

Bureau of Customs and Border Protection

CBP Decisions

RE-ACCREDITATION AND RE-APPROVAL OF CAMIN CARGO CONTROL INC., AS A COMMERCIAL GAUGER AND LABORATORY

[CBP Dec. 07-06]

AGENCY: Bureau of Customs and Border Protection, Department of Homeland Security.

ACTION: Notice of re-approval of Camin Cargo Control Inc., of Chelsea, Massachusetts, as a commercial gauger and laboratory.

SUMMARY: Notice is hereby given that, pursuant to 19 CFR 151.12 and 151.13, Camin Cargo Control Inc., 471 Eastern Avenue, Chelsea, Massachusetts 02150, has been re-approved to gauge petroleum and petroleum products, organic chemicals and vegetable oils, and to test petroleum and petroleum products for customs purposes, in accordance with the provisions of 19 CFR 151.12 and 151.13. Anyone wishing to employ this entity to conduct laboratory analysis or gauger services should request and receive written assurances from the entity that it is accredited or approved by the Bureau of Customs and Border Protection to conduct the specific test or gauger service requested. Alternatively, inquiries regarding the specific tests or gauger services this entity is accredited or approved to perform may be directed to the Bureau of Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to http://www.cbp.gov/xp/cgov/import/operations_support/labs_scientific_svcs/org_and_operations.xml.

DATES: The re-approval of Camin Cargo Control Inc., as a commercial gauger and laboratory became effective on August 22, 2006. The next triennial inspection date will be scheduled for August 2009.

FOR FURTHER INFORMATION CONTACT: Eugene J. Bondoc, Ph.D, or Randall Breaux, Laboratories and Scientific Services,

Bureau of Customs and Border Protection, 1300 Pennsylvania Avenue, NW, Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: March 15, 2007

IRA S. REESE,
Executive Director;
Laboratories and Scientific Services.

[Published in the Federal Register, March 21, 2007 (72 FR 13296)]

**RE-ACCREDITATION AND RE-APPROVAL OF
INSPECTORATE AMERICA CORPORATION AS A
COMMERCIAL GAUGER AND LABORATORY**

[CBP Dec. 07-07]

AGENCY: Bureau of Customs and Border Protection, Department of Homeland Security.

ACTION: Notice of re-approval of Inspectorate America Corporation of Penuelas, Puerto Rico, as a commercial gauger and laboratory.

SUMMARY: Notice is hereby given that, pursuant to 19 CFR 151.12 and 151.13, Inspectorate America Corporation, Bo. Encarnacion 127 KM 19.1, Tallaboa-Penuelas, Puerto Rico 00624, has been re-approved to gauge petroleum and petroleum products, organic chemicals and vegetable oils, and to test petroleum and petroleum products for customs purposes, in accordance with the provisions of 19 CFR 151.12 and 151.13. Anyone wishing to employ this entity to conduct laboratory analysis or gauger services should request and receive written assurances from the entity that it is accredited or approved by the Bureau of Customs and Border Protection to conduct the specific test or gauger service requested. Alternatively, inquiries regarding the specific tests or gauger services this entity is accredited or approved to perform may be directed to the Bureau of Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to http://www.cbp.gov/xp/cgov/import/operations_support/labs_scientific_svcs/org_and_operations.xml.

DATES: The re-approval of Inspectorate America Corporation as a commercial gauger and laboratory became effective on September 6, 2006. The next triennial inspection date will be scheduled for September 2009.

FOR FURTHER INFORMATION CONTACT: Eugene J. Bondoc, Ph.D, or Randall Breaux, Laboratories and Scientific Services,

Bureau of Customs and Border Protection, 1300 Pennsylvania Avenue, NW, Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: March 15, 2007

IRA S. REESE,
Executive Director;
Laboratories and Scientific Service.

[Published in the Federal Register, March 21, 2007 (72 FR 13297)]

**RE-ACCREDITATION AND RE-APPROVAL OF THIONVILLE
SURVEYING CO., INC., AS A COMMERCIAL GAUGER AND
LABORATORY**

[CBP Dec. 07-08]

AGENCY: Bureau of Customs and Border Protection, Department of Homeland Security.

ACTION: Notice of re-approval of Thionville Surveying Co., Inc., of New Orleans, Louisiana, as a commercial gauger and laboratory.

SUMMARY: Notice is hereby given that, pursuant to 19 CFR 151.12 and 151.13, Thionville Surveying Co., Inc., 5440 Pepsi Street, Harahan, Louisiana 70123, has been re-approved to gauge petroleum and petroleum products, organic chemicals and vegetable oils, and to test petroleum and petroleum products for customs purposes, in accordance with the provisions of 19 CFR 151.12 and 151.13. Anyone wishing to employ this entity to conduct laboratory analysis or gauger services should request and receive written assurances from the entity that it is accredited or approved by the Bureau of Customs and Border Protection to conduct the specific test or gauger service requested. Alternatively, inquiries regarding the specific tests or gauger services this entity is accredited or approved to perform may be directed to the Bureau of Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to http://www.cbp.gov/xp/cgov/import/operations_support/labs_scientific_svcs/org_and_operations.xml.

DATES: The re-approval of Thionville Surveying Co., Inc., as a commercial gauger and laboratory became effective on June 23, 2005. The next triennial inspection date will be scheduled for June 2008.

FOR FURTHER INFORMATION CONTACT: Eugene J. Bondoc, Ph.D, or Randall Breaux, Laboratories and Scientific Services,

Bureau of Customs and Border Protection, 1300 Pennsylvania Avenue, NW, Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: March 15, 2007

IRA S. REESE,
Executive Director;
Laboratories and Scientific Services.

[Published in the Federal Register, March 21, 2007 (72 FR 13297)]

**RE-ACCREDITATION OF R. MARKEY & SONS, INC., AS A
COMMERCIAL LABORATORY**

[CBP Dec. 07-09]

AGENCY: Bureau of Customs and Border Protection, Department of Homeland Security.

ACTION: Notice of re-accreditation of R. Markey & Sons, Inc., of New York, New York, as an accredited commercial laboratory.

SUMMARY: Notice is hereby given that, pursuant to 19 CFR 151.12, R. Markey & Sons, Inc., 5 Hanover Square, New York, New York 10004, has been re-accredited to test sugar, sugar syrups and confectionary products under Chapter 17 of the Harmonized Tariff Schedule of the United States (HTSUS) for customs purposes, in accordance with the provisions of 19 CFR 151.12. Anyone wishing to employ this entity to conduct laboratory analysis should request and receive written assurances from the entity that it is accredited or approved by the Bureau of Customs and Border Protection to conduct the specific test requested. Alternatively, inquiries regarding the specific tests this entity is accredited to perform may be directed to the Bureau of Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to http://www.cbp.gov/xp/cgov/import/operations_support/labs_scientific_svcs/org_and_operations.xml.

DATES: The re-accreditation of R. Markey & Sons, Inc., as an accredited laboratory became effective on February 15, 2005. The next triennial inspection date will be scheduled for February 2008.

FOR FURTHER INFORMATION CONTACT: Eugene J. Bondoc, Ph.D, or Randall Breaux, Laboratories and Scientific Services,

Bureau of Customs and Border Protection, 1300 Pennsylvania Avenue, NW, Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: March 15, 2007

IRA S. REESE,
Executive Director,
Laboratories and Scientific Services.

[Published in the Federal Register, March 21, 2007 (72 FR 13298)]

RE-APPROVAL OF PETROSPECT, INC., AS A COMMERCIAL GAUGER

[CBP Dec. 07-10]

AGENCY: Bureau of Customs and Border Protection, Department of Homeland Security.

ACTION: Notice of re-approval of Petrospect, Inc., of Honolulu, Hawaii, as a commercial gauger.

SUMMARY: Notice is hereby given that, pursuant to 19 CFR 151.13, Petrospect, Inc., 499 N. Nimitz Pier 21, Honolulu, Hawaii 96817, has been re-approved to gauge petroleum and petroleum products, organic chemicals and vegetable oils for customs purposes, in accordance with the provisions of 19 CFR 151.13. Anyone wishing to employ this entity for gauger services should request and receive written assurances from the entity that it is approved by the Bureau of Customs and Border Protection to conduct the specific gauger service requested. Alternatively, inquiries regarding the specific gauger services this entity is approved to perform may be directed to the Bureau of Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to http://www.cbp.gov/xp/cgov/import/operations_support/labs_scientific_svcs/org_and_operations.xml.

DATES: The re-approval of Petrospect, Inc., as a commercial gauger became effective on August 22, 2006. The next triennial inspection date will be scheduled for August 2009.

FOR FURTHER INFORMATION CONTACT: Eugene J. Bondoc, Ph.D, or Randall Breaux, Laboratories and Scientific Services, Bureau of Customs and Border Protection, 1300 Pennsylvania Avenue, NW, Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: March 15, 2007

IRA S. REESE,
Executive Director,
Laboratories and Scientific Services.

[Published in the Federal Register, March 21, 2007 (72 FR 13297)]

*General Notices***COPYRIGHT, TRADEMARK, AND TRADE NAME
RECORDATIONS****(No. 11 2006)**

AGENCY: U.S. Customs and Border Protection, Department of Homeland Security.

SUMMARY: Presented herein are the copyrights, trademarks, and trade names recorded with U.S. Customs and Border Protection during the month of November 2006. The last notice was published in the CUSTOMS BULLETIN on December 6, 2006.

Corrections or updates may be sent to: Department of Homeland Security, U.S. Customs and Border Protection, Office of Regulations and Rulings, IPR Branch, 1300 Pennsylvania Avenue, N.W., Mint Annex, Washington, D.C. 20229.

FOR FURTHER INFORMATION CONTACT: Delois Johnson, Paralegal, Intellectual Property Rights Branch, (202) 572-8710.

Dated: March 12, 2007

GEROGE MCCRAY, ESQ.,
Chief, Intellectual Property Rights Branch.

CBP IPR RECORDATIONS - NOVEMBER 2006

Recordation No.	Effective Date	Name of Copr/Ink/Trm	Owner Name	
COP 06-00107	11/14/2006	RIBBON-ROSE CUPID TEST TEST	ACSYPARITE, INC.	No
COP 06-00108	11/16/2006	H.E.R.O.E.S. AIR, LAND & SEA PLAY SET #0106	TOY CENTURY INDUSTRIAL COMPANY, LTD.	No
COP 06-00109	11/16/2006	AUBUSSON WEAVE: DESIGN 104-R.	RENAISSANCE CARPET & TAPESTRY (RCT)	No
COP 06-00110	11/16/2006	AUBUSSON LOUIS PHILIPPE STYLE: NO. 354-A.	RENAISSANCE CARPET & TAPESTRY, INC.	No
COP 06-00111	11/16/2006	JIBBITZ TIGER	JIBBITZ, LLC	No
COP 06-00112	11/16/2006	JIBBITZ FISH	JIBBITZ, LLC	No
COP 06-00113	11/16/2006	JIBBITZ BEE	JIBBITZ, LLC	No
COP 06-00114	11/16/2006	JIBBITZ LADYBUG	JIBBITZ, LLC	No
COP 06-00115	11/16/2006	JIBBITZ COW	JIBBITZ, LLC	No
COP 06-00116	11/16/2006	JIBBITZ UMBRELLA.	JIBBITZ, LLC	No
COP 06-00117	11/16/2006	JIBBITZ FLIP FLOPS	JIBBITZ, LLC	No
COP 06-00118	11/16/2006	STICKUP BULB INSTRUCTIONS	TELEBRANDS CORPORATION	No
COP 06-00119	11/16/2006	STICK UP BULB INSTRUCTIONS II.	TELEBRANDS CORPORATION	No
COP 06-00120	11/20/2006	JIBBITZ ARROWHEAD	JIBBITZ, LLC	No
COP 06-00121	11/20/2006	JIBBITZ CARDINAL	JIBBITZ, LLC	No
COP 06-00122	11/20/2006	JIBBITZ DOG	JIBBITZ, LLC	No
COP 06-00123	11/20/2006	JIBBITZ BUTTERFLY	JIBBITZ, LLC	No
COP 06-00124	11/20/2006	JIBBITZ GRAYONS	JIBBITZ, LLC	No
COP 06-00125	11/20/2006	JIBBITZ DINOSAUR	JIBBITZ, LLC	No
COP 06-00126	11/20/2006	JIBBITZ EASTER EGG	JIBBITZ, LLC	No
COP 06-00127	11/20/2006	STICKUP BULB PACKAGING	TELEBRANDS CORPORATION	No
COP 06-00128	11/20/2006	THE SWEARING FINGER	O'SMILE INDUSTRIAL, LTD.	No
COP 06-00129	11/20/2006	FLOWER POWER COLLECTION DESIGN	SAFE SKIES LLC.	No
COP 06-00130	11/20/2006	JIBBITZ PALM TREE.	JIBBITZ, LLC	No
COP 06-00131	11/20/2006	JIBBITZ CLOWN FISH.	JIBBITZ, LLC	No
COP 06-00132	11/20/2006	JIBBITZ SKULL AND CROSSBONES	JIBBITZ, LLC	No
COP 06-00133	11/20/2006	JIBBITZ DAISY	JIBBITZ, LLC	No
COP 06-00134	11/20/2006	JIBBITZ BLUE JAY	JIBBITZ, LLC	No
COP 06-00135	11/20/2006	WEBAUDIOCC : ISLU-SWISWF : VER. 3.0	P7/E GLOBAL HOLDINGS, LLC.	No
COP 06-00136	11/20/2006	AIR, LAND & SEA DEFENDER SET #89132	TOY CENTURY INDUSTRIAL COMPANY, LTD.	No
COP 06-00137	11/20/2006	2005 PLANT LIGHT COLLECTION 1	RUSSCO III, INC.	No
COP 06-00138	11/20/2006	RAT IN A TRAP	O'SMILE INDUSTRIAL, LTD.	No
COP 06-00139	11/21/2006	JIBBITZ MONSTER--THREE	JIBBITZ, LLC	No

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COP 06-00140	11/21/2006	11/21/2006	JIBBITZ BROWN BEAR	JIBBITZ, LLC	No
COP 06-00141	11/21/2006	11/21/2006	CUBE WORLD : SER. 1	RADICA GAMES, LTD.	No
COP 06-00142	11/21/2006	11/21/2006	CUBE WORLD : SER. 2	RADICA GAMES, LTD.	No
COP 06-00143	11/21/2006	11/21/2006	200 GAME	RADICA GAMES, LTD.	No
COP 06-00144	11/21/2006	11/21/2006	GEOMETRIC AND ANIMAL PATTERNS DES/GEN	SAFE SKIES LLC.	No
COP 06-00145	11/21/2006	11/21/2006	JIBBITZ TOOTH/MOLAR	JIBBITZ, LLC	No
COP 06-00146	11/21/2006	11/21/2006	JIBBITZ HORSE	JIBBITZ, LLC	No
COP 06-00147	11/21/2006	11/21/2006	BVLGARI - DIAMONDS BROCHURE 2005	BVLGARI S.P.A.	No
COP 06-00148	11/21/2006	11/21/2006	BVLGARI-CHRISTMAS CATALOGUE 2005	BVLGARI S.P.A.	No
COP 06-00149	11/21/2006	11/21/2006	BVLGARI-2005 OPHTHALMIC COLLECTION & SUNGLASS UPDATE	BVLGARI S.P.A.	No
COP 06-00150	11/21/2006	11/21/2006	JIBBITZ MONSTER-TWO.	JIBBITZ, LLC	No
COP 06-00151	11/21/2006	11/21/2006	JIBBITZ SNAKE HEAD.	JIBBITZ, LLC	No
COP 06-00152	11/21/2006	11/21/2006	NEW SHADOW GRASS	HAAAS OUTDOORS, INC.	No
COP 06-00153	11/21/2006	11/21/2006	JIBBITZ LION	JIBBITZ, LLC	No
COP 06-00154	11/21/2006	11/21/2006	JIBBITZ SANTA	JIBBITZ, LLC	No
COP 06-00155	11/21/2006	11/21/2006	JIBBITZ BLACK PANTHER.	JIBBITZ, LLC	No
COP 06-00156	11/21/2006	11/21/2006	JIBBITZ FALCON.	JIBBITZ, LLC	No
COP 06-00157	11/22/2006	11/22/2006	CUBE WORLD : SER. 2	RADICA GAMES, LTD.	No
COP 06-00158	11/22/2006	11/22/2006	WEBAUDI OCC : ISUD-SWISWF : VER. 3.0	P/1/E GLOBAL HOLDINGS, LLC.	No
COP 06-00159	11/22/2006	11/22/2006	JIBBITZ AMERICAN INDIAN.	JIBBITZ, LLC	No
COP 06-00160	11/22/2006	11/22/2006	BULGARI, 2005 OPTICAL UPDATE NO. 2.	BULGARI, SPA (EMPLOYER FOR HIRE OF APAOLO BULGARI)	No
COP 06-00161	11/22/2006	11/22/2006	JIBBITZ MONSTER-FOUR.	JIBBITZ, LLC	No
COP 06-00162	11/22/2006	11/22/2006	BVLGARI PERFUMES CATALOGUE 2005	BULGARI, SPA)	No
COP 06-00163	11/27/2006	11/27/2006	H.E.R.O.E.S. - THE ULTIMATE BADGE OF COURAGE - RESCUE TEAM TANK, ITEM #89823	TOY CENTURY INDUSTRIAL COMPANY, LTD.	No
COP 06-00164	11/27/2006	11/27/2006	H.E.R.O.E.S. - THE ULTIMATE BADGE OF COURAGE - THE RESCUE TEAM UTILITY TRUCK, ITEM #89932	TOY CENTURY INDUSTRIAL COMPANY, LTD.	No
COP 06-00165	11/27/2006	11/27/2006	ACTION PLAY SET - ITEM #00045	TOY CENTURY INDUSTRIAL COMPANY, LTD.	No
COP 06-00166	11/27/2006	11/27/2006	H.E.R.O.E.S. - THE ULTIMATE BADGE OF COURAGE - RESCUE TEAM VEHICLE, ITEM #89824	TOY CENTURY INDUSTRIAL COMPANY, LTD.	No
COP 06-00167	11/27/2006	11/27/2006	COLOR CERAMIC DESIGNS	HONG YI GAO	No

