

## Miscellaneous Tariff Bill

### Final Disclosure Form

#### Part I: Type of Disclosure

This form is being submitted for H.R. 4828 as a disclosure submitted reflecting information provided through the MTB public comment period and the International Trade Commission's Congressional Bill Report. (All of this information is available on the Ways and Means Committee MTB website: <http://waysandmeans.house.gov/mtb/mtbbills.htm>.)

#### Part II: Written Statement

Member Name: Rep. Alan Nunnelee

- A.  Is the tariff relief specified in this Miscellaneous Tariff Bill available to any entity that imports and pays duties pursuant to this tariff heading? If not, why?

Yes

Please list any known entities currently importing under the tariff heading specified in the Miscellaneous Tariff Bill, including those listed in the Preliminary Disclosure Form, ITC Congressional Bill Report, and any public comments received by the Committee (posted on the Ways and Means Committee MTB website: <http://waysandmeans.house.gov/mtb/mtbbills.htm>):

Hunter Douglas Corp.  
American Foundry Society: opposition (see attached)  
Hunter Douglas Corp. Response to Opposition: AFS objection based on premise that H.R. 4828 covers aluminum castings, which are made domestically. H.R. 4828 explicitly states that the legislation covers aluminum alloy profiles of alloy 6011; the legislation does not cover castings asserted by AFS (see attached).

- B.  Does the tariff relief specified in this Miscellaneous Tariff Bill benefit downstream producers, manufacturers, purchasers, and consumers?



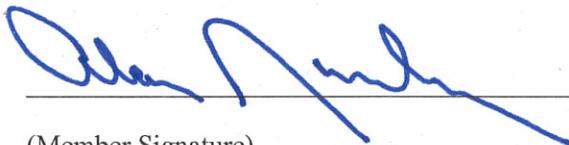
Yes



No

#### Part III: Financial Benefit Certification

I hereby certify that neither myself nor my spouse has a financial interest in any entity named in Part II.A above.



(Member Signature)

11/27/2012

Date



July 20, 2012

The Honorable Dave Camp  
Chairman  
House Committee on Ways & Means  
1102 Longworth House Office Building  
Washington, D.C. 20515

The Honorable Sander Levin  
Ranking Member  
House Committee on Ways & Means  
1102 Longworth House Office Building  
Washington, D.C. 20515

Dear Chairman Camp and Ranking Member Levin:

It is our understanding that both the House Ways & Means Committee and the Senate Finance Committee will soon consider a Miscellaneous Tariff Bill (MTB) legislation that extend duty suspensions on a wide variety of products.

On behalf of the American Foundry Society (AFS), we are writing to express our opposition to **HR 4828 - To suspend temporarily the duty on certain aluminum alloy profiles**, which is part of the Miscellaneous Tariff Bill. The specific product covered in this bill would compete directly with castings that can be readily produced at competitive prices in the U.S. by a number of domestic foundries. The suspensions of duties and subsequent importation of these castings, will not only hurt the competitiveness of American foundries, but will result in lost jobs. For these reasons, we would object to the adoption of this measure, as a stand-alone bill or its inclusion in any larger Miscellaneous Tariff Bills package compiled by Congress.

AFS is the major trade and technical association for the North American metalcasting industry, with over 7,000 members, representing 2,100 metalcasters in America. U.S. foundries provide employment for over 200,000 men and women directly and support thousands of other jobs indirectly. Metal castings (iron, steel, and aluminum) are the foundation for all other manufacturing, and have been a vital building block in every sector that relies on castings. In fact, 90 % of all manufactured goods incorporate engineered castings into their makeup. Foundries are predominantly small businesses, with 80% having less than 100 employees.

Imported castings now comprise nearly 25 percent of the market, with more than a quarter of these imports coming from China where energy, labor, tax and material costs are substantially lower partly due to government subsidies.

Thank you for your consideration of our views in this matter. Please feel free to contact me if you have any specific questions related to our position on this provision.

Sincerely,

A handwritten signature in black ink that reads 'Jerry Call'.

Jerry Call  
Executive Vice President  
American Foundry Society

# Akin Gump

Strauss Hauer & Feld LLP

ZACHARY W. PAULSEN  
202.887.4061/fax: 202.887.4288  
zpaulsen@akingump.com

October 16, 2012

Ms. Neena Shenai  
International Trade Counsel  
Committee on Ways and Means  
U.S. House of Representatives  
1104 Longworth House Office Building  
Washington, DC 20515

Mr. Jason Kearns  
International Trade Counsel  
Committee on Ways and Means  
U.S. House of Representatives  
1106 Longworth House Office Building  
Washington, DC 20515

Dear Ms. Shenai and Mr. Kearns:

On behalf of Hunter Douglas, the leading manufacturer of custom-made window fashions in North America, I am writing in regards to an objection received by the Committee on Ways and Means concerning H.R. 4828, legislation sponsored by Rep. Alan Nunnelee of Mississippi to temporarily suspend the tariff on imports of aluminum alloy profiles of alloy 6011 suitable for use in the manufacture of window shades.

During the committee's public comment period, the American Foundry Society (AFS) submitted a letter objecting to the inclusion of this bill in the process commonly known as the Miscellaneous Tariff Bill (MTB). The AFS objection is based on the premise that H.R. 4828 covers aluminum castings, which are made domestically. However, H.R. 4828 explicitly states that the legislation covers aluminum alloy profiles of alloy 6011; the legislation does not cover castings asserted by AFS. Furthermore, neither the profiles covered by the legislation, nor alloy 6011, is available in the United States. The AFS submitted the identical objection to the U.S. International Trade Commission (ITC) during its administrative vetting process.

It is our understanding that the strict guidelines of the MTB process have traditionally dismissed objections similar to those made by the AFS in the past. As you well know, objections on the grounds of domestic production must be for the same, like or competitive product covered by the proposed legislation. In this case, the basis for the AFS objection – that aluminum castings are made domestically – is irrelevant as H.R. 4828 does not attempt to suspend the tariff on aluminum castings.

On behalf of Hunter Douglas, the initial requesting company of this legislation, we have repeatedly attempted to clarify this matter with the American Foundry Society. However, the association has been unresponsive.

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This duty suspension legislation is important to Hunter Douglas, and we certainly appreciate your leadership and commitment to the integrity of MTB process. The MTB helps companies like Hunter Douglas remain competitive in the global marketplace and supports American jobs.

We hope this information concerning the objection to H.R. 4828 is helpful, and we look forward to working with you to ensure that this bill is ultimately included in the omnibus MTB package currently under consideration.

Best regards,



Zachary W. Paulsen

cc: Office of the Honorable Alan Nunnelee  
United States House of Representatives