

**UNITED STATES – ANTI-DUMPING ADMINISTRATIVE REVIEWS AND OTHER
MEASURES RELATED TO IMPORTS OF CERTAIN ORANGE JUICE
FROM BRAZIL**

Status Report by the United States

The following communication, dated 8 December 2011, from the delegation of the United States to the Chairperson of the Dispute Settlement Body, is circulated pursuant to Article 21.6 of the DSU.

Status Report Regarding Implementation of the
DSB Recommendations and Rulings in the Dispute
United States –Anti-Dumping Administrative Reviews and Other Measures Related to
Imports of Certain Orange Juice from Brazil
(WT/DS382)

The United States submits this report in accordance with Article 21.6 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes* ("DSU").

On 17 June 2011, the Dispute Settlement Body ("DSB") adopted its recommendations and rulings in *United States –Anti-Dumping Administrative Reviews and Other Measures Related to Imports of Certain Orange Juice from Brazil* (WT/DS382). At that DSB meeting, the United States informed the DSB of its intention to implement the recommendations and rulings of the DSB in connection with this matter. The United States and Brazil agreed that the reasonable period of time for the United States to implement the recommendations and rulings of the DSB would end on 17 March 2012.

On 28 December 2010, in part in response to the findings in other disputes with respect to administrative reviews, the US Department of Commerce announced a proposal to change the methodology for calculating weighted average dumping margins and assessment rates in certain antidumping proceedings, including administrative reviews. The Department proposes to compare monthly weighted average export prices with monthly weighted average normal values, and to grant an offset for comparisons that show an export price that exceeds normal value in the calculation of the weighted average margin of dumping and assessment rate.

The proposal has been published in the Federal Register, 75 FR 81533 (28 Dec. 2010). Under US law, there is a period for public comment on this proposal and for consultations with appropriate committees in the US Congress.

The United States will continue to consult with interested parties as it works to address the recommendations and rulings of the DSB.
