U.S. Government. In addition, I am aware that, even if this submission may be withdrawn from the record of the AD/CVD proceeding, the U.S. Department of Commerce may preserve this submission, including a business proprietary submission, for purposes of determining the accuracy of this certification. I certify that a copy of this signed certification will be filed with this submission to the U.S. Department of Commerce.

Signature:



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Jamie Lord  
Commercial Counsel, Crop Protection  
Corteva Agriscience LLC