

# U.S. Customs and Border Protection



## **AGENCY INFORMATION COLLECTION ACTIVITIES:**

### **Customs Modernization Act Recordkeeping Requirements**

**AGENCY:** U.S. Customs and Border Protection (CBP), Department of Homeland Security.

**ACTION:** 60-Day Notice and request for comments; Extension of an existing collection of information.

**SUMMARY:** As part of its continuing effort to reduce paperwork and respondent burden, CBP invites the general public and other Federal agencies to comment on an information collection requirement concerning the Customs Modernization Act Recordkeeping Requirements. This request for comment is being made pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104–13).

**DATES:** Written comments should be received on or before May 7, 2012, to be assured of consideration.

**ADDRESSES:** Direct all written comments to U.S. Customs and Border Protection, Attn: Tracey Denning, Regulations and Rulings, Office of International Trade, 799 9th Street NW., 5th Floor, Washington, DC 20229–1177.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information should be directed to Tracey Denning, U.S. Customs and Border Protection, Regulations and Rulings, Office of International Trade, 799 9th Street NW., 5th Floor, Washington, DC 20229–1177, at 202–325–0265.

**SUPPLEMENTARY INFORMATION:** CBP invites the general public and other Federal agencies to comment on proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104–13). The comments should address: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimates of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of

the information to be collected; (d) ways to minimize the burden including the use of automated collection techniques or the use of other forms of information technology; and (e) the annual cost burden to respondents or record keepers from the collection of information (total capital/startup costs and operations and maintenance costs). The comments that are submitted will be summarized and included in the CBP request for Office of Management and Budget (OMB) approval. All comments will become a matter of public record. In this document CBP is soliciting comments concerning the following information collection:

**Title:** Customs Modernization Act Recordkeeping Requirements.

**OMB Number:** 1651-0076.

**Form Number:** None.

**Abstract:** The North American Free Trade Agreement Implementation Act, Title VI, known as the Customs Modernization Act (Mod Act) amended title 19 U.S.C. 1508, 1509 and 1510 by revising Customs and Border Protection (CBP) laws related to recordkeeping, examination of books and witnesses, regulatory audit procedures and judicial enforcement. Specifically, the Mod Act expanded the list of parties subject to CBP recordkeeping requirements, distinguished between records which pertain to the entry of merchandise and financial records needed to substantiate the correctness of information contained in entry documentation, and identified a list of records which must be maintained and produced upon request by CBP. The information and records are used by CBP to verify the accuracy of the claims made on the entry documents regarding the tariff status of imported merchandise, admissibility, classification/nomenclature, value and rate of duty applicable to the entered goods. The Mod Act record keeping requirements are provided for by 19 CFR part 163.

**ACTION:** CBP proposes to extend the expiration date of this information collection with a change to the burden hours as a result of a revised estimate of the number of respondents currently complying with these recordkeeping provisions.

**Type of Review:** Extension (with change).

**Affected Public:** Businesses.

**Estimated Number of Respondents:** 5,459.

**Estimated Number of Total Annual Responses:** 5,459.

**Estimated Time per Response:** 1,040 hours.

**Estimated Annual Burden Hours:** 5,677,360.

Dated: March 1, 2012.

TRACEY DENNING,  
*Agency Clearance Officer,*  
*U.S. Customs and Border Protection.*

[Published in the Federal Register, March 7, 2012 (77 FR 13617)]

**AGENCY INFORMATION COLLECTION ACTIVITIES:**

**Dominican Republic-Central America-United States Free Trade Agreement (CAFTA-DR)**

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

**ACTION:** 30-Day Notice and request for comments; Extension of an existing collection of information.

**SUMMARY:** U.S. Customs and Border Protection (CBP) of the Department of Homeland Security will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act: Dominican Republic-Central America-United States Free Trade Agreement (CAFTA-DR). This is a proposed extension of an information collection that was previously approved. CBP is proposing that this information collection be extended with a change to the burden hours. This document is published to obtain comments from the public and affected agencies. This proposed information collection was previously published in the **Federal Register** (76 FR 75893) on December 5, 2011, allowing for a 60-day comment period. One comment was received. This notice allows for an additional 30 days for public comments. This process is conducted in accordance with 5 CFR 1320.10.

**DATES:** Written comments should be received on or before April 6, 2012.

**ADDRESSES:** Interested persons are invited to submit written comments on this proposed information collection to the Office of Information and Regulatory Affairs, Office of Management and Budget. Comments should be addressed to the OMB Desk Officer for Customs and Border Protection, Department of Homeland Security, and sent via electronic mail to [ira\\_submission@omb.eop.gov](mailto:ira_submission@omb.eop.gov) or faxed to (202) 395-5806.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information should be directed to Tracey Denning, U.S.