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COP 06-00168	11/28/2006	11/28/2006	H.F.R.O.E.S. - THE ULTIMATE BADGE OF COURAGE - RESCUE TEAM HELICOPTER, ITEM #85820	TOY CENTURY INDUSTRIAL COMPANY, LTD.	No
TMK 00-00301	11/16/2006	8/22/2015	HORNEL	HORNEL FOODS, LLC.	No
TMK 02-00296	11/21/2006	10/21/2016	D AND DESIGN	DETROIT TIGERS, INC.	No
TMK 02-00533	11/16/2006	8/13/2016	MAGIC	UNIVERSAL SEWING SUPPLY INC.	No
TMK 03-00023	11/21/2006	7/6/2016	CUBS & DESIGN	CHICAGO NATIONAL LEAGUE BALL CLUB, INC.	No
TMK 04-00364	11/16/2006	1/23/2016	MARQUIS	WATERFORD CRYSTAL LIMITED	No
TMK 04-01085	11/16/2006	8/27/2016	CISCO SYSTEMS	CISCO TECHNOLOGY, INC.	No
TMK 04-01096	11/21/2006	11/5/2016	HELMET DESIGN	CLEVERLAND BROWNS FOOTBALL COMPANY LLC	No
TMK 05-00451	11/21/2006	10/3/2015	DESIGN ONLY	ATHLETICS INVESTMENT GROUP, LLC	No
TMK 05-00645	11/16/2006	5/12/2017	CHESTER CHEETAH	FRITO-LAY NORTH AMERICA, INC.	No
TMK 05-00653	11/16/2006	4/22/2017	LAY'S LOGO	FRITO-LAY NORTH AMERICA, INC.	No
TMK 05-00867	11/16/2006	5/20/2016	RABBIT HEAD DESIGN	PLAYBOY ENTERPRISES INTERNATIONAL, INC.	No
TMK 05-00872	11/21/2006	5/20/2016	PLAYBOY	PLAYBOY ENTERPRISES INTERNATIONAL, INC.	No
TMK 05-00145	11/16/2006	6/1/2016	PLAYBOY	PLAYBOY ENTERPRISES INC.	No
TMK 05-00238	11/16/2006	12/19/2015	FREDERIC REMINGTON	FREDERIC REMINGTON TRUST 1861 C/O DFK INTERNATIONAL	No
TMK 05-00880	11/20/2006	10/11/2015	JUSTICE	TWEEN BRANDS INVESTMENT, LLC	No
TMK 05-01106	11/21/2006	10/29/2016	VACUAINER	BECTON, DICKINSON AND COMPANY	No
TMK 06-01263	11/16/2006	6/22/2013	K'NEX	CONNECTOR SET LIMITED PARTNERSHIP	No
TMK 06-01264	11/16/2006	9/19/2016	FOGGY MOUNTAIN	TST LICENSING, LTD.	No
TMK 06-01265	11/16/2006	6/14/2015	CYRUS	SPFC PARIS BLEU CORPORATION	No
TMK 06-01266	11/16/2006	3/7/2016	COOKIE	FAIRCHILD PUBLICATIONS, INC.	No
TMK 06-01267	11/16/2006	1/11/2014	LWCC	LOUISIANA WORKER'S COMPENSATION CORPORATION	No
TMK 06-01268	11/16/2006	5/30/2016	DESIGN ONLY	MADELAINE CHOCOLATE NOVELTIES, INC.	No
TMK 06-01269	11/16/2006	9/2/2013	PCS	PROJECT CONSULTING SERVICES, INC.	No
TMK 06-01270	11/16/2006	12/16/2013	PCS AND DESIGN	PROJECT CONSULTING SERVICES, INC.	No
TMK 06-01271	11/16/2006	7/1/2015	MANKIND	SEVEN FOR ALL MANKIND, LLC	No
TMK 06-01272	11/16/2006	7/29/2016	DESIGN	GARTNER INTERNATIONAL B.V.	No
TMK 05-01273	11/16/2006	4/4/2016	FREDERIC REMINGTON	FREDERIC REMINGTON TRUST 1861	No
TMK 06-01274	11/16/2006	5/18/2013	ANNE MICHELLE	J.P. ORIGINAL CORPORATION	No
TMK 06-01275	11/16/2006	7/11/2016	DESIGN ONLY	GR TECHNOLOGIES, LLC	No
TMK 06-01276	11/16/2006	8/2/2015	STORKSAK	MARSHALL BERGMAN LTD	No
TMK 06-01277	11/16/2006	5/6/2016	INDIANA PACERS	PACERS BASKETBALL CORPORATION	No

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TMK 06-01278	11/16/2006	5/23/2016	LOS ANGELES LAKERS	THE LOS ANGELES LAKERS, INC	No
TMK 06-01279	11/16/2006	6/6/2016	DALLAS MAVERICKS	DALLAS BASKETBALL LIMITED	No
TMK 06-01280	11/16/2006	9/12/2016	WILD IRIS	CLARK-CLAUDON VINEYARDS, LLC	No
TMK 06-01281	11/16/2006	9/5/2016	PLAYBOY	PLAYBOY ENTERPRISES INTERNATIONAL, INC.	No
TMK 06-01282	11/16/2006	4/13/2013	ACOUSTIC WAVE	BOSE CORPORATION	No
TMK 06-01283	11/16/2006	9/1/2016	CASIO	CASIO KEISANKI KABUSHIKI KAISHA DBA CASIO COMPUTER LTD.	No
TMK 06-01284	11/16/2006	12/13/2015	PERLANE	HA NORTH AMERICAN SALES AB	No
TMK 06-01285	11/16/2006	11/27/2012	SP	SRI USA, INC.	No
TMK 06-01286	11/16/2006	4/12/2015	DIREZZA	SRI USA, INC.	No
TMK 06-01287	11/16/2006	2/8/2015	SP 483	SRI USA, INC.	No
TMK 06-01288	11/16/2006	12/17/2012	SP SPORT A2	SRI USA, INC.	No
TMK 06-01289	11/16/2006	9/19/2016	ZS	ERMENEGILDO ZEGNA CORP.	No
TMK 06-01290	11/16/2006	6/6/2016	CLARK-CLAUDON	CLARK-CLAUDON VINEYARDS, LLC	No
TMK 06-01291	11/16/2006	1/24/2016	G	GUARDIAN AIR SERVICES, L.P.	No
TMK 06-01292	11/16/2006	6/27/2016	GUARDIAN AIR	GUARDIAN AIR SERVICES, L.P.	No
TMK 06-01293	11/16/2006	6/19/2010	HARLEY-DAVIDSON	H-D MICHIGAN, INC.	No
TMK 06-01294	11/16/2006	5/8/2011	ROCKET AND FLAME DESIGN	ROBISON'S, INC.	No
TMK 06-01295	11/16/2006	4/11/2010	PLUMB	COOPER INDUSTRIES	No
TMK 06-01296	11/16/2006	6/6/2012	CAMPBELL	COOPER INDUSTRIES	Yes
TMK 06-01297	11/16/2006	9/11/2012	WISS	COOPER INDUSTRIES	No
TMK 06-01298	11/16/2006	8/15/2015	COLINAS	EL CENTRO DE ORO, LTDA. DBA TABACOS	No
TMK 06-01299	11/16/2006	5/26/2007	SOF-STEP	GRENDDEL FARMS, INC.	No
TMK 06-01300	11/16/2006	4/20/2014	JOE ROCKET	ROBISON'S, INC.	No
TMK 06-01301	11/16/2006	1/19/2014	JOE ROCKET	ROBISON'S, INC.	No
TMK 06-01302	11/16/2006	8/6/2013	WISS	COOPER INDUSTRIES	No
TMK 06-01303	11/16/2006	8/3/2009	ACCESS MORTGAGE CORPORATION	ACCESS MORTGAGE CORPORATION	No
TMK 06-01304	11/16/2006	3/10/2008	CD-RAMA	PARISH FINANCIAL SERVICES, INC.	No
TMK 06-01305	11/16/2006	8/30/2015	S DESIGN LOGO	MICRON TECHNOLOGY, INC.	No
TMK 06-01306	11/16/2006	6/3/2013	AC DC	LEIDSEPLEIN PRESS B.V.	No
TMK 06-01307	11/16/2006	3/26/2015	TRANS AM (STYLIZED)	SPORTS CAR CLUB OF AMERICA, INC.	No
TMK 06-01308	11/16/2006	5/7/2016	WARMLITE	ALTARE INTERNATIONAL CORP.	No
TMK 06-01309	11/16/2006	4/12/2015	DESIGN ONLY	SOUTHERN TRADING IMPORT & EXPORT CO., LTD.	No
TMK 06-01310	11/16/2006	4/23/2016	SNELL	SNELL MEMORIAL FOUNDATION, INC.	No
TMK 06-01311	11/16/2006	1/13/2016	DESIGN ONLY	THE NORTH FACE APPAREL CORP.	No
TMK 06-01312	11/16/2006	6/27/2010	PARISH	PARISH NATIONAL BANK, INC.	No
TMK 06-01313	11/16/2006	8/16/2015	OMNET	LOUISIANA WORKERS' COMPENSATION CORPORATION	No
TMK 06-01314	11/16/2006	10/3/2016	CB-3000	A.L. ENTERPRISES, INC.	No

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TMK 06-01315	11/16/2006	9/16/2007	SPECTEK	MICRON TECHNOLOGY, INC.	No
TMK 06-01316	11/16/2006	9/5/2016	VCAIM	FORTEL TRAFFIC, INC	No
TMK 06-01317	11/16/2006	5/21/2011	PHILIPS AND DESIGN	KONINKLIJKE PHILIPS ELECTRONICS N.V.	No
TMK 06-01318	11/16/2006	2/28/2009	ST LOGO	STMICROELECTRONICS, INC.	No
TMK 06-01319	11/20/2006	2/3/2014	THOMSON LEARNING	THOMSON CANADA LIMITED	No
TMK 06-01320	11/20/2006	4/29/2013	GIVE ME FACE	MP SPORTSWEAR, INC.	No
TMK 06-01321	11/20/2006	4/20/2013	SP SPORT	SRI USA, INC.	No
TMK 06-01322	11/20/2006	12/20/2015	CRUISIN' FRIED CHICKEN	CRUISIN' FRIED CHICKEN, LLC	No
TMK 06-01323	11/20/2006	9/12/2016	ZEGNASPORT Z	ERMENEGILDO ZEGNA CORP.	No
TMK 06-01324	11/20/2006	3/10/2008	ROOTS	ROOTS CANADA LTD.	No
TMK 06-01325	11/20/2006	2/3/2014	JOE ROCKET	ROBISON'S, INC.	No
TMK 06-01326	11/20/2006	3/14/2015	CHESTER FRIED	CHESTER'S INTERNATIONAL, LLC	No
TMK 06-01327	11/20/2006	10/15/2011	HARLEY-DAVIDSON MOTOR CYCLES & DESIGN	H-D MICHIGAN, INC.	No
TMK 06-01328	11/20/2006	11/29/2012	CRESCENT	COOPER INDUSTRIES	No
TMK 06-01329	11/20/2006	3/10/2008	ANCHOR BLUE	HUB DISTRIBUTING	No
TMK 06-01330	11/20/2006	1/6/2014	BABOLAT	BABOLAT VS	No
TMK 06-01331	11/20/2006	2/18/2007	ANCHOR BLUE	HUB DISTRIBUTING INC.	No
TMK 06-01332	11/20/2006	11/19/2012	SPECTEK BRILLIANT MEMORY SOLUTIONS AND DESIGN	MICRON TECHNOLOGY, INC.	No
TMK 06-01333	11/20/2006	11/19/2012	STMICROELECTRONICS	STMICROELECTRONICS	No
TMK 06-01334	11/20/2006	5/11/2014	AC DC & DESIGN	LEIDSEPLEIN PRESS B.V.	No
TMK 06-01335	11/20/2006	3/27/2010	ANCHOR BLUE (STYLIZED)	HUB DISTRIBUTING INC.	No
TMK 06-01336	11/20/2006	11/5/2012	LIND	LIND ELECTRONICS, INC.	No
TMK 06-01337	11/20/2006	9/4/2014	ANCHOR BLUE	HUB DISTRIBUTING INC.	No
TMK 06-01338	11/20/2006	5/31/2015	AMERICAN COTTAGE	AMERICAN COTTAGE, LLC	No
TMK 06-01339	11/20/2006	1/6/2014	REEF ROOM	RAWBAR, INC.	No
TMK 06-01340	11/20/2006	12/20/2009	LUFKIN (STYLIZED)	COOPER INDUSTRIES	No
TMK 06-01341	11/20/2006	7/25/2011	HAPI	JFC INTERNATIONAL INC.	No
TMK 06-01342	11/20/2006	8/30/2015	OMNET GOLD	LOUISIANA WORKERS' COMPENSATION CORPORATION	No
TMK 06-01343	11/20/2006	8/26/2013	TURBODOG	ARBITA BREWING COMPANY, L.L.C.	No
TMK 06-01344	11/20/2006	5/23/2016	MT18HS	MITEK HOLDINGS, INC	No
TMK 06-01345	11/20/2006	2/28/2016	THE CHEF'S GARDEN	THE CHEF'S GARDEN, INC.	No
TMK 06-01346	11/20/2006	1/07/14/2013	CHESTER FRIED	CHESTER'S INTERNATIONAL, LLC	No
TMK 06-01347	11/20/2006	9/19/2016	MT20HS	MITEK HOLDINGS, INC.	No
TMK 06-01348	11/20/2006	9/28/2009	FAIRCHILD SEMICONDUCTOR	FAIRCHILD SEMICONDUCTOR CORPORATION	No
TMK 06-01349	11/20/2006	1/11/2014	ROOTS	ROOTS CANADA LTD.	No
TMK 06-01350	11/20/2006	12/5/2010	FAIRCHILD SEMICONDUCTOR (AND DESIGN)	FAIRCHILD SEMICONDUCTOR CORPORATION	No
TMK 06-01351	11/20/2006	2/14/2016	MT16	MITEK HOLDINGS, INC.	No

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TMK 06-01.352	11/20/2006	11/7/2016	MID-CONTINENT INSTRUMENTS	MID-CONTINENT INSTRUMENT CO., INC.	No
TMK 06-01.353	11/21/2006	7/6/2014	ZIPS	INGRAM ENTERPRISES, INC.	No
TMK 06-01.354	11/21/2006	1/18/2010	ROOTS	ROOTS CANADA LTD.	No
TMK 06-01.355	11/21/2006	9/19/2016	MT20	MIITEK HOLDINGS, INC.	No
TMK 06-01.356	11/21/2006	8/1/2014	THALLIUM	SPPC PARIS BLEU CORPORATION	No
TMK 06-01.357	11/21/2006	5/6/2012	USS IN A CIRCLE	UNITED STATES STEEL CORPORATION	No
TMK 06-01.358	11/21/2006	6/18/2016	L LATTICE	LATTICE SEMICONDUCTOR CORPORATION	No
TMK 06-01.359	11/21/2006	2/1/2015	ISXPRLD	LATTICE SEMICONDUCTOR CORPORATION	No
TMK 06-01.360	11/21/2006	5/9/2016	ELISABETH BY LIZ CLAIBORNE	L.C. LICENSING, INC.	No
TMK 06-01.361	11/21/2006	4/4/2016	EXTRON	RGB SYSTEMS, INC.	No
TMK 06-01.362	11/21/2006	10/25/2014	CARON	PARFUMS CARON	No
TMK 06-01.363	11/21/2006	1/9/2011	BLUE STAR PASTEURIZED CRAB JK JOHN KEELER & CO., INC.	JOHN KEELER & CO., INC.	No
TMK 06-01.364	11/21/2006	12/28/2014	BLUE STAR FOOD PRODUCTS	JOHN KEELER & CO., INC.	No
TMK 06-01.365	11/21/2006	8/17/2014	LID KIDS	CONNECTOR SET LIMITED PARTNERSHIP	No
TMK 06-01.366	11/21/2006	7/29/2013	KID K'NEX	CONNECTOR SET LIMITED PARTNERSHIP	No
TMK 06-01.367	11/21/2006	11/24/2007	ISPGAL	LATTICE SEMICONDUCTOR CORPORATION	No
TMK 06-01.368	11/21/2006	11/24/2008	ISPGDX	LATTICE SEMICONDUCTOR CORPORATION	No
TMK 06-01.369	11/21/2006	5/27/2016	GAL	LATTICE SEMICONDUCTOR CORPORATION	No
TMK 06-01.370	11/21/2006	8/8/2016	MEXX (STYLIZED)	MEXX INTERNATIONAL B.V.	No
TMK 06-01.371	11/21/2006	4/18/2016	LAUNDRY BY SHELLI SEGAL	L.C. LICENSING, INC.	No
TMK 06-01.372	11/21/2006	9/21/2013	ISPLSI	LATTICE SEMICONDUCTOR CORPORATION	No
TMK 06-01.373	11/21/2006	8/1/2016	MAC & JACK	WESTCOAST CONTEMPO FASHIONS LIMITED	No
TMK 06-01.374	11/21/2006	12/28/2009	ISPPAC	LATTICE SEMICONDUCTOR CORPORATION	No
TMK 06-01.375	11/21/2006	10/7/2013	ISXPGA	LATTICE SEMICONDUCTOR CORPORATION	No
TMK 06-01.376	11/21/2006	7/25/2016	LAUNDRY BY SHELLI SEGAL (STYLIZED)	L.C. LICENSING, INC.	No
TMK 06-01.377	11/21/2006	7/4/2016	ELLEN TRACY	L.C. LICENSING, INC.	No
TMK 06-01.378	11/21/2006	4/2/2011	JW & DESIGN	JOHN WILEY & SONS, INC.	No
TMK 06-01.379	11/21/2006	1/7/2017	ELEUTHERO GINSENG EXTRACT ORAL LIQUID	CHUNG INC., DBA SUPERIOR TRADING COMPANY	No

