

### [Report On China's Industrial Policies Shows Numerous Industries Receive Illegal Subsidies](#)

Manufacturers have long suspected that heavy state intervention is one secret of success for numerous Chinese exports, in addition to cheap labor and an undervalued currency. The recent [Report on Chinese Industrial Policies](#) (the "Report") prepared by King & Spalding for the Brazilian National Confederation of Industry ("CNI") demonstrates that these suspicions are correct. The Report identifies numerous national and sub-national subsidy programs available to Chinese industries and discusses the options available to industries being harmed by unfair Chinese subsidies. Although the report is directed at Brazilian industries, the information and analysis also are relevant to industries in other countries that are competing with Chinese imports. [More »](#)

### [Material Injury Standard For Antidumping And Countervailing Duty Investigations Still Subject To Active Debate In The Courts](#)

The injury standard in antidumping and countervailing duty investigations is still being debated in the courts. Recent court decisions indicate that injury and causation thresholds will be contested matters for years to come. [More »](#)

### [U.S. Government Joins FCA Suit Over Allegedly Falsely Certified Paper Shredders](#)

The United States recently joined ongoing False Claims Act ("FCA") litigation that shows the potential for significant liability in government supply contracts. These contracts require the use of products made in the United States or in other designated countries, which notably do not include China or India. [More »](#)

#### News Of Note

- **ITC Investigating U.S.-EU Transatlantic Trade and Investment Partnership Agreement** – The ITC recently announced that, pursuant to a request from the United States Trade Representative ("USTR"), it will investigate the economic effects of the proposed Transatlantic Trade and Investment Partnership

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Agreement ("TTIP") agreement between the United States and the European Union ("EU"). The proposed agreement would eliminate duties and other trade barriers for trade between the United States and the twenty-seven EU members. [More »](#)

- **ITC Takes Action Against Non-Practicing Entities** – The ITC recently issued an unprecedented order that could reduce the number of intellectual property cases brought to it by non-practicing entities ("NPEs") under Section 337 of the Tariff Act of 1930. The March 22, 2013 order requires the Administrative Law Judge ("ALJ") to rule on whether complainant Lamina Packaging Innovations LLC satisfies the ITC's domestic industry requirement within 100 days of institution of the Section 337 investigation. [More »](#)
- **Sugar Subsidies - A Sticky Situation** – U.S. sugar subsidies benefit sugar refiners at the expense of candy manufacturers. Last year, the world average price for sugar was 26.5 cents per pound, but the average U.S. price was 43.4 cents per pound. This significant price differential is a result of federal price supports and subsidies for the U.S. sugar industry. [More »](#)
- **Obama Administration Nominates Top Trade Officials** – President Obama nominated Chicago businesswoman Penny Pritzker as Secretary of Commerce and long-time advisor Michael Froman as the USTR on May 2, 2013. [More »](#)
- **USTR Pushes To Grant Burma GSP Eligibility** – USTR announced that it is exploring the possibility of designating Burma as a beneficiary developing country under the Generalized System of Preferences ("GSP") on April 16, 2013. The United States previously suspended Burma's status as a beneficiary developing country in 1989 because of the country's failure to recognize labor rights. If granted, the beneficiary developing country designation would allow certain Burmese products to be imported duty-free into the United States. [More »](#)
- **China Promotes Energy Sector Development** – China is speeding up its development in the energy sector following the promulgation of its *Energy Development 12th Five Year Plan* in January of this year, as reported in the [March 2013](#) edition of the Trade & Manufacturing Alert. [More »](#)

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