Customs and Border Protection, Regulations and Rulings, Office of International Trade, 799 9th Street NW., 5th Floor, Washington, DC 20229-1177, at 202-325-0265.

**SUPPLEMENTARY INFORMATION:** CBP invites the general public and other Federal agencies to comment on proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104-13; 44 U.S.C. 3505(c)(2)). The comments should address: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimates of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden including the use of automated collection techniques or the use of other forms of information technology; and (e) the annual costs burden to respondents or record keepers from the collection of information (a total capital/startup costs and operations and maintenance costs). The comments that are submitted will be summarized and included in the CBP request for Office of Management and Budget (OMB) approval. All comments will become a matter of public record. In this document CBP is soliciting comments concerning the following information collection:

**Title:** Dominican Republic-Central America-United States Free Trade Agreement (CAFTA-DR).

**OMB Number:** 1651-0125.

**Form Number:** None.

**Abstract:** On August 5, 2004, the United States entered into the Dominican Republic-Central America-United States Free Trade Agreement with Costa Rica, the Dominican Republic, El Salvador, Guatemala, Honduras, and Nicaragua, (also known as CAFTA-DR.) The Agreement was approved by Congress in section 101(a) of the Dominican Republic-Central America-United States Free Trade Agreement Implementation Act, Public Law 109-53, 119 Stat. 462 (19 U.S.C. 4001 et seq.), as amended by Sec. 1634(d) of the Pension Protection Act of 2006 (Pub. L. 109-280), and provides for preferential tariff treatment of certain goods originating in one or more of the CAFTA-DR countries. It was signed into law on August 2, 2005, and the president proclaimed the implementation dates as follows: El Salvador (3/1/06), Honduras (4/1/06), Nicaragua (4/1/04), Guatemala (7/1/06), Dominican Republic (3/1/07) and Costa Rica (1/1/09).

In order to ascertain if CAFTA-DR imported goods are eligible for preferential tariff treatment, a certification and supporting docu-

ments may be requested by CBP. This collection of information is provided for by 19 CFR 10.583 through 19 CFR 10.592. Guidance on filing claims under CAFTA-DR may be found at: [http://www.cbp.gov/xp/cgov/trade/trade\\_programs/international\\_agreements/free\\_trade/dominican\\_republic/](http://www.cbp.gov/xp/cgov/trade/trade_programs/international_agreements/free_trade/dominican_republic/).

**Current Actions:** CBP proposes to extend the expiration date of this information collection with a change to the burden hours. Specifically, estimated number of responses was lowered from 10,000 to 3,000 based on revised estimates by CBP. The time per response was increased from 24 minutes to 2 hours based on public comments that CBP received. There is no change to the information collected.

**Type of Review:** Extension (with change).

**Affected Public:** Businesses.

**Estimated Number of Respondents:** 1,000.

**Estimated Number of Responses per Respondent:** 3.

**Estimated Number of Total Annual Responses:** 3,000.

**Estimated Time per Response:** 2 hours.

**Estimated Total Annual Burden Hours:** 6,000.

Dated: March 1, 2012.

TRACEY DENNING,  
*Agency Clearance Officer,*  
*U.S. Customs and Border Protection.*

[Published in the Federal Register, March 7, 2012 (77 FR 13618)]

## AGENCY INFORMATION COLLECTION ACTIVITIES:

### General Declaration

**AGENCY:** U.S. Customs and Border Protection (CBP), Department of Homeland Security.

**ACTION:** 60-Day Notice and request for comments; Extension of an existing collection of information.

**SUMMARY:** As part of its continuing effort to reduce paperwork and respondent burden, CBP invites the general public and other Federal agencies to comment on an information collection requirement concerning the General Declaration (CBP Form 7507). This request for comment is being made pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104-13).

**DATES:** Written comments should be received on or before May 7, 2012, to be assured of consideration.

**ADDRESSES:** Direct all written comments to U.S. Customs and Border Protection, Attn: Tracey Denning, Regulations and Rulings, Office of International Trade, 799 9th Street NW., 5th Floor, Washington, DC 20229–1177.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information should be directed to Tracey Denning, U.S. Customs and Border Protection, Regulations and Rulings, Office of International Trade, 799 9th Street NW., 5th Floor, Washington, DC 20229–1177, at 202–325–0265.