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TMK 06-01380	11/21/2006	9/13/2015	JUICY COUTURE BABY	L.C. LICENSING, INC.	No
TMK 06-01381	11/21/2006	5/30/2015	SACRAMENTO KINGS	SACRAMENTO KINGS LIMITED PARTNERSHIP, L.P.	No
TMK 06-01382	11/21/2006	9/22/2008	CETROTIDE	ZENTARIS GMBH	No
TMK 06-01383	11/21/2006	1/10/2016	CETROTIDE & DESIGN	ZENTARIS GMBH	No
TMK 06-01384	11/21/2006	9/11/2014	DESIGN ONLY	PEAVEY ELECTRONICS CORPORATION	No
TMK 06-01385	11/21/2006	2/24/2014	K'NEX	CONNECTOR SET LIMITED PARTNERSHIP	No
TMK 06-01386	11/21/2006	1/6/2014	STT	SUNRISE TELECOM INCORPORATED	No
TMK 06-01387	11/21/2006	9/6/2015	MISCELLANEOUS DESIGN	TEIN INC.	No
TMK 06-01388	11/21/2006	1/7/2013	T TEIN	KABUSHIKI KAISHA TEIN	No
TMK 06-01389	11/21/2006	2/28/2016	BE LOOSE AND HAVE FUN. BAKE PHENOMENAL BREAD. RUN FAST TO HELP CUSTOMERS.	GREAT HARVEST FRANCHISING, INC.	No
TMK 06-01390	11/22/2006	8/31/2014	INGIDENCE	SPPC PARIS BLEU CORPORATION	No
TMK 06-01391	11/22/2006	7/6/2014	SURPRISE SURPRISE	INGRAM ENTERPRISES, INC.	No
TMK 06-01392	11/22/2006	12/21/2014	CHAMPAGNE WEDDING CONFETTI	INGRAM ENTERPRISES, INC.	No
TMK 06-01393	11/22/2006	3/19/2013	GOLDEN DIAMOND	INGRAM ENTERPRISES, INC.	No
TMK 06-01394	11/22/2006	4/22/2016	CAPLENE	PATAGONIA, INC.	No
TMK 06-01395	11/22/2006	1/24/2016	CHESTER'S	CHESTER'S INTERNATIONAL, LLC	No
TMK 06-01396	11/22/2006	5/28/2013	USS	UNITED STATES STEEL CORPORATION	No
TMK 06-01397	11/22/2006	2/28/2016	CRUISIN' FRIED CHICKEN	CRUISIN' FRIED CHICKEN, LLC	No
TMK 06-01398	11/22/2006	1/18/2015	COSMIC HAIL	INGRAM ENTERPRISES, INC.	No
TMK 06-01399	11/22/2006	8/31/2014	PYRO SPLASH	INGRAM ENTERPRISES, INC.	No
TMK 06-01400	11/22/2006	2/19/2013	RED RASCALS	INGRAM ENTERPRISES, INC.	No
TMK 06-01401	11/22/2006	9/30/2013	UFO UNBELIEVABLE FLYING OBJECTS	INGRAM ENTERPRISES, INC.	No
TMK 06-01402	11/22/2006	1/18/2015	TOO HOT TO HANDLE	INGRAM ENTERPRISES, INC.	No
TMK 06-01403	11/22/2006	12/10/2012	WHAT A BLAST	INGRAM ENTERPRISES, INC.	No
TMK 06-01404	11/22/2006	6/17/2009	MARTIAN METEORITE	INGRAM ENTERPRISES, INC.	No
TMK 06-01405	11/22/2006	8/26/2013	COLORS OF AMERICA	INGRAM ENTERPRISES, INC.	No
TMK 06-01406	11/22/2006	3/31/2008	WILDLY WICKED	INGRAM ENTERPRISES, INC.	No
TMK 06-01407	11/22/2006	6/2/2008	BLUE FIRED ICE	INGRAM ENTERPRISES, INC.	No
TMK 06-01408	11/22/2006	10/1/2016	INEON RAINBOW	INGRAM ENTERPRISES, INC.	No
TMK 06-01409	11/22/2006	7/7/2012	CRACKLIN' THUNDER	SANDISK CORPORATION	No
TMK 06-01410	11/22/2006	1/25/2015	RESCUEPRO	BACON FELT CO., INC.	No
TMK 06-01411	11/22/2006	10/14/2015	PARAMOUNT	MGI LUXURY GROUP SA	No
TMK 06-01412	11/22/2006	4/25/2016	EBEL	COLUMBIA LABORATORIES INC	No
TMK 06-01413	11/22/2006	8/5/2007	CRINONE	SPPC PARIS BLEU CORPORATION	No
TMK 06-01414	11/22/2006	5/17/2015	ESTOLJA	SPPC PARIS BLEU CORPORATION	No
TMK 06-01415	11/22/2006	9/7/2014	RED PEARL	SPPC PARIS BLEU CORPORATION	No

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TMK 06-01416	11/27/2006	5/2/2010	SPACE MONKEYS	INGRAM ENTERPRISES, INC.	No
TMK 06-01417	11/27/2006	5/12/2010	NEW HOLLAND (STYLIZED)	CASE, LLC	No
TMK 06-01418	11/27/2006	1/5/2013	MHI	MITEK INDUSTRIES, INC.	No
TMK 06-01419	11/27/2006	9/1/2008	IH (STYLIZED)	CNH AMERICA LLC	No
TMK 06-01420	11/27/2006	3/4/2013	NEW HOLLAND & DESIGN	CNH AMERICA LLC	No
TMK 06-01421	11/27/2006	10/26/2014	CNH	CNH GLOBAL N.V.	No
TMK 06-01422	11/27/2006	1/14/2013	SANDISK ULTRA	SANDISK CORPORATION	No
TMK 06-01423	11/27/2006	5/5/2011	CASE (STYLIZED)	CNH AMERICA LLC	No
TMK 06-01424	11/27/2006	9/15/2008	CASE	CNH AMERICA LLC	No
TMK 06-01425	11/27/2006	10/31/2016	FASTRAK	TARPSTOP, LLC	No
TMK 06-01426	11/27/2006	11/2/2009	TRIM-TEX	TRIM-TEX, INC.	No
TMK 06-01427	11/27/2006	6/28/2015	SANDISK EXTREME	SANDISK CORPORATION	No
TMK 06-01428	11/27/2006	7/4/2010	SUNRISE TELECOM	SUNRISE TELECOM, INC.	No
TMK 06-01429	11/27/2006	6/20/2016	LUCKY BRAND DUNGAREES & DESIGN	LUCKY BRAND DUNGAREES, INC.	No
TMK 06-01430	11/27/2006	8/29/2016	TR THEATER RESEARCH & DESIGN	SMITH, GLENN	No
TMK 06-01431	11/27/2006	9/13/2015	JUICY	L.C. LICENSING, INC.	No
TMK 06-01432	11/27/2006	1/3/2016	JUICY	L.C. LICENSING, INC.	No
TMK 06-01433	11/27/2006	6/13/2016	LUCKY BRAND	LUCKY BRAND DUNGAREES, INC.	No
TMK 06-01434	11/27/2006	3/21/2016	POUR UN HOMME DE CARON (STYLIZED)	PARFUMS CARON	No
TMK 06-01435	11/27/2006	2/4/2015	WILEY	JOHN WILEY & SONS, INC.	No
TMK 06-01436	11/27/2006	11/26/2015	POUR UN HOMME & DESIGN	PARFUMS CARON	No
TMK 06-01437	11/27/2006	12/7/2009	FOR DUMMIES	WILEY PUBLISHING, INC.	No
TMK 06-01438	11/27/2006	7/26/2015	JUICY COUTURE	L.C. LICENSING, INC.	No
TMK 06-01439	11/27/2006	6/19/2016	CREWCUTS	J. CREW INTERNATIONAL, INC.	No
TMK 06-01440	11/28/2006	8/19/2013	CRUZER	SANDISK CORPORATION	No
TMK 06-01441	11/28/2006	9/12/2016	JWIN	JWIN ELECTRONICS CORP.	No
TMK 06-01442	11/28/2006	10/4/2015	VERONA	SPCC PARIS BLEU CORPORATION	No
TMK 06-01443	11/28/2006	11/7/2016	POST-IT	3M COMPANY	No
TMK 06-01444	11/28/2006	12/13/2015	STORE YOUR WORLD IN OURS	SANDISK CORPORATION	No
TMK 06-01445	11/29/2006	12/15/2012	MITEK	MITEK HOLDINGS, INC.	No
TMK 06-01446	11/29/2006	8/21/2011	BAMBOO	J.P. ORIGINAL CORP.	No
TMK 06-01447	11/29/2006	1/13/2016	DESIGN OF THE HANDLE OF A GARDEN TOOL	GARDEN CLAW CORPORATION	No
TMK 06-01448	11/29/2006	9/17/2013	MADEWELL	MILLARD S. DREXLER, INC.	No
TMK 06-01449	11/29/2006	6/25/2016	SOUTH POLE	WICKED FASHIONS, INC.	No
TMK 06-01450	11/30/2006	3/5/2007	NEW HOLLAND	CNH AMERICA LLC	No
TMK 06-01451	11/30/2006	3/25/2008	CASE	CNH AMERICA LLC	No
TMK 06-01452	11/30/2006	1/14/2007	CASE AND DESIGN	CNH AMERICA LLC	No
TMK 06-01453	11/30/2006	2/11/2007	CASE IH	CASE CORPORATION	No
TMK 06-01454	11/30/2006	11/16/2014	CNH & DESIGN	CNH AMERICA LLC	No

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TMK 06-01455	11/30/2006	7/12/2015	DARE TO LEAD!	DEBBIE KOOY, ALLAN LAFONTAINE	No
TMK 06-01456	11/30/2006	11/21/2016	BOCA CLASSICS	BDSRGO, INC.	No
TMK 86-00332	11/16/2006	5/31/2016	NIVEA	BEFERSDORF A.G.	No
TMK 88-00166	11/16/2006	12/17/2015	MAXXUM	MINOLTA CORP.	No
TMK 91-00019	11/16/2006	8/26/2016	HARLEY	HARLEY-DAVIDSON, INC.	No
TMK 96-00730	11/16/2006	9/2/2016	ACURA	HONDA GIKEN KOGYO KABUSHIKI KAISHA (HONDA MOTOR CO. LTD.)	No
TMK 97-00043	11/16/2006	7/27/2016	CIVIC	HONDA GIKEN KOGYO KABUSHIKI KAISHA (HONDA MOTOR CO. LTD.)	No
TMK 97-00078	11/21/2006	7/1/2016	CANAC	KOHLER LTD. D/B/A KOHLER LTD./KOHLER LITE	No
TMK 97-00346	11/21/2006	8/6/2016	WOLFORD AND DESIGN	WOLFORD AKTIENGESELLSCHAFT	No
TMK 97-00708	11/16/2006	5/27/2017	SK (STYLIZED)	SUNKIST GROWERS, INC.	No
TMK 97-00732	11/21/2006	6/19/2017	SUNKIST	SUNKIST GROWERS, INC.	No
TMK 98-00019	11/16/2006	9/24/2015	KALLISTA	KALLISTA, INC.	No
TMK 98-00494	11/16/2006	9/9/2016	GROUND CONTROL	SPECIALIZED BICYCLE COMPONENTS, INC.	No
TMK 99-00463	11/16/2006	10/8/2016	OLD NAVY	OLD NAVY (APPAREL) INC.	No

Total Records: 284

Date as of: 3/14/2007

GENERAL NOTICE

**COPYRIGHT, TRADEMARK, AND TRADE NAME
RECORDATIONS**

(No. 12 2006)

AGENCY: U.S. Customs and Border Protection, Department of Homeland Security.

SUMMARY: Presented herein are the copyrights, trademarks, and trade names recorded with U.S. Customs and Border Protection during the month of December 2006. The last notice was published in the CUSTOMS BULLETIN on December 6, 2006.

Corrections or updates may be sent to: Department of Homeland Security, U.S. Customs and Border Protection, Office of Regulations and Rulings, IPR Branch, 1300 Pennsylvania Avenue, N.W., Mint Annex, Washington, D.C. 20229.

FOR FURTHER INFORMATION CONTACT: Delois Johnson, Paralegal, Intellectual Property Rights Branch, (202) 572-8710.

Dated: March 15, 2007

GEORGE MCCRAY, ESQ.,
Chief, Intellectual Property Rights Branch.

CBP IPR RECORDATIONS - DECEMBER 2006

Recordation No.	Effective Date	Name of Copr/Tm/Trm	Owner Name	
COP 06-00169	12/5/2006	BULGARI, 2005 OPHTHALMIC & SUNGLASS UPDATE	BULGARI, SPA (EMPLOYER FOR HIRE OF APAOLO BULGARI)	No
COP 06-00170	12/6/2006	BULGARI, 2006 SUNGLASS COLLECTION	PAOLO BULGARI	No
COP 06-00171	12/12/2006	JIBBITZ BIKE	JIBBITZ, LLC	No
COP 06-00172	12/12/2006	FEMALE-JIBBITZ SILLY FACES HAIR.	JIBBITZ, LLC	No
COP 06-00173	12/12/2006	JIBBITZ CAT	JIBBITZ, LLC	No
COP 06-00174	12/13/2006	EUREKA SEVEN : NO. 1-2, JAPANESE VERSION.	BONES, INC. & BANDAI COMPANY, LTD.	No
COP 06-00175	12/15/2006	JIBBITZ MONSTER ONE	JIBBITZ, LLC	No
COP 06-00176	12/15/2006	JIBBITZ AMERICAN FLAG	JIBBITZ, LLC	No
COP 06-00177	12/15/2006	JIBBITZ OWL	JIBBITZ, LLC	No
COP 06-00178	12/19/2006	THE HUMANITY BRACELET	LH&F, INC.	No
TMK 06-01457	12/12/2006	RADO & DESIGN	RADO UHREN A.G. (RADO WATCH CO. LTD.) (MONTRES RADO S.A.)	No
TMK 06-01458	12/12/2006	TIME	JRJ DISTRIBUTING CO.	No
TMK 06-01459	12/5/2006	HOYLE	THE UNITED STATES PLAYING CARD COMPANY	No
TMK 06-01460	12/5/2006	RADO	RADO UHREN AG (RADO WATCH CO. LTD.) (MONTRES RADO S.A.)	No
TMK 06-01461	12/6/2006	DESIGN	MODERN FENCE TECHNOLOGIES	No
TMK 06-01462	12/6/2006	SWATCH	SWATCH AG (SWATCH SA) (SWATCH LTD)	No
TMK 06-01463	12/6/2006	A DESIGN	ADAMS MFG. CORP.	No
TMK 06-01464	12/6/2006	MAVERICK	THE UNITED STATES PLAYING CARD COMPANY	No
TMK 06-01465	12/6/2006	BICYCLE	THE UNITED STATES PLAYING CARD COMPANY	No
TMK 06-01466	12/6/2006	DIANE VON FURSTENBERG	DIANE VON FURSTENBERG STUDIO COMPOSED OF GENERAL PARTNER(S) & CITIZENSHIP/INCORPORATION.	No
TMK 06-01467	12/6/2006	BEXXAR	SMITHKLINE BEECHAM CORPORATION	No
TMK 06-01468	12/7/2006	HOYLE	THE UNITED STATES PLAYING CARD COMPANY	No
TMK 06-01469	12/8/2006	CREATIVE NAIL DESIGN	CREATIVE NAIL DESIGN, INC.	No
TMK 06-01470	12/8/2006	CHESTER'S AND DESIGN	CHESTER'S INTERNATIONAL, LLC	No
TMK 06-01471	12/11/2006	LIFESAVER	MID-CONTINENT INSTRUMENT CO., INC.	No
TMK 06-01472	12/11/2006	PUREOLOGY	PUREOLOGY RESEARCH LLC	No

