

**\*\*\* As Delivered \*\*\***

***UNITED STATES – CRYSTALLINE SILICON PHOTOVOLTAIC CELLS SAFEGUARD  
MEASURE***

**(USA-CDA-2021-31-01)**

**CLOSING STATEMENT  
OF THE UNITED STATES OF AMERICA**

November 10, 2021

Mr. Chairman, and members of the Panel:

1. Once again, the United States would like to thank the Panel and the staff assisting you for your work on this dispute. And we'd like to thank our Canadian and Mexican colleagues for their constructive engagement today on the novel issues in this case. I would like to thank the U.S. Section of the Secretariat once again for ensuring this hearing could happen in person.
2. We've covered significant ground in the written submissions and during our exchanges today. We are not going to repeat the things we have been telling you today and through our written submissions.
3. We do want to thank you, though, for your thorough lines of questioning today and for your careful attention to the issues in this dispute. We believe the lively interactions among the Parties support that the President's determination to include imports from Canada in the solar safeguard measure, to ensure a loophole in the safeguard measure would remain closed – assuming for the sake of argument that the USMCA even applies to it, which we do not think is the case – were consistent with that Agreement. And we believe that the Parties' interactions demonstrate that section 302 of the USMCA Implementation Act is outside your terms of reference.
4. Thank you again, and we wish you and our other colleagues in the room a safe journey home.

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