**SUPPLEMENTARY INFORMATION:** CBP invites the general public and other Federal agencies to comment on proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104–13). The comments should address: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency’s estimates of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden including the use of automated collection techniques or the use of other forms of information technology; and (e) the annual cost burden to respondents or record keepers from the collection of information (total capital/startup costs and operations and maintenance costs). The comments that are submitted will be summarized and included in the CBP request for Office of Management and Budget (OMB) approval. All comments will become a matter of public record. In this document CBP is soliciting comments concerning the following information collection:

**Title:** General Declaration (Outward/Inward).

**OMB Number:** 1651–0002.

**Form Number:** CBP Forms 7507.

**Abstract:** CBP Form 7507, *General Declaration (Outward/Inward)*, must be filed for all aircraft entering under the provisions of 19 CFR 122.41. This form is used to document clearance by the arriving aircraft at the required inspectional facilities and inspections by appropriate regulatory agency staffs. CBP Form 7507 collects information about the flight routing, the numbers of passengers embarking and disembarking, a declaration of health for the persons on board, details about disinfecting and sanitizing treatments during the flight, and a declaration attesting to the accuracy and completeness and truthfulness of all other documents that make up the manifest.

CBP Form 7507 is authorized by 19 U.S.C. 1431, 1433, and 1644a; 39 U.S.C. 602(b) and provided for by 19 CFR 122.43, 122.48, 122.54, 122.73, and 122.

**ACTION:** CBP proposes to extend the expiration date of this information collection with no change to the burden hours or to CBP Forms 7507.

**Type of Review:** Extension (without change).

**Affected Public:** Businesses.

**Estimated Number of Respondents:** 500.

**Estimated Number of Total Annual Responses:** 1,000,000.

**Estimated Time per Response:** 5 minutes.

Dated: March 1, 2012.

TRACEY DENNING,  
*Agency Clearance Officer,*  
*U.S. Customs and Border Protection.*

[Published in the Federal Register, March 7, 2012 (77 FR 13617)]

**GENERAL NOTICE**  
**Copyright, Trademark, and Trade Name Recordations**  
**(No. 2 2012)**

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

**SUMMARY:** The following copyrights, trademarks, and trade names were recorded with U.S. Customs and Border Protection in February 2012. The last notice was published in the CUSTOMS BULLETIN on February 15, 2012.

Corrections or updates may be sent to: Intellectual Property Rights Branch, Regulations and Rulings, Office of International Trade, U.S. Customs and Border Protection, 799 9<sup>th</sup> Street, NW., 5<sup>th</sup> Floor, Washington, D.C. 20229-1177.

**FOR FURTHER INFORMATION CONTACT:** Delois Johnson, Paralegal, Intellectual Property Rights Branch, Regulations & Rulings, Office of International Trade, (202) 325-0088.

Dated: March 8, 2012

CHARLES R. STEUART  
*Chief, Intellectual Property Rights Branch*  
*Regulations & Rulings*  
*Office of International Trade*

## CBP IPR RECORDATION — DECEMBER 2010

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 02-00197	2/28/2012	3/2/2021	RED BULL	RED BULL GMBH	No
TMK 02-00615	2/28/2012	2/9/2022	PUMA AND LEAPING PUMA DESIGN	PUMA SE	No
TMK 02-00997	2/28/2012	12/25/2021	P (STYLIZED)	PITTSBURGH ASSOCIATES	No
TMK 02-01047	2/8/2012	12/2/2018	WD-40	WD-40 MANUFACTURING COMPANY	No
TMK 02-00850	2/28/2012	2/26/2022	MILWAUKEE BREWERS AND DESIGN	"MILWAUKEE BREWERS BASEBALL CLUB, LP"	No
TMK 04-00604	2/28/2012	9/18/2021	CORONA EXTRA LA CERVEZA MAS FINA & CROWN AND GRIFFINS	"CERVECERIA MODELO, S.A. DE C.V."	No
COP 12-00012	2/28/2012	2/28/2032	LUVERIS 75 IU -BOX (CODE E5150101B) AND PATIENT LEAFLET (CODE N5150101F)	"ARES TRADING S.A."	No
TMK 04-00601	2/28/2012	9/18/2021	CORONA AND DESIGN	"CERVECERIA MODELO, S.A. DE C.V."	No
TMK04-00597	2/28/2012	9/18/2021	CORONA (STYLIZED)	"CERVECERIA MODELO, S.A. DE C.V."	No
TMK 04-00605	2/28/2012	9/18/2021	CORONA EXTRA (STYLIZED)	"CERVECERIA MODELO, S.A. DE C.V."	No
COP 12-00032	2/28/2012	2/28/2032	DRAGON PLUSH FOLDING STUFFED ANIMAL	"CJ PRODUCTS, LLC."	No
TMK 05-00699	2/28/2012	11/27/2021	EQUESTRIAN KNIGHT DESIGN	BURBERRY LIMITED	No
TMK 02-00650	2/28/2012	2/9/2022	PUMA AND LEAPING PUMA DESIGN	PUMA SE	No
TMK 12-00221	2/28/2012	8/23/2021	UD	URBAN DECAY COSMETICS LLC	No
TMK 07-00089	2/28/2012	2/5/2022	DESIGN ONLY	"LOREAL USA CREATIVE, INC."	No