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TMK 06-01473	12/11/2006	8/6/2012	TEXAS INSTRUMENTS	TEXAS INSTRUMENTS INCORPORATED	No
TMK 06-01474	12/11/2006	7/2/2015	TTMNTIN	SMITHKLINE BEECHAM CORPORATION	No
TMK 06-01475	12/11/2006	12/12/2007	U AND DESIGN	UNITRODE CORPORATION	No
TMK 06-01476	12/12/2006	8/5/2013	HALEBOB	FRENCH WEST, INC.	No
TMK 06-01477	12/12/2006	2/13/2011	C PIM AND DESIGN	AMERICAN PRODUCTION & INVENTORY CONTROL SOCIETY	No
TMK 06-01478	12/12/2006	12/7/2013	APICS	AMERICAN PRODUCTION & INVENTORY CONTROL SOCIETY	No
TMK 06-01479	12/13/2006	11/30/2014	BOOSTRIX	GLAXOSMITHKLINE BIOLOGICALS S.A.	No
TMK 06-01480	12/13/2006	9/10/2016	COREG	SMITHKLINE BEECHAM PLC	No
TMK 06-01481	12/13/2006	6/24/2013	PEDIARIX	GLAXOSMITHKLINE BIOLOGICALS, S.A.	No
TMK 06-01482	12/13/2006	10/15/2012	VOLT	VOLT INFORMATION SCIENCES, INC.	No
TMK 06-01483	12/13/2006	12/5/2016	MARINE ENTERPRISES INTERNATIONAL & DESIGN	MARINE ENTERPRISES INTERNATIONAL, INC.	No
TMK 06-01484	12/13/2006	5/4/2013	MEPRON	SMITHKLINE BEECHAM CORPORATION	No
TMK 06-01485	12/14/2006	10/5/2014	MYLERAN	SMITHKLINE BEECHAM CORPORATION	No
TMK 06-01486	12/15/2006	2/22/2010	ARXTRA	GLAXO GROUP LIMITED	No
TMK 06-01487	12/15/2006	11/14/2016	PAN AM	PAN AMERICAN WORLD AIRWAYS, INC.	No
TMK 06-01488	12/15/2006	8/22/2016	DESIGN ONLY (SERVICE MARK)	BUILD-A-BEAR RETAIL MANAGEMENT, INC	No
TMK 06-01489	12/15/2006	10/19/2014	TYKERB	SMITHKLINE BEECHM (CORK) LIMITED	No
TMK 06-01490	12/15/2006	3/9/2014	PAXIL CR (STYLIZED)	SMITHKLINE BEECHAM CORPORATION	No
TMK 06-01491	12/15/2006	3/10/2008	REQUIP	SMITHKLINE BEECHAM P.L.C.	No
TMK 06-01492	12/15/2006	8/2/2015	TOP GUN	RICHEMONT INTERNATIONAL S.A.	No
TMK 06-01493	12/19/2006	10/8/2012	FORTEO	ELI LILLY AND COMPANY	No
TMK 97-00300	12/6/2006	2/18/2017	CIJ	C.I.M. INDUSTRIES INC.	No

Total Records: 48

Date as of: 3/14/2007

GENERAL NOTICE

**COPYRIGHT, TRADEMARK, AND TRADE NAME
RECORDATIONS**

(No. 1 2007)

AGENCY: U.S. Customs and Border Protection, Department of Homeland Security.

SUMMARY: Presented herein are the copyrights, trademarks, and trade names recorded with U.S. Customs and Border Protection during the month of January 2007. The last notice was published in the CUSTOMS BULLETIN on December 6, 2006.

Corrections or updates may be sent to: Department of Homeland Security, U.S. Customs and Border Protection, Office of Regulations and Rulings, IPR Branch, 1300 Pennsylvania Avenue, N.W., Mint Annex, Washington, D.C. 20229.

FOR FURTHER INFORMATION CONTACT: Delois Johnson, Paralegal, Intellectual Property Rights Branch, (202) 572-8710.

Dated: March 20, 2007

GEORGE MCCRAY, ESQ.,
Chief, Intellectual Property Rights Branch.

CBP IPR RECORDATIONS - JANUARY 2007

Recordation No.	Effective Date	Name of Copr/Trmk/Trsm	Owner Name	
COP 07-00001	1/30/2007	SAVONNERIE : DESIGN S-53.	RENAISSANCE CARPET & TAPESTRY (RCT)	No
COP 07-00002	1/30/2007	JIBBITZ PENGUIN.	JIBBITZ, LLC	No
COP 07-00003	1/30/2007	JIBBITZ BUFFALO.	JIBBITZ, LLC	No
COP 07-00004	1/30/2007	JIBBITZ EAGLE.	JIBBITZ, LLC	No
COP 07-00005	1/30/2007	JIBBITZ PIG.	JIBBITZ, LLC	No
COP 07-00006	1/31/2007	AUBUSSON LOUIS PHILIPPE STYLE : NO. 368-R.	RENAISSANCE CARPET & TAPESTRY, INC. (RCT)	No
COP 07-00007	1/31/2007	JIBBITZ POODLE	JIBBITZ, LLC	No
COP 07-00008	1/31/2007	DALMATIA GREEN OLIVE TAPENADE	DALMATIA IMPORT GROUP, INC. & FOOD MATCH, INC.	No
COP 07-00009	1/31/2007	DALMATIA PLUM SPREAD	MATCH, INC.	No
COP 07-00010	1/31/2007	DALMATIA FIG SPREAD	MATCH, INC.	No
COP 07-00011	1/31/2007	STICK UP BULB WEBSITE (WWW.STICKUPBULB.COM)	MATCH, INC.	No
COP 07-00012	1/31/2007	CHRIST ON THE THRONE WITH GOD	ACTELEBRANDS CORPORATION (EMPLOYER FOR HIRE)	No
TMK 07-00001	1/30/2007	2 DESIGN ONLY	VERSIE LEE TRAYLOR	No
TMK 07-00002	1/30/2007	ARAK RAYAN	ABERCROMBIE & FITCH TRADING CO.	No
TMK 07-00003	1/30/2007	X.C.O.	LEBANESE ARAK CORPORATION	No
TMK 07-00004	1/30/2007	GG	COLUMBIA SPORTSWEAR NORTH AMERICA, INC.	No
TMK 07-00005	1/30/2007	CHANEL	TITANIUM MARKETING, INC.	No
TMK 07-00006	1/30/2007	ZOPRAN	CHANEL, INC.	No
TMK 07-00007	1/30/2007	LILLY	GLAXO GROUP LIMITED	No
TMK 07-00008	1/30/2007	FLOLAN	ELI LILLY AND COMPANY	No
TMK 07-00009	1/30/2007	BB	SMITHKLINE BEECHAM CORPORATION	No
TMK 07-00010	1/30/2007	D AND DESIGN	TEXAS INSTRUMENTS	No
TMK 07-00011	1/30/2007	GF	DVA (HOUSEMARKS) LIMITED	No
TMK 07-00012	1/30/2007	PAXIL	GENERAL ELECTRIC COMPANY	No
TMK 07-00013	1/30/2007	UNIVERSAL AND DESIGN	SMITHKLINE BEECHAM CORPORATION	No
TMK 07-00014	1/30/2007	UNIVERSAL AND DESIGN	NBC UNIVERSAL, INC.	No
TMK 07-00015	1/30/2007	PRENTICE-HALL	UNIVERSAL CITY STUDIOS, LLLP	No
TMK 07-00016	1/30/2007	SHURE	PRENTICE-HALL, INC.	No
TMK 07-00017	1/30/2007	DAVIDOFF	SHURE INCORPORATED	No
TMK 07-00018	1/30/2007	JACK DANIEL'S	ZINO DAVIDOFF SA	No
			JACK DANIEL'S PROPERTIES, INC.	No

CBP IPR RECORDATIONS - JANUARY 2007

TMK 07-00019	1/30/2007	11/28/2016	PLAYBOY	PLAYBOY ENTERPRISES INTERNATIONAL, INC.	No
TMK 07-00020	1/30/2007	11/14/2010	SHURE	SHURE INCORPORATED	No
TMK 07-00021	1/30/2007	11/7/2010	SHURE	SHURE INCORPORATED	No
TMK 07-00022	1/30/2007	5/16/2015	DAVIDOFF COOL WATER DEEP	ZINO DAVIDOFF SA	No
TMK 07-00023	1/30/2007	10/17/2016	ROCKY	GOLDENVALE, INC.	No
TMK 07-00024	1/30/2007	6/11/2012	CHROME HEARTS	CHROME HEARTS LLC	No
TMK 07-00025	1/30/2007	1/5/2009	CHROME HEARTS AND DESIGN	CHROME HEARTS LLC	No
TMK 07-00026	1/30/2007	7/15/2013	PF6	COLUMBIA SPORTSWEAR NORTH AMERICA, INC.	No
TMK 07-00027	1/30/2007	9/26/2016	NOS	CHANEL, INC.	No
TMK 07-00028	1/30/2007	10/22/2012	PRANA	SKYLARK SPORT MARKETING CORPORATION	No
TMK 07-00029	1/30/2007	12/19/2016	DUOFEM	WYETH	No
TMK 07-00030	1/30/2007	1/7/2017	HEP-2000	IMPUNO CONCEPTS N.A., LTD.	No
TMK 07-00031	1/30/2007	5/24/2015	CH (STYLIZED)	CHROME HEARTS LLC	No
TMK 07-00032	1/30/2007	1/24/2009	SOUTHERN COMFORT	SOUTHERN COMFORT PROPERTIES, INC.	No
TMK 07-00033	1/30/2007	5/13/2016	DESIGN ONLY	NBC UNIVERSAL, INC.	No
TMK 07-00034	1/30/2007	12/19/2016	MDLAND DESIGN	MICRODATA INSURMENT, INC.	No
TMK 07-00035	1/30/2007	9/11/2010	DESIGN ONLY	WATERFORD GLASS GROUP PLC	No
TMK 07-00036	1/30/2007	4/11/2010	DESIGN ONLY	WATERFORD WEDGWOOD PLC	No
TMK 07-00037	1/30/2007	4/30/2015	GEFTIN	GLAXO GROUP LIMITED	No
TMK 07-00038	1/30/2007	12/3/2016	XICOR	XICOR LLC	No
TMK 07-00039	1/30/2007	10/26/2016	GE AND DESIGN	GENERAL ELECTRIC COMPANY	No
TMK 07-00040	1/30/2007	8/24/2009	DESIGN ONLY	HARTFORD FIRE INSURANCE COMPANY	No
TMK 07-00041	1/30/2007	4/25/2015	NUTRIGEL	GIMBORN PET SPECIALTIES, LLC	No
TMK 07-00042	1/30/2007	5/15/2013	AMOXIL	SMITHKLINE BEECHAM CORPORATION	No
TMK 07-00043	1/30/2007	5/11/2014	FAIR & WHITE	GAPARDIS HEALTH & BEAUTY, INC. DBA MITCHELL GROUP	No
TMK 07-00044	1/30/2007	6/26/2014	TATIANA	DIANE VON FURSTENBERG STUDIO PARTNERSHIP CONNECTICUT	No
TMK 07-00045	1/30/2007	4/10/2011	C TRM	AMERICAN PRODUCTION & INVENTORY CONTROL SOCIETY, INC.	No
TMK 07-00046	1/31/2007	10/24/2016	AQUATTIGHT	JOHN MEZZALINGUA ASSOCIATES, INC.	No
TMK 07-00047	1/31/2007	12/26/2016	STEVE & BARRY'S	STEVE & BARRY'S LLC	No
TMK 07-00048	1/31/2007	7/27/2014	BUGABAG	COLUMBIA SPORTSWEAR NORTH AMERICA, INC.	No
TMK 07-00049	1/31/2007	8/28/2009	BURR-BROWN	TEXAS INSTRUMENTS INCORPORATED	No
TMK 07-00050	1/31/2007	12/19/2016	ROYAL QUINOA AND DESIGN	ANDEAN NATURALS LLC	No

CBP IPR RECORDATIONS - JANUARY 2007

TMK 07-00051	1/31/2007	1/2/2017	F.D. N.Y.		CITY OF NEW YORK, BY AND THROUGH ITS FIRE DEPARTMENT	No
TMK 07-00052	1/31/2007	3/13/2011	OMNI-TECH		COLUMBIA SPORTSWEAR NORTH AMERICA, INC.	No
TMK 07-00053	1/31/2007	10/7/2010	BURR BROWN BB		TEXAS INSTRUMENTS	No
TMK 07-00054	1/31/2007	10/5/2014	CMP		JOHN MEZZALINGUA ASSOCIATES, INC.	No
TMK 07-00055	1/31/2007	12/5/2010	DESIGN ONLY		JOHN MEZZALINGUA ASSOCIATES, INC.	No
TMK 07-00056	1/31/2007	1/2/2011	EX		JOHN MEZZALINGUA ASSOCIATES, INC.	No
TMK 07-00057	1/31/2007	7/10/2014	ELITE		YKK CORPORATION OF AMERICA	No
TMK 07-00058	1/31/2007	5/6/2007	ALBENZA		SMITHLINE BESCHAM CORPORATION	No
TMK 07-00059	1/31/2007	1/10/2016	FLUARIX		GLAXOSMITHKLINE BIOLOGICALS, S.A.	No
TMK 07-00060	1/31/2007	7/11/2016	APICS THE ASSOCIATION FOR OPERATIONS MANAGEMENT		AMERICAN PRODUCTION & INVENTORY CONTROL SOCIETY, INC.	No
TMK 07-00061	1/31/2007	7/21/2012	HAVRIX		GLAXOSMITHKLINE BIOLOGICALS, S.A.	No
TMK 07-00062	1/31/2007	4/28/2012	FIRST RESPONSE		CHURCH & DWIGHT CO., INC.	No
TMK 07-00063	1/31/2007	2/28/2016	SUPERMAG MAGNETIC GENIUS AND DESIGN		PLAST WOOD S.R.L.	No
TMK 07-00064	1/31/2007	4/18/2016	C. CHAPS EST. 1978 AND DESIGN		PRL USA HOLDINGS, INC.	No
TMK 07-00065	1/31/2007	9/28/2014	GE		GENERAL ELECTRIC COMPANY	No
TMK 07-00066	1/31/2007	9/18/2011	GE AND DESIGN		GENERAL ELECTRIC COMPANY	No
TMK 07-00067	1/31/2007	3/16/2016	GENERAL GE ELECTRIC AND DESIGN		GENERAL ELECTRIC COMPANY	No
TMK 07-00068	1/31/2007	12/17/2012	GE AND DESIGN		GENERAL ELECTRIC COMPANY	No
TMK 07-00069	1/31/2007	12/25/2014	GENERAL GE ELECTRIC AND DESIGN		GENERAL ELECTRIC COMPANY	No
TMK 07-00070	1/31/2007	7/21/2007	GENERAL ELECTRIC		GENERAL ELECTRIC COMPANY	No
TMK 07-00071	1/31/2007	5/10/2015	GE		GENERAL ELECTRIC COMPANY	No
TMK 07-00072	1/31/2007	11/21/2016	SILVER SHADOW		ZIND DAVIDOFF SA	No
TMK 07-00073	1/31/2007	4/16/2012	CHROME HEARTS		CHROME HEARTS LLC	No
TMK 07-00074	1/31/2007	7/30/2012	CHROME HEARTS AND DESIGN		CHROME HEARTS LLC	No
TMK 07-00075	1/31/2007	5/20/2013	CHROME HEARTS AND DESIGN		CHROME HEARTS LLC	No
TMK 07-00076	1/31/2007	12/17/2012	CHROME HEARTS AND DESIGN		CHROME HEARTS LLC	No
TMK 07-00077	1/31/2007	3/5/2012	CHROME HEARTS		CHROME HEARTS LLC	No
TMK 07-00078	1/31/2007	7/17/2011	THE SILENCER		JOHN MEZZALINGUA ASSOCIATES, INC.	No
TMK 07-00079	1/31/2007	11/21/2016	BE & D		DUMAIN & ASSOCIATES, INC.	No
TMK 07-00080	1/31/2007	10/15/2016	PPC		JOHN MEZZALINGUA ASSOCIATES, INC.	No

