

Request for Exclusion from Remedies: Section 232 National Security Investigation of Aluminum Imports

Exclusion Request Requirements: Only individuals or organizations operating in the United States that use aluminum products (e.g. slab, billets, ingots, extrusions, rod and bar, sheet and plate, foil, pipe and tube, castings and forgings, etc.) in business activities (e.g., construction, manufacturing, supplying aluminum product to users) in the United States may submit an Exclusion Request. For an Exclusion Request to be considered, the Exclusion Requester must provide factual information on 1) the single type of aluminum product they require using a 10-digit HTSUS code, including its specific dimension; 2) the quantity of product required (stated in kilograms) under a one-year exclusion; 3) a full description of the properties of the aluminum product it seeks to import, including chemical composition, dimensions, strength, toughness, ductility, magnetic permeability, surface finish, coatings, and other relevant data. Exclusion Requests must be submitted using this Excel-based document. Paper submissions will not be accepted.

A separate Exclusion Request must be submitted on each distinct type and dimension of aluminum product to be imported. All applicable question blocks in the form must be completed for the Exclusion Request to be accepted. Exclusion Requests will be denied if the applicant: 1) does not sufficiently address the specified reporting requirements; 2) cites the improper HTSUS code, or 3) provides incorrect product descriptions.

Organizations electing to attach supporting documents must provide these documents in PDF format and it must not exceed 25 pages. All information submitted in the Exclusion Request is subject to public disclosure. Do not provide sensitive Personally Identifiable Information.

Organizations should upload their completed Exclusion Request pertaining to an aluminum product to www.regulations.gov under Docket Number BIS-2018-0002. An Exclusion Request may be submitted at any time. Processing of an Exclusion Request will take approximately 90 business days. Notification of granted Exclusions will be posted on www.regulations.gov. For questions related directly to completing this form, contact BIS via email (Aluminum232@bis.doc.gov) or telephone (202-482-4757).

1.a	Identify the class of Aluminum product for which the Exclusion is sought:		10-Digit Harmonized Tariff Schedule Code of the United States (HTSUS) for the single aluminum product covered by this request: <small>(See https://www.usitc.gov/publications/docs/tata/hts/chapter/0900c72_0.pdf)</small>
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Requesting Organization Information		Importer of Record for Organization Requesting an Exclusion	
Full Organization Legal Name		Full Organization Legal Name	
Street Address		Street Address	
City		City	
State		State	
Zip Code		Zip Code	
Headquarters Country		Headquarters Country	
Point of Contact Name		Point of Contact - Representative Name	
Phone Number		Phone Number	
E-mail Address		E-mail Address	
Web Site Address		Web Site Address	
Parent Company of Requesting Organization		Requester's Authorized Representative/ Agent (If applicable)	
Full Organization Legal Name		Requester Point of Contact Name	
Street Address		Point-of-Contact Organization	
City		Country Location	
State/Province		Phone Number	
Zip Code/Postal Code		E-mail Address	
Headquarters Country		Web Site Address	
Web Site Address		Other Information	

1.c	Does the parent organization hold ownership in (partially or completely), or is it otherwise engaged as an: Aluminum Manufacturer; Aluminum Distributor; Aluminum Exporter or, Aluminum Importer? If "Yes" identify the activity.		If "Yes" - Identify the organization		Identify the country where the organization is headquartered
	Comments:				

1.d	Identify the primary type of aluminum activity of the Exclusion Requester:		Total Requested Annual Exclusion Quantity in Kilograms (1 metric ton = 1,000 kilograms)
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Comments:	
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Continued on Next Page

Request for Exclusion from Remedies: Section 232 National Security Investigation of Aluminum Imports - Continued

2.a Average annual consumption for years 2015-2017 of the aluminum product that is subject of this Exclusion Request - Kilograms

2.b Explain why your organization requires an Exclusion using 1) the drop-down box and 2) by providing written comments in the space provided below.
 Comments:

