



Canadian International
Trade Tribunal

Tribunal canadien du
commerce extérieur

CANADIAN
INTERNATIONAL
TRADE TRIBUNAL

Dumping and Subsidizing

ORDER

Inquiry No. NQ-2009-002

Mattress Innerspring Units

*Order issued
Tuesday, September 1, 2009*

IN THE MATTER of an inquiry, pursuant to section 42 of the *Special Import Measures Act*, respecting mattress innerspring units, with or without edge guards, used in the manufacture of innerspring mattresses, originating in or exported from the People's Republic of China.

ORDER

WHEREAS the Canadian International Trade Tribunal (the Tribunal) is required, pursuant to section 42 of the *Special Import Measures Act*, to make inquiry as to whether the dumping of the aforementioned goods has caused injury or retardation or is threatening to cause injury to the domestic industry;

AND WHEREAS, based upon information available to the Tribunal, it appears that Marshall Mattress Company Limited (Marshall) is a producer of the goods that are the subject of the Tribunal's inquiry;

AND WHEREAS Marshall is refusing to provide information requested by the Tribunal in its questionnaire request;

AND WHEREAS the Tribunal considers such information to be relevant and important to the conduct of its inquiry;

AND WHEREAS, pursuant to subsection 17(2) of the *Canadian International Trade Tribunal Act*, the Tribunal has, as regards the production and inspection of documents, the enforcement of its orders and other matters necessary or proper for the due exercise of its jurisdiction, all such powers, rights and privileges as are vested in a superior court of record;

UPON the Tribunal's own motion;

AND UPON being satisfied that Marshall has or is likely to have information in its possession or control relevant to the Tribunal's inquiry;

THE TRIBUNAL ORDERS THAT:

1. A duly authorized representative of Marshall shall make and deliver to the Tribunal a written return of information under oath or solemn affirmation in fulfilment of the information requirements listed in the attached schedule.
2. Unless Marshall attends before the Tribunal **before September 4, 2009**, and satisfies the Tribunal that this order should not have been issued or that the required information cannot reasonably be provided, the required information is to be received no later than close of business (5:00 p.m. Eastern Time) **on September 8, 2009**, at the office of the Secretary of the Tribunal at the following address:

The Secretary
Canadian International Trade Tribunal
Standard Life Centre
333 Laurier Avenue West
15th Floor
Ottawa, Ontario
K1A 0G7

Telephone: 613-993-3595
Fax: 613-990-2439

3. The information provided by Marshall in fulfilment of the information requirements listed in the attached schedule may be designated as confidential by Marshall in accordance with sections 43 to 49 of the *Canadian International Trade Tribunal Act*.

Serge Fréchette
Serge Fréchette
Presiding Member

Hélène Nadeau
Hélène Nadeau
Secretary

SCHEDULE

Information Required

You are requested to reply at a minimum to the following questions of the Producers' Questionnaire and their related schedules, where appropriate: Part I—Questions 1 to 6, Question 8; Part III—Questions 22 to 25, Questions 27 to 40, Questions 45 to 46, Questions 50 to 52.

The Producers' Questionnaire can be downloaded from the Tribunal's Web site at www.citt-tcce.gc.ca/question/index_e.asp