CBP IPR RECORDATIONS - JANUARY 2007

TMK 07-00081	1/31/2007	12/13/2015	WAVE RIDER	WHAM-O, INC.	No
TMK 07-00082	1/31/2007	10/21/2008	PAN AM	PAN AMERICAN WORLD AIRWAYS, INC.	No
TMK 07-00083	1/31/2007	1/2/2017	MONTANA GRIZZLIES	THE UNIVERSITY OF MONTANA	No
TMK 07-00084	1/31/2007	4/9/2012	J12	CHANEL, INC.	No
TMK 07-00085	1/31/2007	9/12/2016	SUPERLEGGERA	CHANEL, INC.	No
TMK 07-00086	1/31/2007	6/18/2012	PRECISION	CHANEL, INC.	No
TMK 07-00087	1/31/2007	2/10/2014	CHANEL	CHANEL, INC.	No
TMK 07-00088	1/31/2007	9/23/2013	CHANCE	CHANEL, INC.	No
TMK 07-00089	1/31/2007	2/5/2012	DESIGN ONLY	PUREOLOGY RESEARCH LLC	No
TMK 07-00090	1/31/2007	3/14/2009	GO-PEP & DESIGN	PATMONT MOTOR WORKS, INC.	No
TMK 07-00091	1/31/2007	9/12/2016	BENCH BODY	SUVEN CORPORATION	No
TMK 07-00092	1/31/2007	1/18/2015	DALMATIA	DALMATIA IMPORT GROUP, INC.	No
TMK 07-00093	1/31/2007	1/15/2016	CAR-GO	JAT INTERNATIONAL CORP	No
TMK 07-00094	1/31/2007	5/30/2016	CSCP	AMERICAN PRODUCTION & INVENTORY CONTROL SOCIETY, INC.	No
TMK 07-00095	1/31/2007	9/7/2009	DIANE VON FURSTENBERG	DIANE VON FURSTENBERG STUDIO A U.S. CITIZEN, DVF INTERNATIONAL S.A., A DELAWARE CORPORATION PARTNERS	No
TMK 07-00096	1/31/2007	8/24/2014	DIANE VON FURSTENBERG	DIANE VON FURSTENBERG STUDIO PARTNERSHIP CONNECTICUT DIANE VON FURSTENBERG U.S. CITIZEN	No
TMK 07-00097	1/31/2007	11/9/2014	ARRANON	SMITHKLINE BEECHAM CORPORATION	No
TMK 07-00098	1/31/2007	11/14/2016	PAN AM	PAN AMERICAN WORLD AIRWAYS, INC.	No
TMK 07-00099	1/31/2007	1/22/2022	ROGUE PICTURES	OCTOBER FILMS CORPORATION NEW YORK	No
TMK 07-00100	1/31/2007	10/17/2016	DESIGN ONLY	AMERICAN WHOLESALÉ WINE & SPIRITS	No
TMK 07-00101	1/31/2007	12/4/2011	LIFTED RESEARCH GROUP	LIFTED RESEARCH GROUP, INC.	No
TMK 07-00102	1/31/2007	7/30/2012	I & DESIGN	INTERSIL AMERICAS, INC.	No
TMK 07-00103	1/31/2007	1/28/2013	CAROTIS	GAPARDIS HEALTH & BEAUTY, INC. CORPORATION OF FLORIDA	No
TMK 07-00104	1/31/2007	2/15/2015	SYMBYAX	ELI LILLY AND COMPANY	No
TMK 07-00105	1/31/2007	10/4/2025	FOCUS FEATURES	UNIVERSAL CITY STUDIOS, LLP	No
TMK 07-00106	1/31/2007	5/31/2015	STYLIZED TREE WITH CROSS AND ROOTS	LIFTED RESEARCH GROUP, INC.	No
TMK 07-00107	1/31/2007	11/13/2011	DESIGN ONLY	LIFTED RESEARCH GROUP, INC.	No
TMK 07-00108	1/31/2007	4/30/2016	OUTLOOKS	BDSRSCO, INC.	No
TMK 07-00109	1/31/2007	1/23/2017	BAY STUDIO	BDSRSCO, INC.	No

GENERAL NOTICE

**COPYRIGHT, TRADEMARK, AND TRADE NAME
RECORDATIONS**

(No. 2 2007)

AGENCY: U.S. Customs and Border Protection, Department of Homeland Security.

SUMMARY: Presented herein are the copyrights, trademarks, and trade names recorded with U.S. Customs and Border Protection during the month of February 2007. The last notice was published in the CUSTOMS BULLETIN on December 6, 2006.

Corrections or updates may be sent to: Department of Homeland Security, U.S. Customs and Border Protection, Office of Regulations and Rulings, IPR Branch, 1300 Pennsylvania Avenue, N.W., Mint Annex, Washington, D.C. 20229.

FOR FURTHER INFORMATION CONTACT: Delois Johnson, Paralegal, Intellectual Property Rights Branch, (202) 572-8710.

Dated: March 22, 2007

GEORGE MCCRAY, ESQ.,
Chief, Intellectual Property Rights Branch.

CBP IPR RECORDATIONS - FEBRUARY 2007

Recordation No.	Effective Date	Name of Cop/Tmk/Tm	Owner Name	
TMK 07-00112	2/23/2007	LONGINES AND DESIGN	COMPAGNIE DES MONTRES LONGINES, FRANCILOU S.A.	No
TMK 98-00571	2/7/2007	DESIGN OF NEW SNAKE WITH CROWN	COBRA GOLF INCORPORATED	No

Total Records: 2

Date as of: 3/15/2007

Automated Commercial Environment (ACE): National Customs Automation Program Test Of Automated Truck Manifest for Truck Carrier Accounts; Deployment Schedule

AGENCY: Customs and Border Protection; Department of Homeland Security.

ACTION: General notice.

SUMMARY: The Bureau of Customs and Border Protection, in conjunction with the Department of Transportation, Federal Motor Carrier Safety Administration, is currently conducting a National Customs Automation Program (NCAP) test concerning the transmission of automated truck manifest data. This document announces the next group, or cluster, of ports to be deployed for this test.

DATES: Ports identified in this notice, in the states of New Hampshire and Maine, are expected to be fully deployed for testing by March 19, 2007. Comments concerning this notice and all aspects of the announced test may be submitted at any time during the test period to the contact listed below.

FOR FURTHER INFORMATION CONTACT: Mr. James Swanson via e-mail at *james.d.swanson@dhs.gov*.

SUPPLEMENTARY INFORMATION:

Background

The National Customs Automation Program (NCAP) test concerning the transmission of automated truck manifest data for truck carrier accounts was announced in a notice published in the **Federal Register** (69 FR 55167) on September 13, 2004. That notice stated that the test of the Automated Truck Manifest would be conducted in a phased approach, with primary deployment scheduled for no earlier than November 29, 2004.

A series of **Federal Register** notices have announced the implementation of the test, beginning with a notice published on May 31, 2005 (70 FR 30964). As described in that document, the deployment sites for the test have been phased in as clusters. The ports identified belonging to the first cluster were announced in the May 31, 2005 notice. Additional clusters were announced in subsequent notices published in the **Federal Register** including: 70 FR 43892, published on July 29, 2005; 70 FR 60096, published on October 14, 2005; 71 FR 3875, published on January 24, 2006; 71 FR 23941, published on April 25, 2006; 71 FR 42103, published on July 25, 2006; 71 FR 77404, published on December 26, 2006; and 72 FR 7058, published on February 14, 2007.

New Clusters

Through this notice, CBP announces that the next clusters of ports to be brought up for purposes of deployment of the test, to be fully deployed by March 19, 2007, will be the port of Pittsburg in the state of New Hampshire and the following specified ports in the state of Maine: Ferry Point, Milltown, Eastport, Lubec, Vanceboro, Forest City, Orient, Houlton, Monticello, Van Buren, Hamlin, Madawaska, Fort Kent, Estcourt, Limestone, Jackman, Coburn Gore, St. Zacharie, St. Aurelie, St. Pamphile, St. Juste, Fort Fairfield, Easton, and Bridgewater.

This deployment is for purposes of the test of the transmission of automated truck manifest data only; the Automated Commercial Environment (ACE) Truck Manifest System is not yet the mandated transmission system for these ports. The ACE Truck Manifest System will become the mandatory transmission system in these ports only after publication in the **Federal Register** of 90 days notice, as explained by CBP in the **Federal Register** notice published on October 27, 2006 (71 FR 62922).

Previous NCAP Notices Not Concerning Deployment Schedules

On Monday, March 21, 2005, a notice was published in the **Federal Register** (70 FR 13514) announcing a modification to the NCAP test to clarify that all relevant data elements are required to be submitted in the automated truck manifest submission. That notice did not announce any change to the deployment schedule and is not affected by publication of this notice. All requirements and aspects of the test, as set forth in the September 13, 2004 notice, as modified by the March 21, 2005 notice, continue to be applicable.

Dated: March 15, 2007

JAYSON P. AHERN,
Assistant Commissioner,
Office of Field Operations.

[Published in the Federal Register, March 26, 2007 (72 FR 14127)]

New Test Program Regarding Electronic Foreign Trade Zone Admission Applications

AGENCY: Customs and Border Protection, Department of Homeland Security.

ACTION: General notice.

SUMMARY: In a document published in the **Federal Register** on August 19, 2005, the Bureau of Customs and Border Protection

(CBP) announced its plan to conduct a voluntary program to test the viability of submitting electronic FTZ admission applications (CBP Form 214 – “FTZ Admission and/or Status Designation”) to CBP via the Automated Broker Interface (ABI). The test program was intended to run for a period of approximately 6 months from the program’s September 30, 2005 commencement date with a final evaluation to take place at the end of that period. This notice informs interested members of the public that after CBP’s initial evaluation of the test program, it was determined that due to the insufficient data collected the test should be run again for a period of approximately 6 months from [insert date of publication in the **Federal Register**]. The new test program is intended to encourage greater participation in the prototype by the trade and thereby provide CBP with more meaningful data by which to assess the feasibility of implementing the test program on a permanent basis.

DATES: The Electronic FTZ Admission Application test program will resume for a period of 6 months from [insert date of publication in the **Federal Register**]. CBP may extend the test for additional periods of time by way of announcement in the **Federal Register**. Comments concerning this notice and any aspect of the prototype may be submitted at any time during the test period.

ADDRESSES: Written comments regarding this notice should be addressed to Customs and Border Protection, Office of Field Operations, Cargo Control Branch, 1300 Pennsylvania Avenue, N.W., Room 5.2C, Washington, D.C. 20229.

FOR FURTHER INFORMATION CONTACT: Sonja Grant, Customs and Border Protection, Office of Field Operations, via email at sonja.grant@dhs.gov.

SUPPLEMENTARY INFORMATION:

BACKGROUND

Electronic Foreign Trade Zone Admission Application Test Program: Planned Component of the National Customs Automation Program

Title VI of the North American Free Trade Agreement Implementation Act (the Act), Pub. L. 103–182, 107 Stat. 2057 (December 8, 1993), contains provisions pertaining to Customs Modernization (107 Stat. 2170). Subpart B of Title VI of the Act concerns the National Customs Automation Program (NCAP), an electronic system for the processing of commercial importations. Within subpart B, section 631 of the Act added section 411 to the Tariff Act of 1930 (19 U.S.C. 1411–1414), which defines the NCAP, provides for the establishment of and participation in the NCAP, and includes a list of existing and planned components. Section 411(a)(2)(G) identifies any

program initiated by Customs and Border Protection to carry out the automation goals of this subpart as a planned NCAP component. The planned test program described in this document falls within this category of planned NCAP component. Section 101.9(b) of title 19 of the Code of Federal Regulations (19 CFR 101.9(b)) provides for the testing of NCAP planned components. The Electronic Foreign Trade Zone (FTZ) Admissions Application prototype is being tested in accordance with this provision.

Description of the Test Program

A notice describing the Electronic FTZ Admissions Application test program and setting forth the program's terms and conditions was published in the **Federal Register** (70 FR 48774) on August 19, 2005. The voluntary test program permitted the electronic filing of FTZ admission applications (CBP Form 214 - "FTZ Admission and/or Status Designation") with CBP via the Automated Broker Interface (ABI). That document stated that the test program was to commence no earlier than September 30, 2005, and continue to run for a period of approximately 6 months with a final evaluation to take place at the end of that period.

This notice informs interested members of the public that after CBP's initial evaluation of the test program, it was determined that due to the insufficient data collected the test should be run again for a period of approximately 6 months from [insert date of publication in the **Federal Register**]. The new test program is intended to encourage greater participation in the prototype by the trade and thereby provide CBP with more meaningful data by which to assess the feasibility of implementing the test program on a permanent basis. A final evaluation will take place at the end of the test period.

All of the Electronic FTZ Admissions Application test program terms and conditions set forth in the August 19, 2005, **Federal Register** notice will be in effect.

Dated: March 15, 2007

JAYSON P. AHERN,
Assistant Commissioner,
Office of Field Operations.

[Published in the Federal Register, March 26, 2007 (72 FR 14128)]

Tuna — Tariff-Rate Quota; The Tariff-Rate Quota for Calendar Year 2007, on Tuna Classifiable Under Subheading 1604.14.22, Harmonized Tariff Schedule of the United States (HTSUS).

AGENCY: Bureau of Customs and Border Protection, Department of Homeland Security

ACTION: Announcement of the quota quantity of tuna in airtight containers for Calendar Year 2007.

SUMMARY: Each year the tariff-rate quota for tuna described in subheading 1604.14.22, HTSUS, is based on the apparent United States consumption of tuna in airtight containers during the preceding Calendar Year. This document sets forth the tariff-rate quota for Calendar Year 2007.

EFFECTIVE DATES: The 2007 tariff-rate quota is applicable to tuna entered or withdrawn from warehouse for consumption during the period January 1, through December 31, 2007.

FOR FURTHER INFORMATION CONTACT:

Headquarters Quota Branch, Textile Enforcement and Operations Division, Trade Policy and Programs, Office of International Trade, Bureau of Customs and Border Protection, Washington, DC 20229, (202) 344-2650.

BACKGROUND:

It has been determined that 18,678,022 kilograms of tuna in airtight containers may be entered and withdrawn from warehouse for consumption during the Calendar Year 2007, at the rate of 6 percent ad valorem under subheading 1604.14.22, HTSUS. Any such tuna which is entered or withdrawn from warehouse for consumption during the current calendar year in excess of this quota will be dutiable at the rate of 12.5 percent ad valorem under subheading 1604.14.30 HTSUS.

Dated: March 15, 2007

DANIEL BALDWIN,
*Assistant Commissioner,
Office of International Trade.*

DEPARTMENT OF THE TREASURY
19 CFR PARTS 111, 113, 141, 142 AND 143
USCBP-2006-0001
RIN 1505-AB20

REMOTE LOCATION FILING

AGENCIES: Customs and Border Protection, Department of Homeland Security; Department of Treasury.

ACTION: Notice of proposed rulemaking.

SUMMARY: This document proposes to amend title 19 of the Code of Federal Regulations to set forth provisions implementing Remote Location Filing (RLF). The proposed changes implement the terms of section 414 of the Tariff Act of 1930, as added by section 631 within the Customs Modernization provisions of the North American Free Trade Agreement Implementation Act, and would allow a RLF filer to electronically file with CBP those entries and related information that CBP can process in a completely electronic data interchange system from a location other than where the goods will arrive.

DATES: Comments must be received on or before May 22, 2007.

ADDRESSES: You may submit comments, identified by docket number, by one of the following methods:

- Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the instructions for submitting comments via docket number USCBP 2006-0001.
- Mail: Trade and Commercial Regulations Branch, Bureau of Customs and Border Protection, 1300 Pennsylvania Avenue, NW. (Mint Annex), Washington, DC 20229.

Instructions: All submissions received must include the agency name and docket number for this rulemaking. All comments received will be posted without change to <http://www.regulations.gov>, including any personal information provided. For detailed instructions on submitting comments and additional information on the rulemaking process, see the "Public Participation" heading of the SUPPLEMENTARY INFORMATION section of this document.

Docket: For access to the docket to read background documents or comments received, go to <http://www.regulations.gov>. Submitted comments may also be inspected during regular business days between the hours of 9 a.m. and 4:30 p.m. at the Trade and Commercial Regulations Branch, Bureau of Customs and Border Protection,

799 9th Street, NW., 5th Floor, Washington, DC. Arrangements to inspect submitted comments should be made in advance by calling Joseph Clark at (202) 572-8768.

FOR FURTHER INFORMATION CONTACT: For systems or automation issues: Tony Casucci at (202) 772-2041 or Jennifer Engelbach at (562) 366-5593. For operational or policy issues: Marla Bianchetta at (202) 344-2693 or via email at remote.filing@dhs.gov.

SUPPLEMENTARY INFORMATION:

Public Participation

Interested persons are invited to participate in this rulemaking by submitting written data, views, or arguments on all aspects of the proposed rule. The Bureau of Customs and Border Protection (CBP) also invites comments that relate to the economic, environmental, or federalism effects that might result from this proposed rule. If appropriate to a specific comment, the commenter should reference the specific portion of the proposed rule, explain the reason for any recommended change, and include data, information, or authority that support such recommended change.

Background

This document proposes changes to the CBP regulations to provide for Remote Location Filing. Remote Location Filing (RLF) is currently allowed through National Customs Automation Program (NCAP) testing.

The National Customs Automation Program (NCAP)

Title VI of the North American Free Trade Agreement Implementation Act (the Act), Pub. L. 103-182, 107 Stat. 2057 (December 8, 1993), contains provisions pertaining to Customs Modernization (107 Stat. 2170). Subpart B of title VI of the Act concerns the National Customs Automation Program (NCAP), an electronic system for the processing of commercial importations. Within subpart B, section 631 of the Act added sections 411 through 414 to the Tariff Act of 1930 (19 U.S.C. 1411-1414). These sections: define the NCAP, provide for the establishment of and participation in the NCAP and include a list of existing and planned components (section 411); list the NCAP goals (section 412); provide for the implementation and evaluation of the NCAP (section 413); and, provide for Remote Location Filing (RLF) (section 414). One of the planned NCAP components listed in section 411 is the electronic filing (including RLF under section 414) of entry information with Customs (now "CBP"). See 19 U.S.C. 1411(a)(2)(B).