2.c Identify the percentage of total aluminum product covered under this Exclusion Request not available from aluminum manufacturers in the United States:

2.d Estimate the number of days required to take delivery of the aluminum product covered by this Exclusion Request, from the time the purchase order is issued by your organization:

2.e Estimate the number of days required to manufacture the aluminum product covered by this Exclusion Request, from the time a binding purchase order is executed:

2.f Estimate the number of days required to ship the aluminum product covered under this Exclusion Request, from the foreign port of departure to the Exclusion Requester's loading dock:

2.g Estimate the number of distinct shipments from the foreign port(s) of departure that will be needed for transporting to the United States the aluminum product subject to this Exclusion Request:

2.h Identify the U.S. Destination Port(s) of Entry through which the aluminum product subject to this Exclusion Request would be transported:

Port 1	Port 2	Port 3	Port 4	Port 5	Port 6	Port 7

2.i Is the organization making this Exclusion Request doing so on behalf of a non-U.S. aluminum producer that does not manufacture aluminum products in the United States?
 If "Yes" identify the non-U.S. aluminum producer Identify the country where the organization is headquartered
 Comments:

Exclusion Request Product Information

For this single Exclusion Request, provide a full, complete description of the product in the space provided below. * See explanation below.
 The product for which an Exclusion is being requested is defined as follows:

2.j * With regard to the product for which an Exclusion is requested, such a description must be limited to a single product. The description must be limited solely to physical properties (e.g., chemical requirements, mechanical requirements, dimensions, etc.) and exact descriptive terms/phrases covering the product subject to the Exclusion Request (e.g., "hot-rolled," "seamless pipe," "suitable for use in boilers," "longitudinally submerged arc welded," etc.).
 All such physical properties must be defined based on actual, rather than nominal, measurements; references to specific dimensions (e.g., "cross-sectional diameter of 5.50 mm") or measurements (e.g., "yield strength of 300 MPa," "carbon content 0.08%," etc.) will be interpreted as meaning the exact dimension or measurement. Ranges (e.g., "cross-sectional diameter falling within the range 5.35 mm and 5.65 mm," "yield strength greater than or equal to 300 MPa," "carbon content less than or equal to 0.15%, by weight," etc.) are allowed. Where a range is needed, it should be identified based on the end points of the range (as in the examples above), rather than through references to absolute or percentage tolerances.

2.k Identify the standards organizations that have set specifications for the product type that is the subject of this Exclusion Request, and provide the reference designation(s) for the identified standards organization(s), (e.g., ASTM A108-13):

	Organization	Designation		Organization	Designation		Organization	Designation
1			3			5		
2			4			6		
Other (specify)			Other (specify)			Other (specify)		

General Aluminum Product Description

2.l Identify the classification and properties of the aluminum product covered under this Exclusion Request. Other classification or properties may be described in the Comment box below. (Select all that apply)

Slab	Blooms	Billets	Ingots	Fittings	Flat	Long	Beams	Semi-Finished	Pipe	Tube	Stainless	Hot Rolled	Cold Rolled
Annealed	Plated	Electro-Plated	Galvanized	Electro-Galvanized	Zinc Plated	Aluminum Plated	Lead Plated	Tin Plated	Painted	Varnished	Plasticized	Pickled	Other (Use Comment Box)

Comment:

Continued on Next Page

Request for Exclusion from Remedies: Section 232 National Security Investigation of Aluminum Imports - Continued

State the chemical composition of the specific aluminum product for which your organization seeks an Exclusion.

