



PUBLIC
FILE 72

28 November 2011

Mr John Bracic
Director Trade Measures Branch
Australian Customs and Border Protection Service
Customs House
5 Constitution Avenue
Canberra ACT 2600

Dear Mr Bracic,

QUICKLIME FROM THAILAND

We refer to the attached email of 18 November from Moulis Legal (Moulis) to Ms Lydia Cooke.

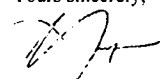
Moulis' vitriolic attack of the applicant, Cockburn Cement Ltd, and Customs and Border Protection (Customs) is totally unwarranted and appears to be "grand-standing" by Moulis.

Moulis would (or should) know well that-

- (a) an applicant's position in the market and its level of profitability pre-entry of dumped imports into the market, are irrelevant to the consideration of whether dumped imports have caused material injury to an Australian industry; and
- (b) the different calcium oxide (CaO) content of the quicklime produced by the applicant and that of the dumped imports does not affect their "like goods" status.

Moulis would (or should) also know well that the applicant's position in the market, its level of profitability and the difference in CaO content of the applicant's quicklime and the dumped imports were all known by Customs when it initiated the investigation.

Yours sincerely,


Roger Simpson