Description of Remote Location Filing Prototype Program

RLF is intended to permit electronic filing of an entry of merchandise with CBP from a location other than where the goods will arrive or the district designated in the entry for examination (a "remote location"). See section 414(a)(1).

As a key part of the NCAP entry filing component, RLF is intended to conform CBP practices to trade business processes. By using electronic filing, RLF is intended to reduce paperwork that is costly to create, review and store. RLF is also intended to enable a customs broker with a national permit to serve several port locations without the cost of maintaining multiple offices.

Section 413(b) of the Act provides for the implementation, testing and evaluation of the NCAP and requires that the Secretary of the Treasury consult with the trade community, including importers, customs brokers, shippers, and other affected parties, in the development, implementation and evaluation of the NCAP program and its components. In accordance with this section, CBP has held public meetings on RLF since June, 1994, and has tested the RLF concept via prototypes since 1995. CBP continues to provide RLF information and updates on the Automated Broker Interface (ABI) Administrative Message System and on the CBP Internet web site located at www.cbp.gov (type in the search term "Remote Location Filing").

RLF prototypes have been tested in accordance with §101.9(b) of title 19 of the Code of Federal Regulations (19 CFR 101.9(b)), which provides for the testing of NCAP components. A chronological listing of **Federal Register** publications detailing developments in the RLF prototypes follows:

- On April 6, 1995, CBP announced in the **Federal Register** (60 FR 17605) its plan to conduct the first of at least two RLF test prototypes. The first RLF test, designated Prototype One, began on June 19, 1995.
- On February 27, 1996, CBP announced in the **Federal Register** (61 FR 7300) the expansion of Prototype One and its extension until the implementation of RLF Prototype Two.
- RLF Prototype Two commenced on January 1, 1997. See document published in the **Federal Register** (61 FR 60749) on November 29, 1996.
- CBP announced in the **Federal Register** (62 FR 64043), on December 3, 1997, the extension of RLF Prototype Two until December 31, 1998.
- On December 7, 1998, CBP announced in the **Federal Register** (63 FR 67511) that Prototype Two would remain in effect until concluded by notice in the **Federal Register**.

- On July 6, 2001, CBP announced in the **Federal Register** (66 FR 35693) changes to the RLF Prototype Two eligibility requirements.
- On November 16, 2001, CBP announced in the **Federal Register** (66 FR 57774) a deadline extension for customs brokers participating in RLF to submit their national broker permit numbers to CBP.
- On February 25, 2003, CBP announced in the **Federal Register** (68 FR 8812) that line release entries would no longer be permitted for purposes of RLF Prototype Two, and set forth a comprehensive and updated list of current RLF eligibility requirements and a description of a new simplified application process.
- On March 31, 2005, CBP announced in the **Federal Register** (70 FR 16510) that RLF will now be permitted for cargo that will be moved using immediate transportation (IT) and transportation and export (T & E) in-bond procedures.

In accordance with section 413(b), CBP has evaluated the RLF prototype and determined it to be successful in meeting the NCAP objectives stated above. For this reason, CBP is proposing to implement on a permanent basis the RLF regulatory provisions described in this document. These provisions were developed on the basis of section 414, the operational experiences garnered by RLF prototype tests, and other CBP initiatives such as the Automated Commercial Environment (ACE) and Trade Compliance Redesign.

CBP intends to terminate the existing RLF prototype at such time as a final rule adopting these proposals is in effect. Until such time, RLF prototype participants may continue to participate in the test program. All current RLF prototype participants meet the requirements for RLF filing proposed in this document. No formal application process is proposed.

RLF-Operational CBP Locations

A RLF filer may electronically transmit an entry filing from a remote location, other than where the goods will arrive, to a RLF-operational CBP location.

If the proposed RLF regulations set forth in this document are adopted as a final rule, the CBP locations that have been identified as operational for RLF purposes under Prototype Two will continue to serve in this capacity. In addition, CBP intends to have all service ports, as defined in § 101.1 of title 19 of the CFR (19 CFR 101.1) and listed in § 101.3(b)(2) (19 CFR 101.3(b)(2)), RLF-operational prior to the effective date of any final action on these regulatory proposals. It is also anticipated that if sufficient trade interest exists, and CBP deems it appropriate, other ports of entry will become RLF-

operational once final regulations are in place. Announcements of new locations will be placed on the Automated Broker Interface (ABI) Administrative Message System and a list of all RLF-operational locations is available for viewing on the CBP Internet web site located at www.cbp.gov (type in the search term "Remote Location Filing").

EXPLANATION OF AMENDMENTS

This document proposes a regulatory framework for RLF in a new subpart E to part 143 and proposes to amend, where necessary, those aspects of the existing CBP regulations that are impacted by RLF. The proposed changes, other than those involving minor wording or other editorial changes, are discussed below in more detail.

New Subpart E to Part 143 - Regulatory Framework for RLF

CBP proposes to set the regulatory framework for RLF in a new subpart E to Part 143 as follows:

Subpart E to Part 143 - Remote Location Filing

Section 143.41

Proposed new § 143.41 provides that subpart E sets forth the general requirements and procedures for RLF, and that RLF entries remain subject to the documentation, document retention, and document retrieval requirements of this chapter as well as the general entry requirements of parts 141, 142 and 143. Proposed § 143.41 further provides that use of the RLF system is voluntary.

Section 143.42

Proposed new § 143.42 sets forth definitions for purposes of subpart E to part 143, as well as providing that the definitions set forth in § 143.32 also apply to subpart E.

Section 143.43

Proposed new § 143.43 sets forth the eligibility criteria for participation in RLF.

Section 143.44

Proposed new § 143.44 sets forth the procedures for RLF.

Section 143.45

Proposed new § 143.45 prescribes the filing of additional entry information in a RLF context.

Proposed Amendments to Existing Regulations

Section 111.2(b)(2)(i)(C)

Section 111.2 prescribes when a license and district permit are required. Paragraph (b)(2)(i)(C) sets forth an exception to the district permit rule and states, in pertinent part, that a national permit issued to a broker under 19 CFR 111.19(f) will constitute sufficient permit authority for the broker to act as a NCAP participant who may electronically file entries for merchandise from a remote location.

In this document, it is proposed to amend § 111.2(b)(2)(i)(C) to clarify that a broker holding a national permit may electronically file entries for merchandise from a remote location so long as the terms set forth in the RLF regulations (19 CFR subpart E to part 143) have been met.

Section 113.62(j)(1)

Section 113.62(j)(1) covers the agreement of a principal to comply with electronic entry filing requirements and in this regard refers specifically to subpart D of part 143.

As a consequence of the proposal to add a new subpart E to part 143 to cover RLF, it is proposed to amend paragraph (j)(1) by removing the limiting reference to “subpart D” so that the bond conditions will apply equally to the RLF provisions of proposed subpart E.

Section 141.18(a)

Section 141.18 of title 19 of the CFR (19 CFR 141.18) concerns entry by nonresident corporations. Section 141.18(a) provides that the corporation cannot enter merchandise for consumption unless it has a resident agent in the State where the port of entry is located who is authorized to accept service of process against the corporation.

In order to accommodate the proposed RLF regulations, this document proposes to amend § 141.18(a) to provide that, for RLF purposes, a nonresident corporation must have a resident agent authorized to accept service of process against that corporation either in the State where the port of entry is located or in the State from which the remote location filing originates.

Section 141.61(a) and (b)

Section 141.61 of title 19 of the CFR (19 CFR 141.61) concerns the completion of entry and entry summary documentation. Paragraph (a)(1) provides that entry and entry summary documentation must “be prepared on a typewriter, or with ink, indelible pencil, or other permanent medium,” that an “entry summary shall be signed by the importer (see § 101.1 of this chapter)” and that entries, entry summaries and accompanying documentation must be on the appropri-

ate forms specified by the regulations, must clearly set forth all required information and must be legible.

This document proposes to amend paragraph (a)(1) by exempting electronic entry from these requirements and including language, currently set forth in paragraph (b) of this section, which pertains to “signing of the entry” as this is also only relevant to non-electronic filings. It is also proposed to remove obsolete language set forth in § 141.61(b) which provides that the signing of the consignee’s declaration, in certain instances, is regarded as satisfying 19 U.S.C. 1484(d).

Insofar as the regulations set forth in subpart D of part 143 provide for the entry of merchandise processed electronically, and the RLF regulations proposed in this document as new subpart E to part 143 also involve electronic filing of entry and entry summary documentation, it is proposed to create a new paragraph (a)(2) which sets forth the manner by which electronic entry and entry summary documentation are to be prepared. To this end, it is proposed to set forth language stating that electronic entry and entry summary documentation must contain the information required by this section, and must be certified by the importer of record or his duly authorized agent, one of whom must be resident in the United States for purposes of receiving service of process, as being true and correct to the best of his knowledge. If certified, the electronic documentation is binding in the same manner and to the same extent as signed documents.

It is further proposed to redesignate existing paragraph (a)(2), which pertains to marks and numbers, as new paragraph (b).

Section 141.63(c)

Section 141.63 of title 19 of the CFR (19 CFR 141.63) concerns the submission of entry summary documentation for preliminary review. Paragraph (c) covers merchandise entered other than at the port of arrival. Specifically, paragraph (c) provides that if merchandise is to arrive or has arrived at one port and the importer wishes to file his entry documentation at another port to which the merchandise is destined, he may do so upon approval of the port director at the port of destination. The director of the destination port may then authorize release of the merchandise, after its importation at the port of arrival, or postpone its release if he believes it is necessary for examination or other purposes.

Paragraph (c) was added to the CBP regulations in 1987 to cover “PAIRED” (“Port of Arrival Immediate Release and Enforcement Determination”) entries. *See*, T.D. 87-78 (52 FR 24153, June 29, 1987). The legislative history relating to section 631 of the Act (House Report No. 103-361(I), page 127) explicitly states Congress’ intent to discontinue “PAIRED” entries upon implementation of the RLF part

of the entry filing component of NCAP. Accordingly, it is proposed to remove § 141.63(c) from the regulations.

Section 141.86(h)

Section 141.86 of title 19 of the CFR (19 CFR 141.86) covers the contents of invoices and other general invoice requirements. Paragraph (h) sets forth standards for the numbering of invoices and pages. Specifically, paragraph (h)(1) requires that when more than one invoice is included in the same entry, each invoice with its attachments must be numbered consecutively by the importer on the bottom of the face of each page, beginning with No. 1. Paragraph (h)(2) requires that if the invoice or invoices filed with one entry consist of more than two pages, each page must be numbered consecutively by the importer on the bottom of the face of each page. The page numbering must begin with No. 1 for the first page of the first invoice and continue in a single series of numbers through all the invoices and attachments included in one entry. Paragraph (h)(3) covers both the numbering of invoices and multiple-page invoices and requires that, when applicable, both the invoice number and the page number must be shown at the bottom of each page.

The proposed RLF regulations set forth in this document, as well as the existing provisions for electronic entry filing set forth in subpart D of part 143, provide for the electronic transmission and processing of entries. In consideration of the fact that these electronic procedures may not allow a RLF filer to number the invoices and pages in conformity with § 141.86(h), it is proposed to revise § 141.86(h) to exclude electronic transmissions of invoice data made pursuant to the terms set forth in part 143 from these invoice numbering requirements.

Section 141.90(b) and (d)

Section 141.90 of title 19 of the CFR (19 CFR 141.90) concerns the notation of tariff classification, rate of duty and value on invoices. Paragraph (b) requires that the appropriate tariff subheading number and rate of duty be noted by the importer in the left-hand portion of the invoice next to the articles to which they apply. Paragraph (d) provides that all notations made on an invoice by the importer or broker must be in blue or black ink.

It is proposed to revise § 141.90(b) and (d) to except from these requirements those invoices that are submitted electronically pursuant to the terms set forth in part 143.

Section 142.3(a)

Section 142.3 of title 19 of the CFR (19 CFR 142.3) sets forth the entry documentation required to secure the release of merchandise. Paragraph (a) identifies different types of entry documentation. Paragraph (b) identifies the entry documentation that is required

when entry summary is filed at the time of entry. Paragraph (c) states that the port director may require additional copies of the documentation.

As the regulations set forth in existing subpart D and proposed subpart E to part 143 provide for the electronic transmission of entry documentation, it is proposed to amend § 142.3 by adding a new paragraph (d) which sets forth that the entry documentation identified in this section may be submitted to CBP in either a paper or an electronic format.

Section 143.0

Section 143.0 of title 19 of the CFR (19 CFR 143.0) identifies the scope of part 143 as setting forth the requirements and procedures for participation in ABI and for the clearance of imported merchandise under appraisement and informal entries as well as under electronic entry filing, which are in addition to the general requirements and procedures for all entries set forth in part 141 of this chapter.

It is proposed that § 143.0 be amended to include reference to the fact that RLF requirements and procedures are included within part 143.

Section 143.32

Section 143.32 of title 19 of the CFR (19 CFR 143.32) sets forth definitions for purposes of subpart D of this chapter.

This document proposes to amend § 143.32 by stating that the definitions also apply, where applicable, for purposes of subpart E of this chapter. It is also proposed to add a definition for “Electronic Invoice Program” (EIP), which refers to modules of the Automated Broker Interface (ABI) that allow entry filers to transmit detailed invoice data and includes Automated Invoice Interface (AII), as well as any other electronic invoice authorized by CBP.

COMMENTS

Before adopting this proposal as a final rule, consideration will be given to any written comments timely submitted to CBP, or transmitted via email to www.regulations.gov, including comments on the clarity of this proposed rule and how it may be made easier to understand. Comments submitted will be available for public inspection in accordance with the Freedom of Information Act (5 U.S.C. 552) and § 103.11(b) of title 19 of the CFR (19 CFR 103.11(b)), on regular business days between the hours of 9 a.m. and 4:30 p.m. at the Trade and Commercial Regulations Branch, Office of International Trade, Customs and Border Protection, 799 9th St., N.W., Washington, D.C. Arrangements to inspect submitted documents should be made in advance by calling Joseph Clark at (202) 572-8768.

THE REGULATORY FLEXIBILITY ACT AND EXECUTIVE ORDER 12866

Because these proposed amendments implement a voluntary program provided for by statute, and will have the effect of streamlining the entry process and reducing the overall regulatory burden on the general public, pursuant to the provisions of the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, it is certified that, if adopted, the proposed amendments will not have a significant economic impact on a substantial number of small entities. Further, these proposed amendments do not meet the criteria for a "significant regulatory action" as specified in E.O. 12866.

PAPERWORK REDUCTION ACT

As there are no new collections of information proposed in this document, the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. 3507) are inapplicable.

SIGNING AUTHORITY

This document is being issued in accordance with 19 CFR 0.1(a)(1).

LIST OF SUBJECTS

19 CFR Part 111

Administrative practice and procedure, Brokers, Customs duties and inspection, Imports, Licensing, Reporting and recordkeeping requirements.

19 CFR Part 113

Customs duties and inspection, Imports, Reporting and recordkeeping requirements, Surety bonds.

19 CFR Part 141

Customs duties and inspection, Entry of merchandise, Invoices, Release of merchandise, Reporting and recordkeeping requirements.

19 CFR Part 142

Customs duties and inspection, Forms, Reporting and recordkeeping requirements.

19 CFR Part 143

Automated Broker Interface (ABI), Computer technology (Electronic entry filing), Customs duties and inspection, Entry of merchandise, Invoice requirements, Reporting and recordkeeping requirements.

PROPOSED AMENDMENTS TO THE REGULATIONS

For the reasons stated above, it is proposed to amend title 19 of the Code of Federal Regulations (19 CFR parts 111, 113, 141, 142 and 143) as set forth below.

PART 111 - CUSTOMS BROKERS

1. The general authority citation for part 111 continues to read as follows:

AUTHORITY: 19 U.S.C. 66, 1202 (General Note 3(i), Harmonized Tariff Schedule of the United States), 1624, 1641.

* * * * *

2. Section 111.2(b)(2)(i)(C) is revised to read as follows:

§ 111.2 License and district permit required.

* * * * *

(b) * * *

(2) * * *

(i) * * *

(C) Electronic filing. A broker may electronically file entries for merchandise from a remote location, pursuant to the terms set forth in subpart E to part 143 of this chapter, and may electronically transact other customs business even though the entry is filed, or other customs business is transacted, within a district for which the broker does not have a district permit; and

* * * * *

PART 113 - CUSTOMS BONDS

3. The general authority citation for part 113 continues to read as follows:

AUTHORITY: 19 U.S.C. 66, 1623, 1624.

* * * * *

4. In § 113.62, paragraph (j)(1) is amended by removing the reference “, subpart D,” and by removing the words “that subpart” and adding in their place the words, “part 143”.

