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(21-2338)

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**UNITED STATES – ANTI-DUMPING AND COUNTERVAILING DUTIES ON CERTAIN  
PRODUCTS AND THE USE OF FACTS AVAILABLE**

**NOTIFICATION OF AN APPEAL BY THE UNITED STATES UNDER ARTICLE 16  
OF THE UNDERSTANDING ON RULES AND PROCEDURES  
GOVERNING THE SETTLEMENT OF DISPUTES (DSU)**

The following communication, dated 19 March 2021, addressed to the Chairperson of the Dispute Settlement Body is being circulated to Members at the request of the delegation of the United States.

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Pursuant to Article 16 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes* (DSU), the United States hereby notifies the Dispute Settlement Body of its decision to appeal issues of law covered in the report of the Panel in *United States – Anti-Dumping and Countervailing Duties on Certain Products and the Use of Facts Available* (WT/DS539/R & WT/DS539/R/Add.1) and legal interpretations developed by the Panel.

At this time, no division of the Appellate Body can be established to hear this appeal in accordance with DSU Article 17.1. The United States will confer with Korea so the parties may determine the way forward in this dispute.

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