



**UNITED STATES – COUNTERVAILING MEASURES ON CERTAIN  
HOT-ROLLED CARBON STEEL FLAT PRODUCTS FROM INDIA**

RECOURSE TO ARTICLE 21.5 OF THE DSU BY INDIA

NOTIFICATION OF AN APPEAL BY THE UNITED STATES UNDER ARTICLE 16  
OF THE UNDERSTANDING ON RULES AND PROCEDURES  
GOVERNING THE SETTLEMENT OF DISPUTES ("DSU")

The following communication, dated 18 December 2019, addressed to the Chairperson of the Dispute Settlement Body is being circulated to Members at the request of the delegation of the United States.

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Pursuant to Article 16 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes* (DSU), the United States hereby notifies the Dispute Settlement Body of its decision to appeal issues of law covered in the report of the Panel in *United States – Countervailing Duty Measures on Certain Hot-Rolled Carbon Steel Flat Products from India: Recourse to Article 21.5 of the DSU by India* (WT/DS436/RW & WT/DS436/RW/Add.1) and legal interpretations developed by the Panel.

At this time, no division of the Appellate Body can be established to hear this appeal in accordance with DSU Article 17.1. The United States will confer with India so the parties may determine the way forward in this dispute, including whether the matters at issue may be resolved at this stage or to consider alternatives to the appellate process.

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