PART 141 - ENTRY OF MERCHANDISE

5. The general authority citation for part 141 is revised, and the specific authority citations for subparts F and G and §§ 141.68 and 141.90 continue to read as follows:

AUTHORITY: 19 U.S.C. 66, 1414, 1448, 1484, 1624.

Subpart F also issued under 19 U.S.C. 1481;

Subpart G also issued under 19 U.S.C. 1505;

* * * * *

Section 141.68 also issued under 19 U.S.C. 1315;

* * * * *

Section 141.90 also issued under 19 U.S.C. 1487;

* * * * *

6. In § 141.18:

a. The introductory sentence is amended by removing the word “Customs” and adding in its place the word “customs”, and by removing the word “shall” and adding in its place the word “may”;

b. Paragraph (a) is revised; and

c. Paragraph (b) is amended by removing the word “Customs” and adding in its place the term “CBP”.

The revision to § 141.18 reads as follows:

§ 141.18 Entry by nonresident corporation.

* * * * *

(a) Has a resident agent in the State where the port of entry is located who is authorized to accept service of process against that corporation or, in the case of an entry filed from a remote location pursuant to subpart E of part 143 of this chapter, has a resident agent authorized to accept service of process against that corporation either in the State where the port of entry is located or in the State from which the remote location filing originates; and

* * * * *

7. In § 141.61:

a. Paragraphs (a) and (b) are revised;

b. Paragraph (c) is amended, in the first sentence, by removing the word “shall” and adding in its place the word “must”, and; in the second sentence, by removing the word “shall” and adding in its place the word “will”;

c. Paragraph (d) is amended by removing the word “shall” each place that it appears and adding the word “must”, and by removing the words “Customs Form” each place they appear and adding the words “CBP Form”;

d. Paragraph (e) is amended: in paragraphs (e)(1) through (e)(3), by removing the word “shall” each place that it appears and adding the word “must”, and by removing the words “Customs Form” each place they appear and adding the words “CBP Form”; in paragraph (e)(4), by removing the word “shall” and adding in its place the word “will” and by removing the word “Customs” and adding in its place

the term “CBP”; and, in paragraph (e)(5), by removing the word “shall” and adding in its place the word “will”; and

e. Paragraph (f) is amended: in paragraph (f)(1), by removing the word “shall” and adding in its place the word “must”; in paragraph (f)(1)(iv), by removing, in the second sentence, the words “shall represent” and adding in their place the words “must represent”; and, in the third sentence, by removing the word “shall” and adding in its place the word “must” and by removing the word “Customs” each place that it appears and adding the term “CBP”; in paragraph (f)(2)(i), by removing the word “shall” each place that it appears and adding the word “must” and by removing the word “Customs” and adding in its place the term “CBP”; in paragraph (f)(2)(ii), by removing, in the first sentence, the word “shall” and adding in its place the word “must”, by removing in the second sentence the words “shall represent” and adding in their place the words “must represent”; and, in the third sentence, by removing the word “shall” and adding in its place the word “must”; and, in paragraphs (f)(2)(iii) and (f)(2)(iv), by removing the word “shall” each place that it appears and adding the word “must”.

The revision to § 141.61 reads as follows:

§ 141.61 Completion of entry and entry summary documentation.

(a) Preparation – (1) Paper entry and entry summary documentation. Except when entry and entry summary documentation is filed with CBP electronically pursuant to the provisions of part 143 of this chapter:

(i) Such documentation must be prepared on a typewriter (keyboard), or with ink, indelible pencil, or other permanent medium, and all copies must be legible;

(ii) The entry summary must be signed by the importer (see § 101.1 of this chapter); and

(iii) Entries, entry summaries, and accompanying documentation must be on the appropriate forms specified by the regulations and must clearly set forth all required information.

(2) Electronic entry and entry summary documentation. Entry and entry summary documentation that is filed electronically pursuant to part 143 of this chapter must contain the information required by this section and must be certified (see §§ 143.35 and 143.44 of this chapter) by the importer of record or his duly authorized agent, one of whom must be resident in the United States for purposes of receiving service of process, as being true and correct to the best of his knowledge. A certified electronic transmission is binding in the same manner and to the same extent as a signed document.

(b) Marks and numbers previously provided. An importer may omit from entry summary (CBP Form 7501) the marks and numbers

previously provided for packages released or withdrawn.

* * * * *

8. In § 141.63:

- a. Paragraphs (a)(2) and (b) are amended by removing the word “shall” each place that it appears and adding the word “will”; and
- b. Paragraph (c) is removed.

9. In § 141.68, paragraphs (a) through (h) are amended by removing the word “shall” each place that it appears and adding the word “will”, and by removing the word “Customs” each place that it appears and adding the term “CBP”.

10. In § 141.86:

- a. Paragraphs (a) through (e) are amended by removing the word “shall” each place that it appears and adding the word “must”;
- b. Paragraph (f) is amended by removing the word “shall” and adding in its place the word “must”, and by removing the word “Customs” and adding in its place the term “CBP”;
- c. Paragraph (g) is amended by removing the word “shall” and adding in its place the word “must”;
- d. Paragraph (h) is revised; and
- e. Paragraph (j) is amended by removing the word “shall” and adding in its place the word “must”.

The revisions read as follows:

§ 141.86 Contents of invoices and general requirements.

* * * * *

(h) Numbering of invoices and pages (1) Invoices. Except when electronic invoice data are transmitted to CBP under the provisions of part 143 of this chapter, when more than one invoice is included in the same entry, each invoice with its attachments must be numbered consecutively by the importer on the bottom of the face of each page, beginning with No. 1.

(2) Pages. Except when electronic invoice data are transmitted to CBP under the provisions of part 143 of this chapter, if the invoice or invoices filed with one entry consist of more than two pages, each page must be numbered consecutively by the importer on the bottom of the face of each page, with the page numbering beginning with No. 1 for the first page of the first invoice and continuing in a single series of numbers through all the invoices and attachments included in one entry.

(3) Both invoices and pages. Except when electronic invoice data are transmitted to CBP under the provisions of part 143 of this chapter, both the invoice number and the page number must be shown at the bottom of each page when applicable. For example, an entry covering one invoice of one page and a second invoice of two pages must be paginated as follows:

Inv. 1, p. 1.

Inv. 2, p. 2. Inv. 2, p. 3

* * * * *

11. In § 141.90:

- a. Paragraph (b) is revised;
- b. Paragraph (c) is amended by removing the word “shall” each place that it appears and adding the word “must” in its place; and
- c. Paragraph (d) is revised.

The revisions read as follows:

§ 141.90 Notation of tariff classification and value on invoice.

* * * * *

(b) Classification and rate of duty. The importer or customs broker must include on the invoice or with the invoice data the appropriate subheading under the provisions of the Harmonized Tariff Schedule of the United States (19 U.S.C. 1202) and the rate of duty for the merchandise being entered. Except when invoice line data are linked to an entry summary line and transmitted to CBP electronically under the provisions of part 143, that information must be noted by the importer or customs broker in the left-hand portion of the invoice, next to the articles to which they apply.

* * * * *

(d) Importer’s notations in blue or black ink. Except when invoice line data are linked to an entry summary line and transmitted to CBP electronically under the provisions of part 143, all notations made on the invoice by the importer or customs broker must be in blue or black ink.

PART 142 - ENTRY PROCESS

12. The authority citation for part 142 continues to read as follows:

AUTHORITY: 19 U.S.C. 66, 1448, 1484, 1624.

13. In § 142.3:

- a. Paragraph (a) is amended by removing in the introductory sentence the word “shall” and adding in its place the word “must”; by removing in paragraph (a)(1) the word “Customs” each place that it appears and adding the term “CBP” and by removing the word “shall” and adding in its place the word “must”; by removing in paragraph (a)(5) the word “Customs” and adding in its place the term “CBP”; by removing in paragraph (a)(6) the word “shall” and adding in its place the word “must” and by removing the term “CF” and adding in its place the words “CBP Form”;
- b. Paragraph (b) is revised; and
- c. A new paragraph (d) is added.

The revision and addition read as follows:

§ 142.3 Entry documentation required.

* * * * *

(b) Entry summary filed at time of entry. When the entry summary is filed at time of entry in accordance with § 142.12(a)(1) or § 142.13:

- (1) CBP Form 3461 or 7533 will not be required; and
- (2) CBP Form 7501 or CBP Form 3311 (as appropriate, see § 142.11) may serve as both the entry and the entry summary documentation if the additional documentation set forth in paragraphs (a)(2), (3), (4) and (5) of this section and § 142.16(b) is filed.

* * * * *

(d) Electronic Format. The entry documentation identified in this section may be submitted to CBP in either a paper or, where appropriate, an electronic format.

PART 143 - SPECIAL ENTRY PROCEDURES

14. The authority citation for part 143 is revised to read as follows:

AUTHORITY: 19 U.S.C. 66, 1414, 1481, 1484, 1498, 1624, 1641.

15. Section 143.0 is revised to read as follows:

§ 143.0 Scope.

This part sets forth the requirements and procedures for participation in the Automated Broker Interface (ABI), for the clearance of imported merchandise under appraisement and informal entries, and under electronic entry filing and under Remote Location Filing (RLF). All requirements and procedures set forth in this part are in addition to the general requirements and procedures for all entries set forth in part 141 of this chapter. More specific requirements and procedures are set forth elsewhere in this chapter; for example, part 145 concerns importations by mail and part 10 concerns merchandise conditionally free of duty or subject to a reduced rate.

16. In § 143.32, the introductory text and existing paragraphs (a), (b), (d) through (k), and (o) are revised to read as follows:

§ 143.32 Definitions.

The following are definitions for purposes of subparts D and E of this part:

(a) ACS. “ACS” means the Automated Commercial System and refers to CBP’s integrated comprehensive tracking system for the acquisition, processing and distribution of import data.

(b) ABI. “ABI” means the Automated Broker Interface and refers to a module of ACS that allows entry filers to transmit immediate

delivery, entry and entry summary data electronically to CBP through ACS and to receive transmissions from ACS.

* * * * *

(d) Broker. “Broker” means a customs broker licensed under part 111 of this chapter.

(e) Certification. “Certification” means the electronic equivalent of a signature for data transmitted through ABI. This electronic (facsimile) signature must be transmitted as part of the immediate delivery, entry or entry summary data. Such data are referred to as “certified”.

(f) Data. “Data” when used in conjunction with immediate delivery, entry and/or entry summary means the information required to be submitted with the immediate delivery, entry and/or entry summary, respectively, in accordance with the CATAIR (CBP Publication 552, Customs and Trade Automated Interface Requirements) and/or CBP Headquarters directives. It does not mean the actual paper documents, but includes all of the information required to be in such documents.

(g) Documentation. “Documentation” when used in conjunction with immediate delivery, entry and/or entry summary means the documents set forth in § 142.3 of this chapter, required to be submitted as part of an application for immediate delivery, entry and/or entry summary, but does not include the CBP Forms 7501, 3461 (or alternative forms).

(h) EDIFACT. “EDIFACT” means the Electronic Data Interchange for Administration, Commerce and Transport that provides an electronic capability to transmit detailed CBP Forms 7501 and 3461, and invoice data.

(i) Electronic entry. “Electronic entry” means the electronic transmission to CBP of:

(1) Entry information required for the entry of merchandise; and

(2) Entry summary information required for the classification and appraisal of the merchandise, the verification of statistical information, and the determination of compliance with applicable law.

(j) Electronic immediate delivery. “Electronic immediate delivery” means the electronic transmission of CBP Forms 3461 or 3461 alternate (CBP Form 3461 ALT) data utilizing ACS in order to obtain the release of goods under immediate delivery.

(k) Electronic Invoice Program (EIP). “EIP” refers to modules of the Automated Broker Interface (ABI) that allow entry filers to transmit detailed invoice data and includes Automated Invoice Interface (AII) and any other electronic invoice authorized by CBP.

* * * * *

(o) Selectivity criteria. “Selectivity criteria” means the categories of information that guide CBP’s judgment in evaluating and assessing the risk of an immediate delivery, entry, or entry summary transaction.

* * * * *

17. Part 143 is amended by adding a new subpart E, consisting of §§ 143.41 through 143.45, to read as follows:

Subpart E - Remote Location Filing

Sec.

143.41 Applicability.

143.42 Definitions.

143.43 RLF eligibility criteria.

143.44 RLF procedure.

143.45 Filing of additional entry information.

Subpart E to Part 143 - Remote Location Filing

§ 143.41 Applicability.

This subpart sets forth the general requirements and procedures for Remote Location Filing (RLF). RLF entries are subject to the documentation, document retention and document retrieval requirements of this chapter as well as the general entry requirements of parts 141, 142 and 143. Participation in the RLF program is voluntary and at the option of the filer.

§ 143.42 Definitions.

The following definitions, in addition to the definitions set forth in § 143.32 of this part, apply for purposes of this subpart E:

(a) Remote Location Filing (RLF) – “RLF” is an elective method of making entry by which a customs broker with a national permit electronically transmits all data information associated with an entry that CBP can process in a completely electronic data interchange system to a RLF-operational CBP location from a remote location other than where the goods are being entered. (Importers filing on their own behalf may file electronically in any port, subject to ABI filing requirements.)

(b) RLF-operational CBP location — “RLF-operational CBP location” means a CBP location within the customs territory of the United States that is staffed with CBP personnel who have been trained in RLF procedures and who have operational experience with the Electronic Invoice Program (EIP). EIP is defined in § 143.32 of this chapter. A list of all RLF-operational locations is

available for viewing on the CBP Internet web site located at www.cbp.gov (type in the search term “Remote Location Filing”).

§ 143.43 RLF eligibility criteria.

(a) Automation criteria. To be eligible for RLF, a licensed customs broker must be:

- (1) Operational on the ABI (see 19 CFR part 143, subpart A);
- (2) Operational on the EIP prior to applying for RLF; and
- (3) Operational on the ACH (or any other CBP-approved method of electronic payment), for purposes of directing the electronic payment of duties, taxes and fees (see 19 CFR 24.25), 30 days before transmitting a RLF entry.

(b) Broker must have national permit. To be eligible for RLF, a licensed customs broker must hold a valid national permit (see 19 CFR 111.19(f)).

(c) Continuous bond. A RLF entry must be secured with a continuous bond.

§ 143.44 RLF procedure.

(a) Electronic transmission of invoice data. For RLF transactions, a customs broker must transmit electronically, using EIP, any invoice data required by CBP.

(b) Electronic transmission of payment. For RLF transactions, a customs broker must direct the electronic payment of duties, taxes and fees through the ACH (see 19 CFR 24.25) or any other method of electronic payment authorized by CBP.

(c) Automation requirements. Only those entries and entry summaries that CBP processes completely in an electronic data interchange system will be accepted for RLF.

(d) Combined electronic entry and entry summary. For RLF transactions, a customs broker must submit to CBP, through ABI or any other electronic interface authorized by CBP, a complete and error-free electronic data transmission constituting the entry summary that serves as both the entry and entry summary.

(e) No line release or immediate delivery entries permitted under RLF. Line release (see 19 CFR, Part 142, Subpart D) or immediate delivery procedures may not be combined with RLF transactions.

(f) Data acceptance and release of merchandise. Data that are complete and error free will be accepted by CBP. If electronic invoice or additional electronic documentation is required, CBP will so notify the RLF filer. If no documentation is required to be filed, CBP will so notify the RLF filer. If CBP accepts the RLF entry (including invoice data) under §§ 143.34 – 143.36 of this part, the RLF entry will be deemed to satisfy all filing requirements under this part and the merchandise may be released.

(g) Liquidation. The entry summary will be scheduled for liquidation once payment is made under statement processing (see 19 CFR 24.25).

§ 143.45 Filing of additional entry information.

When filing from a remote location, a RLF filer must electronically file all additional information required by CBP to be presented with the entry and entry summary information (including facsimile transmissions) that CBP can accept electronically. If CBP cannot accept additional information electronically, the RLF filer must file the additional information in a paper format at the CBP port of entry where the goods arrived.

DEBORAH J. SPERO,
*Acting Commissioner,
Bureau of Customs and Border Protection.*

Approved: March 15, 2007

TIMOTHY E. SKUD,
Deputy Assistant Secretary of the Treasury.

[Published in the Federal Register, March 23, 2007 (72 FR 13714)]

DEPARTMENT OF HOMELAND SECURITY,
OFFICE OF THE COMMISSIONER OF CUSTOMS.
Washington, DC, March 14, 2007

The following documents of the Bureau of Customs and Border Protection ("CBP"), Office of Regulations and Rulings, have been determined to be of sufficient interest to the public and CBP field offices to merit publication in the CUSTOMS BULLETIN.

SANDRA L. BELL,
*Executive Director,
Regulations and Rulings Office of Trade.*

**REVOCATION OF RULING LETTER AND REVOCATION OF
TREATMENT RELATING TO THE TARIFF
CLASSIFICATION OF CERTAIN PROTECTIVE FOOTWEAR
FROM CHINA**

AGENCY: Bureau of Customs and Border Protection; Department of Homeland Security.

ACTION: Notice of revocation of one ruling letter and revocation of treatment relating to the classification of certain protective footwear from China.

