

**UNITED STATES – LAWS, REGULATIONS AND METHODOLOGY
FOR CALCULATING DUMPING MARGINS ("ZEROING")**

Recourse to Article 21.5 of the DSU by the European Communities

Communication from the Chairman of the Panel

The following communication, dated 26 May 2008, addressed to the Chairman of the Dispute Settlement Body (DSB), is circulated pursuant to Article 21.5 of the Dispute Settlement Understanding (DSU).

Article 21.5 of the DSU stipulates that a panel considering the existence or consistency with a covered agreement of measures taken to comply with the recommendations and rulings of the DSB shall circulate its report within 90 days after the date of referral of the matter to it.

Article 21.5 of the DSU further states that when a panel considers that it cannot provide its report within this time frame, it shall inform the DSB in writing of the reasons for the delay together with an estimate of the period within which it will submit its report.

The matter *United States – Laws, Regulations and Methodology for Calculating Dumping Margins ("Zeroing") - Recourse to Article 21.5 of the DSU by the European Communities* was referred to the original Panel by the DSB on 25 September 2007, with the formalities in composing the Panel being completed on 30 November 2007.

Given delays in the composition of the Panel and the schedule adopted after consultations with the parties to this dispute, it has not been possible for the Panel to complete its work within the 90-day period as foreseen in Article 21.5.

The Panel expects to complete its work in October 2008.
