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Director Operations 2  
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Dear Sir/Madam

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**Franke (China) Kitchen System Co., Ltd.**  
**Franke Asia Sourcing Ltd**  
**Investigation into the alleged dumping and subsidisation of certain deep drawn stainless steel sinks exported from the People's Republic of China**

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We refer to our previous correspondence on behalf of Franke (China) Kitchen System Co Ltd and Franke Asia Sourcing Ltd ("**Franke**").

Our client has now instructed us to request that the Anti-Dumping Commission ("**ADC**") undertake an assessment of separate individual dumping margin for our clients (if any) in a manner contemplated by Section 269TACB of the *Customs Act 1901* ("**Act**").

We note that in the Sampling Report issued by the ADC dated 26 May 2014, the ADC provided reasons for its recourse to section 269TACAA of the Act to undertake a sampling exercise based on three (3) exporters which would then be applied to other co-operating exporters (such as our clients). We note that the decision to undertake such a sampling exercise appears to have been based on the assumption that further investigation into other exporters would prevent the timely completion of the investigations "*though this may be re-assessed at a later date*".

We note that this decision was made at a date which was prior to the extension of time granted to issue the Statement of Essential Facts from 7 July 2014 until 5 October 2014.

Our client has instructed us to request that the ADC now undertake a specific individual assessment of any alleged dumping margin applicable to our clients given the additional time afforded to the ADC to issue the Statement of Essential Facts and given that it would be unreasonable for our clients to be subject to the sampling exercise which will have delivered an inaccurate assessment of any dumping margins applicable to our clients. Such an outcome would require our client to go to the cost and inconvenience of a final determination of dumping duty.

Accordingly, our clients now request that the ADC undertake a specific assessment of margins applicable to our client (if any).

We look forward to hearing from you as a matter of urgency.

Yours faithfully



**Andrew Hudson**  
Partner