

**UNITED STATES – FINAL ANTI-DUMPING MEASURES  
ON STAINLESS STEEL FROM MEXICO**

Request by Mexico for Arbitration under Article 21.3(c) of the DSU

The following communication, dated 11 August 2008, from the delegation of Mexico to the Chairman of the Dispute Settlement Body, is circulated in accordance with Article 21.3(c) of the DSU.

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On 20 May 2008, the Dispute Settlement Body (DSB) adopted the Appellate Body Report and the Panel Report, as modified by the Appellate Body Report, in *United States – Final Anti-Dumping Measures on Stainless Steel from Mexico* (DS344). At the DSB meeting held on 2 June 2008, the United States stated that it intended to comply with its WTO obligations and that it would need a reasonable period of time in which to do so. On 8 July 2008, the United States and Mexico mutually agreed that any awards of the arbitrator (including awards not made within 90 days after the date of adoption of the recommendations and rulings) should be deemed to be awards of the arbitrator for the purposes of Article 21.3(c) of the *Understanding on Rules and Procedures Governing the Settlement of Disputes* (DSU).

In the absence of an agreement with the United States under Article 21.3(b) of the DSU on a reasonable period of time for the United States to comply with the recommendations of the DSB, Mexico hereby requests that this period be determined through binding arbitration pursuant to Article 21.3(c) of the DSU.

Mexico will enter into consultations with the United States with a view to reaching agreement on an arbitrator within the time period provided for in footnote 12 of the DSU.

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