## CBP IPR RECORDATION — DECEMBER 2010

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
COP 12-00013	2/28/2012	2/28/2032	GONAL-F RFF 75 IU -BOX CODE (E1970102D) AND PATIENT LEAFLET (CODE N1970103D)	ARES TRADING S.A.	No
TMK 07-00350	2/28/2012	3/24/2022	BEANO	"BLOCK DRUG COMPANY, INC."	No
TMK 07-00265	2/28/2012	4/20/2022	MASSENGILL	SMITHKLINE BEECHAM CORPORATION	No
TMK 07-00431	2/28/2012	1/19/2022	NICORETTE	GLAXOSMITHKLINE CONSUMER HEALTHCARE L.P.	No
TMK 08-00842	2/28/2012	11/26/2022	ELIE TAHARI	ELIE TAHARI	No
TMK 05-00664	2/28/2012	12/24/2021	T & CO	TIFFANY (NJ) LLC.	No
TMK 02-00080	2/28/2012	1/10/2019	CHICO'S	"CHICO'S BRANDS INVESTMENTS, INC."	No
TMK 12-00212	2/28/2012	8/19/2018	CRISTALOVE	"R.M. MFG., CO."	No
TMK 09-00475	2/28/2012	1/5/2022	QUINTERO	"MAX ROHR, INC."	No
TMK 09-00476	2/28/2012	3/26/2022	CONFIGURATION OF ROMEO AND JULIETA STANDING ON A BALCONY	"MAX ROHR, INC."	No
TMK 09-00479	2/28/2012	1/12/2022	SAINT LUIS REY	"MAX ROHR, INC."	No
TMK 09-00849	2/15/2012	12/16/2021	CONMAR	IDEAL FASTENER CORPORATION	No
TMK 10-00396	2/28/2012	1/19/2022	MAZDA	MAZDA MOTOR CORPORATION	No

## CBP IPR RECORDATION — DECEMBER 2010

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 12-00211	2/28/2012	6/21/2018	HARD ROCK CAFE AND DESIGN	"HARD ROCK CAFE INTERNATIONAL (USA), INC."	No
TMK 12-00213	2/28/2012	1/28/2016	HUGGIES	"KIMBERLY-CLARK WORLDWIDE, INC."	No
TMK 12-00215	2/28/2012	10/6/2019	URBAN DECAY	URBAN DECAY COSMETICS LLC	No
TMK 12-00210	2/28/2012	4/21/2021	MRS. TIGGY WINKLE	"FREDERICK WARNE & COMPANY, INC."	No
COP 12-00015	2/2-8/2012	2/28/2032	ANNOYING ORANGE	"ANNOYING ORANGE, INC."	No
COP 12-00020	2/28/2012	2/28/2032	GRAPEFRUIT	"ANNOYING ORANGE, INC."	No
COP 12-00016	2/28/2012	2/28/2032	MARSHMALLOW	"ANNOYING ORANGE, INC."	No
COP 12-00017	2/28/2012	2/28/2032	MIDGET APPLE	"ANNOYING ORANGE, INC."	No
COP 12-00018	2/28/2012	2/28/2032	PASSION FRUIT	"ANNOYING ORANGE, INC."	No
COP 12-00019	2/28/2012	2/28/2032	PEAR.	"ANNOYING ORANGE, INC."	No
TMK 12-00190	2/28/2012	1/31/2022	EXPRESS	"EXPRESS, LLC"	No
TMK 12-00148	2/8/2012	1/31/2022	DESIGN OF A GRIFFIN DESIGN	"EXPRESS, LLC"	No
TMK 06-01472	2/28/2012	7/16/2022	PUREOLOGY	"L'OREAL USA CREATIVE, INC."	No
COP 12-00025	2/28/2012	2/28/2032	GONAL-F MULTI-DOSE 450 IU -BOX (CODE E19D0104B) AND PATIENT LEAFLET (CODE N19Z0101C)	ARES TRADING S.A.	No