Chemical Composition

Chemical	Aluminum	Antimony	Bismuth	Boron	Carbon	Chromium	Cobalt	Copper	Iron	Lead	Magnesium	Manganese	Nickel

3.a	Minimum %													
	Maximum %													
		Niobium	Nitrogen	Phosphorous	Selenium	Silicon	Sulfur	Tin	Titanium	Tungsten	Vanadium	Zinc	[Other - List Below]	[Other - List Below]
	Minimum %													
	Maximum %													
Comments:														

Provide information on the single aluminum product that is the subject of this Exclusion Request: 1) dimensional information for the single aluminum product and a single size - not a range of products and or sizes (e.g., 19 mm dia. rebar - not 19, 22, 25, and 29 mm.) A separate Exclusion Request must be submitted for each aluminum product by physical dimension; 2) performance data for tensile strength, yield strength, hardness, impact, shear and test temperature.

Aluminum Product Specifications (Millimeters)							Strength			Toughness (If Applicable)			
	Thickness	Inside Diameter	Outside Diameter	Length	Width	Height	Tensile Strength Mega Pascal (MPa)	Yield Strength Mega Pascal (MPa)	Hardness (specify method below - Brinnell, Rockwell, Vickers, etc.)	Test Type	Drop-Weight Tear Testing	Impact (Charpy) Testing	Other (specify type in comment box)
	Minimum										Temperature (°C)		
Maximum										Joules			
Comments:													

Provide the following information on the single aluminum product that is the subject of this Exclusion Request: 1) performance data for ductility and surface finish; and 2) metal coating process, material type, weight, and thickness.

	Global Ductility		Local Ductility (If Applicable)		Surface Finish (If Applicable)	Coating Type and Composition (If Applicable)				
	Elongation %	Reduction -in-Area %	Hole Expansion %	Bendability (Bend Radius/Sheet Thickness [millimeter])		Profilometer - [SAE J911]	Coating Method	Coating Product Name and Abbreviation	Composition (e.g., Zn, Al, Si, Mg, other intentionally added elements or alloys)	Weight [Grams per Sq. Meter]
Minimum										
Maximum										
Select any additional processing methods used:									Other (specify)	
Comments:										

Continued on Next Page

Request for Exclusion from Remedies: Section 232 National Security Investigation of Aluminum Imports - Continued

List the Commercial Name(s) of the single aluminum product that is the subject of this Exclusion Request.

4.a			
Comments:			

4.b	Identify the Aluminum Association code for the aluminum product that is the subject of this Exclusion Request:	State below: 1) the application for the aluminum product (e.g., automotive, appliances, industrial products, structural, etc.) that is the subject of this Exclusion Request, and 2) why similar aluminum products manufactured in the United States, if available, are not suitable.
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4.c	If the Exclusion is needed to support U.S. national security requirements (critical infrastructure or national defense systems), provide a detailed description of the specific uses of this single aluminum product:				
4.d	<p>Identify the source countries for the single aluminum product for which the Exclusion is requested, the annual quantity to be supplied in kilograms, and the name of the current manufacturer(s) of the aluminum product. If this aluminum product is not obtained directly from the manufacturer, identify the current supplier(s) and the country of the supplier(s). The Exclusion Request, if granted, will pertain solely to the identified supplier(s) listed in this form and the country of origin.</p> <p>NOTE: Aluminum products encompassing more than one 10-digit HTSUS code must submit a separate Exclusion Request for each pertinent code.</p>				
		Country of Origin	Country of Export	Exclusion Quantity	Current Manufacturer
					Current Supplier (if not obtained directly from manufacturer)
	1				
	2				
	3				
	4				
	5				
Product Availability Information					
4.e	Does the requester possess knowledge of any domestic U.S. parties that <u>currently</u> manufacture the described aluminum product in the United States?				
	Comment:				
4.f	Does the requester possess knowledge of any parties that <u>currently</u> manufacture the described aluminum product a country exempted from this tariff? If yes, identify the country or countries below.				
	Comment:				
4.g	Is the requester aware of any manufacturers <u>capable of producing</u> a substitute for the aluminum product in the United States? If "Yes" provide supporting information (name and address) in the space below?				
	Comment:				
4.h	Has the Exclusion requester attempted to <u>qualify any aluminum manufacturer in the United States</u> as a supplier of the aluminum product for that is the subject of this Exclusion Request in the past two years? If "Yes" provide supporting information in the space below. Supporting documents must be submitted as a consolidated PDF file and may not exceed 25 pages.				
	1		5		
	2		6		
	3		7		
	4		8		
	Comment:				
<i>Continued on Next Page</i>					

