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December 4, 2009

The Honorable Max Baucus
Chairman
U.S. Senate Committee on Finance
219 Dirksen Senate Office Building
Washington, D.C. 20510

Re: **Miscellaneous Trade and Tariff Legislation – S. 2076**

Dear Chairman Baucus:

I am writing on behalf of E. I. du Pont de Nemours and Company ("DuPont") in regard to S. 2076, which, if enacted, would provide for the temporary suspension of duties for titanium dioxide (CAS No. 13463-67-7). Introduced October 29, 2009 by Senator Casey, the bill seeks to amend Subchapter II of Chapter 99 of the Harmonized Tariff Schedule of the United States by inserting a new heading, 9902.01.00, for titanium dioxide provided for in subheading 3206.11.00, as duty free through December 31, 2008.

DuPont is a science company committed to creating sustainable solutions essential to a better, safer, healthier life for people everywhere. We offer a wide range of innovative products and services for markets including agriculture and nutrition, electronics, communication; safety and protection; home and construction; transportation and apparel.

As the world's largest producer of titanium dioxide ("TiO₂"), DuPont has been making titanium-based white pigments for paper, coatings, plastics and specialty applications since 1931. Today, the Company's United States' manufacturing sites in Starke, Florida; Edge Moor, Delaware; New Johnsonville, Tennessee; DeLisle, Mississippi and corporate offices in Wilmington, Delaware employ over 1500 DuPont and contract employees.

In addition to producing TiO₂ to meet the needs of today's consumer, DuPont remains committed to new product development, and has dedicated employees engaged in research and development who are actively pursuing increased product improvements and end use applications.

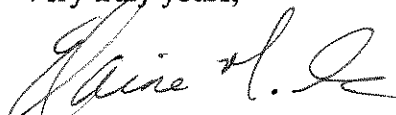
At present, there is sufficient capacity within the United States of TiO₂ to meet customers and end-user needs. In addition to DuPont, Cristal (formerly Lyondell Millennium), Kronos Worldwide and Tronox® (formerly Kerr McGee) produce TiO₂ domestically. With the

advent of significant investment in and production of TiO₂ in China, increased worldwide capacity will result in increasing price pressure on TiO₂. Accordingly, DuPont believes the duty suspension request outlined in S. 2076, if enacted, could lead to price erosion at the expense of domestic manufacturing operations. Imports from low priced foreign producers could result in price suppression and erode average U.S. selling prices. These lower prices would make it increasingly difficult for domestic producers to continue to sustain and support future investment and growth opportunities in the United States. Ultimately, decreased domestic employment could result, jeopardizing not only DuPont and resident contract employees, but the economic viability of the communities in which we operate.

Furthermore, we would view the current domestic producers to be responsible operators, who seek to continuously improve the safety of their plants, protect the environment and play a constructive role in the communities in which they operate. These standards may not be shared universally, especially by new entrants to the industry who endeavor to keep costs low.

DuPont remains willing to provide any additional information you may need in support of our opposition to S. 2076, and is most appreciative for the opportunity to express our views.

Very truly yours,



Elaine M. Olsen

cc: Mr. Daniel Shepherdson
Office of Tariff Affairs
U.S. International Trade Commission
Washington, DC

Ms. Kim Copperthite
International Trade Administration
U.S. Department of Commerce
Washington, DC