SUMMARY: Pursuant to section 625(c), Tariff Act of 1930 (19 U.S.C. §1625(c)), as amended by section 623 of Title VI (Customs Modernization) of the North American Free Trade Agreement Implementation Act (Pub. L. 103-182, 107 Stat. 2057), this notice advises interested parties that U.S. Customs and Border Protection (CBP) is revoking one ruling letter relating to the tariff classification, under the Harmonized Tariff Schedule of the United States Annotated (HTSUSA), of certain protective footwear from China. Similarly, CBP is revoking any treatment previously accorded by it to substantially identical transactions. Notice of the proposed action was published in the Customs Bulletin, Vol. 41, No. 3, on January 10, 2007. One comment was received in response to the notice.

EFFECTIVE DATE: This action is effective for merchandise entered or withdrawn from warehouse for consumption on or after June 3, 2007.

FOR FURTHER INFORMATION CONTACT: Sasha Kalb, Tariff Classification and Marking Branch, at (202) 572-8791.

SUPPLEMENTARY INFORMATION:

BACKGROUND

On December 8, 1993, Title VI (Customs Modernization) of the North American Free Trade Agreement Implementation Act (Pub. L. 103-182, 107 Stat. 2057) (hereinafter "Title VI") became effective. Title VI amended many sections of the Tariff Act of 1930, as amended, and related laws. Two new concepts which emerge from the law are **informed compliance** and **shared responsibility**. These concepts are premised on the idea that in order to maximize voluntary compliance with customs laws and regulations, the trade community needs to be clearly and completely informed of its legal obligations. Accordingly, the law imposes a greater obligation on CBP to provide the public with improved information concerning the trade community's responsibilities and rights under the customs and related laws. In addition, both the trade and CBP share responsibility in carrying out import requirements. For example, under section 484 of the Tariff Act of 1930, as amended (19 U.S.C. §1484), the importer of record is responsible for using reasonable care to enter, classify and value imported merchandise, and provide any other information necessary to enable CBP to properly assess duties, collect accurate statistics and determine whether any other applicable legal requirement is met.

Pursuant to section 625(c)(1), Tariff Act of 1930 (19 U.S.C. §1625(c)(1)), as amended by section 623 of Title VI, a notice was published in the Customs Bulletin, Vol. 41, No. 3, on January 10, 2007 proposing to revoke one ruling letter relating to the tariff classification of a certain protective footwear from China. One comment was

received in response to the notice. As stated in the proposed notice, this revocation will cover any rulings on the subject merchandise which may exist but have not been specifically identified. CBP has undertaken reasonable efforts to search existing databases for rulings in addition to the ruling identified above. No further rulings have been found. Any party who has received an interpretive ruling or decision (*i.e.*, ruling letter, internal advice memorandum or decision or protest review decision) on the merchandise subject to this notice should have advised CBP during this notice period.

Similarly, pursuant to section 625(c)(2), Tariff Act of 1930 (19 U.S.C. §1625 (c)(2)), as amended by section 623 of Title VI, CBP is revoking any treatment previously accorded by CBP to substantially identical transactions. Any person involved with substantially identical transactions should have advised CBP during this notice period. An importer's failure to advise CBP of substantially identical transactions or of a specific ruling not identified in this notice, may raise issues of reasonable care on the part of the importer or its agents for importations of merchandise subsequent to the effective date of this final decision.

Pursuant to 19 U.S.C. §1625(c)(1), CBP is revoking New York Ruling Letter (NY) L83296 to reflect the proper tariff classification of the merchandise under heading 6402, HTSUS. Specifically in subheading 6402.99.33¹, HTSUS, which provides for: "[o]ther footwear with outer soles and uppers of rubber or plastics: Other footwear: Other: Other: Other: Footwear designed to be worn over, or in lieu of, other footwear as a protection against water, oil, grease or chemicals or cold or inclement weather", pursuant to the analysis set forth in HQ W968301 (Attachment). Additionally, pursuant to 19 U.S.C. §1625(c)(2), CBP is revoking any treatment previously accorded by it to substantially identical transactions.

In accordance with 19 U.S.C. §1625(c), this ruling will become effective 60 days after publication in the Customs Bulletin.

DATED: March 13, 2007

Gail A. Hamill for MYLES B. HARMON,
Director,
Commercial and Trade Facilitation Division.

Attachment

¹ In the Proposed Notice of Revocation, CBP issued notice of its intention to reclassify the subject bean boot bottom under subheading 6402.99.20, HTSUS. See Customs Bulletin, Vol. 41, No. 3, on January 10, 2007. After publication of the proposed notice, a new version of the HTSUS came into effect. Under the new 2007 version of the HTSUS, subheading 6402.99.20 has been changed to subheading 6402.99.33, HTSUS. Although the numeric provision has been changed, the language remains the same. Ruling HQ W968301 has been updated to reflect the new tariff provision.

DEPARTMENT OF HOMELAND SECURITY.
BUREAU OF CUSTOMS AND BORDER PROTECTION,

HQ W968301

March 13, 2007

CLA-2 RR: CTF:TCM W968301 ADK**CATEGORY:** Classification**TARIFF NO.:** 6402.99.33

PETER JAY BASKIN, ESQ.
SHARRETTS, PALEY, CARTER & BLAUVELT, P.C.
75 Broad Street
New York, NY 10004

RE: Revocation of New York Ruling Letter (NY) L83296, dated March 25, 2005; Classification of Certain Protective Footwear from China

DEAR MR. BASKIN:

This letter is in response to your request of June 19, 2006, to United States Customs and Border Protection (CBP), on behalf of your client Rallye Footwear Inc. (Rallye), in which you requested a binding ruling pertaining to the classification of unfinished Bean Boot bottoms, Style WJ02 (WJ02), under the Harmonized Tariff Schedule of the United States (HTSUS).

After reviewing your request, it came to our attention that New York Ruling (NY) L83296, dated March 25, 2005, in which we classified a Rallye product substantially similar to WJ02, may be inconsistent with our current views. In NY L83296, we determined that the Rallye Bean Boot bottom, Style WJ01 (WJ01), was classifiable under subheading 6402.99.18, HTSUS, which provides for "[o]ther footwear with outer soles and uppers of rubber or plastics: Other footwear: Other: Having uppers of which over 90 percent of the external surface area (including any accessories or reinforcement such as those mentioned in note 4(a) to this chapter) is rubber or plastics (except footwear having a foxing or a foxing-like band applied or molded at the sole and overlapping the upper and except footwear designed to be worn over, or in lieu of, other footwear as a protection against water, oil, grease or chemicals or cold or inclement weather): Other: Other." We have reviewed NY L83296 and found it to be in error.

Pursuant to section 625(c), Tariff Act of 1930 (19 U.S.C. §1625(c)), as amended by section 623 of Title VI (Customs Modernization) of the North American Free Trade Agreement Implementation Act, Pub. L. 103-182, 107 Stat. 2057, 2186 (1993), notice of a proposed revocation was published on January 10, 2007, in the Customs Bulletin, Volume 41, No. 3. One comment was received in response to this notice.

FACTS:

Style WJ01 is a one-piece molded rubber/plastic boot bottom. The bottom has a treaded outer sole and covers the sides and top of the foot to a point just below the ankle. The sole features a pencil-sized hole, measuring approximately 1 ¼ inch by approximately 3/16 inch, which completely penetrates the heel area. As imported, the Bean Boot bottom does not have a "collar." Upon entry into the United States, a collar of various heights and materials is attached and the soles are subjected to a molding operation which completes the Bean Boot for retail sale. During this operation, the hole in the sole is sealed.

ISSUE:

Was the unfinished bean boot bottom, style number WJ01, properly classified in NY L83296 as other than protective footwear?

LAW AND ANALYSIS:

Classification under the HTSUS is made in accordance with the General Rules of Interpretation (GRIs). GRI 1 provides that the classification of goods shall be determined according to the terms of the headings of the tariff schedule and any relative section or chapter notes. In the event that the goods cannot be classified solely on the basis of GRI 1, and if the headings and legal notes do not otherwise require, the remaining GRIs 2 through 6 may then be applied in order. GRI 6 provides that the classification of goods in the subheadings of a heading shall be determined according to the terms of those subheadings and any related subheading notes and, *mutatis mutandis*, to GRIs 1 through 5, on the understanding that only subheadings at the same level are comparable.

The Harmonized Commodity Description and Coding System Explanatory Notes (ENs) constitute the official interpretation of the HTSUS. While not legally binding nor dispositive, the ENs provide a commentary on the scope of each heading of the HTSUS and are generally indicative of the proper interpretation of these headings. See T.D. 89-80.

It is undisputed that WJ01 is classified in subheading 6402.99, HTSUS, which provides for: "Other footwear with outer soles and uppers of rubber or plastics: Other. . . ." Classification at the eight-digit level is disputed. Specifically, this case turns on whether WJ01 is "designed to be protective," in its condition as imported¹. The HTSUS provisions under consideration are as follows²:

6402 Other footwear with outer soles and uppers of rubber or plastics:
 Other footwear:

6402.99 Other:

Having uppers of which over 90 percent of the external surface area (including any accessories or reinforcements such as those mentioned in note 4(a) to this chapter) is rubber or plastics (except footwear having a foxing or a foxing-like band applied or molded at the sole and overlapping the upper and except footwear designed to be worn over, or in lieu of, other footwear as a protection against water, oil, grease or chemicals or cold or inclement weather):

¹ It is well established that goods are to be classified in their condition as imported. *E.T. Horn Company v. United States*, Slip Op. 2003-20 (CIT, 2003), (citing *Carrington Co. v. United States*, 61 CCPA 77, 497 F.2d 902, 905 (CCPA 1974); Headquarters Ruling (HQ) 967972, dated March 2, 2006; NY M81667, Dated March 8, 2006.

² Heading 6401, HTSUS, which provides for "Waterproof footwear with outer soles and uppers of rubber or plastics, the uppers of which are neither fixed to the sole nor assembled by stitching, riveting, nailing, screwing, plugging or similar processes" is not under consideration for the subject merchandise because the upper collar will be stitched to the boot bottom after entry to the U.S. WJ01 is therefore excluded from heading 6401 and classification is limited to heading 6402 which provides for protective, rather than waterproof, footwear.

Other:

6402.99.18

Other

* * *

6402 Other footwear with outer soles and uppers of rubber or plastics:
Other footwear:

6402.99

Other:

Other:

6402.99.20

Footwear designed to be worn over, or in lieu of,
other footwear as a protection against water,
oil, grease or chemicals or cold or inclement
weather

* * *

On November 17, 1993, CBP published Treasury Decision (T.D.) 93-88, which contains certain footwear definitions used to classify footwear. Customs Bulletin, Volume 27, Number 46. The footwear definitions were provided merely as guidelines and, although consulted here, are not to be construed as CBP rulings. With regard to “protection,” T.D. 93-88 states, in pertinent part:

Footwear is designed to be a “protection” against water, oil or cold or inclement weather only if it is substantially more of a “protection” against those items than the usual shoes of that type. For example, a leather oxford will clearly keep your feet warmer and drier than going barefoot, but they are not a “protection” in this sense. On the other hand the snow-jogger is the protective version of the non-protective jogging shoe.

A. Footwear that is a “protection” against water includes:

1. Any item which will keep your foot dry if you linger in a pool of water which is more than 2 inches deep unless:
 - a. It has a rigid, thick, clog bottom but no protective features – or
 - b. In normal use, water will get in over the top of the shoe or boot. . . – or
 - c. It is a woman’s molded high heeled shoe in which the top of the foot will be exposed to the rain – or
 - d. It is a molded downhill ski boot. They are primarily designed to protect the ankle from injury, and no non-waterproof alternative is made.

In its March 3, 2005 ruling request, counsel for Rallye argued that WJ01 could not be classified as protective footwear because “[i]n its **condition** as **entered**, the subject unfinished article does not have the essential [character] of waterproof or protective footwear . . .” (Emphasis in original). This argument relies upon GRI 2 (a), which states, in pertinent part:

Any reference in a heading to an article shall be taken to include a reference to that article incomplete or unfinished, provided that, as entered, the incomplete or unfinished article has the essential character of the complete or finished article. . . .

Under GRI 2 (a), incomplete or unfinished merchandise is classified as if it were complete, provided that it bears the essential character of completed or finished merchandise. Based on counsel's argument, CBP held that "[w]hile 'unfinished' in its imported condition, the item exhibits the essential character of completed footwear in that it possesses a complete outer sole as well as a substantially complete upper." NY L83296. As a result, WJ01 was classified under subheading 6402.99.18, HTSUS. We find this analysis to be in error.

While the vast majority of unfinished or incomplete merchandise is classified according to GRI 2 (a), its application is unnecessary here. The subheading 6402.99.20, HTSUS, is broad enough to encompass this merchandise by application of GRI 1. Classification under subheading 6402.99.20, HTSUS, turns on whether the incomplete article is designed to be protective, not whether it has the essential character of completed protective footwear. See Headquarters Ruling (HQ) 963224, dated March 22, 2002 and NY E88827, dated December 6, 1999. Importantly, this test does not require that the footwear actually offer protection in its imported condition. Instead, the unfinished footwear must feature a design capable of offering such protection once completed. Classification in the present matter therefore turns on whether WJ01 is capable of offering protection once completed.

According to T.D. 93-88, footwear is designed to be protective if it will offer "substantially more of a 'protection' against [water, oil or cold or inclement weather] than the usual shoes of that type." Footwear that qualifies as 'protective' must be capable of keeping the foot dry if the wearer lingers "in a pool of water which is more than 2 inches deep." If the footwear features any of the four enumerated exceptions listed in T.D. 93-88, however, it is not protective. Again, we note that subheading 6402.99.20, HTSUS, does not require the merchandise to offer such protection in its condition as imported. Instead, it must be designed or dedicated to provide such protection.

As imported, WJ01 features a heavily treaded outer sole made of thick rubber. These treads are designed to offer maximum traction in slippery or wet conditions. The rubber itself will prevent penetration from winter elements such as rain and ice. The rubber sole, which measures approximately 3 inches, reaches a point just below the wearer's ankle. Once completed, this will offer enough protection to allow the wearer to linger in a pool of water which is more than 2 inches deep. In addition, style WJ01 does not feature any of the four enumerated exceptions which would prevent classification as protective footwear. Notwithstanding the hole in its sole, WJ01 is designed to offer protection from inclement weather conditions.

Furthermore, Rallye advertises and markets its products as protective footwear. According to its website, Rallye's products "are **designed** to withstand the challenging elements of Canadian winters and provide comfort and durability³." (Emphasis added). By Rallye's own admission, the boots are designed to be worn as protection against inclement weather conditions.

Pursuant to 19 U.S.C. §1625(c), CBP published a proposed notice of revocation of NY L83296, on January 10, 2007. See *Customs Bulletin*, Volume 41, No. 3. On February 7, 2007, one comment was received in response to the publication of the proposed revocation. The comment supported CBP's

³http://www.rallyefootwear.com/about_en.htm

decision to re-classify the subject Bean Boot bottom in subheading 6402.99, HTSUS. The comment also raised two further arguments in support of the revocation.

The first argument concerns the protection of a domestic U.S. industry through increased duty rates. According to the commenter, “the appellate courts . . . have consistently recognized that where Congress has expressed a desire to protect a domestic American industry the customs laws should be so construed.” Tariff provisions designed and intended to protect a domestic industry should be construed, to the extent possible, so as to effectuate the legislative purpose of the act. This notion has been expressly extended to the rubber and plastic footwear tariff provisions. While true, this argument does not affect our classification analysis in this matter.

The second argument concerns the issue of tariff engineering. “It is a principle of Customs law that imported merchandise is dutiable in its condition as imported, except in the instance . . . of deception, disguise or artifice resorted to for the purpose of perpetrating a fraud of the revenue.” Simod America v. United States, 872 F.2d 1572, 1577 (1989) (Citing United States v. Citroen, 223 U.S. 407 (1912)). With respect to tariff engineering, “the inquiry must be — Does the article, as imported, fall within the description sought to be applied?” Citroen, 488. The commenter asserts that Rallye’s treatment of the boot bottom amounted to disguise because of the intentional alteration of the sole.

It is true that in the instant case, the article does not fit within the description of the merchandise sought to be applied. Nonetheless, the importer’s conduct does not rise to the level of disguise or artifice. The goods were described fully and completely in the initial ruling request. “So long as no deception is practiced, so long as the goods are truly invoiced and freely and honestly exposed to the officers of customs for their examination, no fraud is committed, no penalty is incurred.” Meritt v. Welsh, 104 U.S. 694, 704 (1882).

HOLDING:

By application of GRI 6, applying GRI 1, the Bean Boot bottom is classified in subheading 6402.99.33, HTSUS, the provision for: “[o]ther footwear with outer soles and uppers of rubber or plastics: Other footwear: Other: Other: Footwear designed to be worn over, or in lieu of, other footwear as a protection against water, oil, grease or chemicals or cold or inclement weather.” The 2007, Column 1, general rate of duty is 37.5 percent *ad valorem*.

EFFECT ON OTHER RULINGS:

NY L83296, dated March 25, 2005, is hereby revoked.

In accordance with 19 U.S.C. 1625(c), this ruling will become effective 60 days after its publication in the Customs Bulletin.

Gail A. Hamill for MYLES B. HARMON,
Director,
Commercial and Trade Facilitation Division.