Request for Exclusion from Remedies: Section 232 National Security Investigation of Aluminum Imports - Continued

5.a	Has the Exclusion Requester <u>attempted to purchase the described aluminum product</u> that is the subject of this Exclusion Request, or a substitute, from a U.S. manufacturer in the past two years? If "Yes" identify the manufacturers, addresses, and your points of contact at the U.S. aluminum manufacturing organizations in the space below.	
	Comment:	
5.b	Has the Exclusion Requester <u>had supply contracts, or have current contracts</u> , with aluminum producers that manufacture in the United States the aluminum product identified in the Exclusion Request? If "Yes" identify the U.S. aluminum manufacturers, addresses, and your points of contact at the U.S. manufacturing organizations in the space below.	
	Comment:	
5.c	Has the Exclusion Requester <u>determined that there is no U.S. manufacturer</u> that produces a near-equivalent aluminum product that would meet qualification requirements? If "Yes" identify in the space below the testing standards/procedures employed to make that determination.	
	Comment:	
5.d	In the last two years, has the requester purchased a <u>substitute aluminum product</u> manufactured in the United States in place of the aluminum product described in the Exclusion Request? If "Yes" provide supporting information in the space below.	
	Comment:	
5.e	Provide a detailed explanation as to how U.S. Customs and Border Protection (CBP) will be able to reasonably distinguish the aluminum product subject to the Exclusion Request at time of entry, without adding undue burden to their current entry system and procedures.	

Submission of Exclusion Requests: All Exclusion Requests must be fully completed and submitted to www.regulations.gov under Docket Number BIS-2018-0002 using this Microsoft Excel electronic form. All information submitted will be subject to public disclosure, regardless of any statements by the requester that some information should be treated otherwise. Any further information required as a part of this Exclusion Request will be determined and requested solely by the U.S. Department of Commerce.

Submission of Supporting Documents (Attachments): Supporting attachments should be submitted to www.regulations.gov as PDF documents and must be posted to www.regulations.gov under Docket Number BIS-2018-0006. Total supporting submissions may not exceed 25 pages.

Other Comments:

I have additional information to provide that is proprietary or otherwise business confidential that is relevant and necessary to this submission:

Instruction: This Exclusion Request must be signed by an organization official specifically authorized to certify the document as being accurate and complete.

CERTIFICATION

The undersigned certifies that the information herein supplied in response to this questionnaire is complete and correct to the best of his/her knowledge. **It is a criminal offense to willfully make a false statement or representation to any department or agency of the United States Government as to any matter within its jurisdiction**[18 U.S.C. 1001 (1984 & SUPP. 1197)]

Company Name:			
Name of Authorizing Official:		Title of Authorizing Official:	
Phone Number:	Email of Authorizing Official:		
If the Point of Contact is different from the Authorizing Official provide point-of-contact information below.			
Point-of-Contact Name:	Title:		
E-Mail Address:	Phone Number:		

Paperwork Reduction Act Notice

Per the Paperwork Reduction Act of 1995, public reporting burden for this collection of information is estimated to average 4 hours per response, including the time to review instructions, search existing data sources, gather and maintain data needed, and complete and review the collection of information. Send comments regarding this burden estimate or any other aspects of this collection of information, to 1401 Constitution Avenue, NW, HCHB 1093, Office of Technology Evaluation, Bureau of Industry and Security, U.S. Department of Commerce, Washington, DC 20230 atn:0694-0139. Commerce may not collect this information, and you are not required to respond; unless this OMB number is displayed.