

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

Status Report by the United States

Addendum

The following communication, dated 9 February 2012, from the delegation of the United States to the Chairman 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 anti-dumping proceedings, including administrative reviews. The Department proposed 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 was published in the Federal Register, 75 FR 81533 (28 Dec. 2010). The United States is now completing the process to modify its methodologies, as described in the Federal Register notice, and expects to publish the final modification in the Federal Register in the coming days.