

- (b) Sections 771(35)(A) and (B), 731 and 777(A)(d) of the Tariff Act are not as such inconsistent with Articles 2.4, 2.4.2, 5.8, 9.3, 1 and 18.4 of the *AD Agreement*, Articles VI:1 and VI:2 of the GATT 1994 and Article XVI:4 of the WTO Agreement with respect to the use of a zeroing methodology in the calculation of margins of dumping in original investigations.³⁸¹
- (c) The United States' zeroing methodology, as it relates to original investigations, is a norm which, as such, is inconsistent with Article 2.42 of the *AD Agreement*.³⁸²
- (d) The United States did not act inconsistently with Article 2.4.2 of the *AD Agreement* when, in the administrative reviews listed in Exhibits EC-16 to EC-31, USDOC used a methodology that involved asymmetrical comparisons between export price and normal value and in which no account was taken of any amount by which export prices exceeded normal value.³⁸³
- (e) The United States did not act inconsistently with Article 2.4 of the *AD Agreement* when in the administrative reviews listed in Exhibits EC-16 to EC-31 USDOC calculated dumping margins by comparing average monthly normal value with prices of individual export transactions and did not include in the numerator of the dumping margins any amounts by which export prices of individual transactions exceeded the normal value.³⁸⁴
- (f) The United States did not act inconsistently with Articles 9.3, 11.1 and 11.2, 1 and 18.4 of the *AD Agreement*, Articles VI:1 and VI:2 of GATT 1994 and Article XVI:4 of the WTO Agreement in the administrative reviews listed in Exhibits EC-16 to EC-31.³⁸⁵
- (g) The Standard Zeroing Procedures used by the United States in administrative reviews or the United States practice or methodology of zeroing and Sections 771(35)(A) and (B), 731, 777A(d) and 751(a)(2)(i) and (ii) of the Tariff Act and Section 351.414(c)(2) of the USDOC Regulations are not as such inconsistent with Articles 2.4, 2.4.2, 9.3, 11.1 and 11.2, 1 and 18.4 of the *AD Agreement*, Articles VI:1 and VI:2 of the GATT 1994 and Article XVI:4 of the WTO Agreement.³⁸⁶
- (h) The Standard Zeroing Procedures used or relied upon by the United States in new shipper reviews, changed circumstances reviews and sunset reviews and Sections

³⁸⁰ *Supra*, para. 7.32.

³⁸¹ *Supra*, para. 7.69.

³⁸² *Supra*, para. 7.106.

³⁸³ *Supra*, para. 7.223.

³⁸⁴ *Supra*, para. 7.284.

³⁸⁵ *Supra*, para. 7.288.

³⁸⁶ *Supra*, para. 7.291.