## CBP IPR RECORDATION — DECEMBER 2010

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tm	Owner Name	GM Restricted
COP 12-00022	2/28/2012	2/28/2032	GONAL-F MULTIDOSE 1050 IU-BOX (CODE E19E0103B) AND PATIENT LEAFLET (CODE N19Z0101C)	ARES TRADING S.A.	No
COP 12-00021	2/28/2012	2/28/2032	GONAL-F RFF PEN 300 IU -BOX CODE (E1990101D) AND PATIENT LEAFLET (CODE N19Z0103D)	ARES TRADING S.A.	No
COP 12-00023	2/28/2012	2/28/2032	GONAL-F RFF PEN 900 IU -BOX (CODE E19B0102D) AND PATIENT LEAFLET (CODE N19Z0103D)	"ARES TRADING S.A.,"	No
COP 12-00024	2/28/2012	2/28/2032	OVIDREL 250 DOSAGE -BOX (CODE E54G0101B) AND PATIENT LEAFLET (CODE N54G0101B)	"ARES TRADING S.A.,"	No
TMK 12-00207	2/28/2012	11/1/2021	UD	URBAN DECAY COSMETICS LLC	No
TMK 12-00191	2/28/2012	11/23/2020	DESIGN	LEGO JURIS A/S	No
COP 12-00031	2/28/2012	2/28/2032	BISON PLUSH FOLDING STUFFED ANIMAL	"CJ PRODUCTS, LLC."	No
COP 12-00010	2/10/2012	2/10/2032	ZORBITIVE 8.8 MG -BOX (CODE E8840101B) AND PATIENT LEAFLET CODE N8840101D.	"ARES TRADING S.A.,"	No

## CBP IPR RECORDATION — DECEMBER 2010

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tm	Owner Name	GM Restricted
COP 12-00026	2/28/2012	2/28/2032	GONAL-F RFF PEN 75 IU -BOX CODE (E1970101D) AND PATIENT LEAFLET (CODE N1970103D)	"ARES TRADING S.A.,"	No
TMK 12-00192	2/28/2012	10/25/2015	KIRBY	NINTENDO OF AMERICA INC.	No
TMK 12-00147	2/8/2012	9/7/2020	CAROTONE	"ADVANCED BEAUTY COSMETICS, INC."	No
TMK 12-00135	2/8/2012	1/26/2018	TROPICAL PURO SABOR NACIONAL	BALORU S.A.	No
TMK 12-00150	2/10/2012	8/16/2021	NAKED URBAN DECAY	URBAN DECAY COSMETICS LLC	No
TMK 12-00193	2/28/2012	8/2/2021	EC ELEMENT CASE	ELEMENT CASE INC.	No
TMK 12-00153	2/10/2012	1/17/2022	FYRFLYZ	I-STAR ENTERTAINMENT LLC	No
TMK 12-00152	2/10/2012	12/4/2021	POKEMON STYLIZED	NINTENDO OF AMERICA INC.	No
TMK 12-00200	2/28/2012	12/4/2021	POKEMON STYLIZED	NINTENDO OF AMERICA INC.	No
TMK 12-00145	2/8/2012	1/31/2022	JOHN CARTER OF MARS	"EDGAR RICE BURROUGHS, INC."	No
TMK 12-00136	2/8/2012	4/19/2021	MANZANA QUEEN AND DESIGN	BALORU S.A.	No
TMK 12-00138	2/8/2012	4/19/2021	TROPICAL BALORU AND DESIGN	BALORU S.A.	No
TMK 12-00144	2/8/2012	4/14/2021	MR. JEREMY FISHER	"FREDERICK WARNE & COMPANY, INC."	No
TMK 12-00146	2/8/2012	7/12/2015	SANDALJ	SANDALJ TRADING COMPANY S.P.A.	No
TMK 12-00137	2/8/2012	3/8/2021	TROPICAL QUEEN AND DESIGN	BALORU S.A.	No
TMK 12-00140	2/8/2012	3/8/2021	BALORU AND DESIGN	BALORU S.A.	No

**CBP IPR RECORDATION — DECEMBER 2010**

<b>Recordation No.</b>	<b>Effective Date</b>	<b>Expiration Date</b>	<b>Name of Cop/Tmk/Tnm</b>	<b>Owner Name</b>	<b>GM Restricted</b>
TMK 12-00139	2/8/2012	4/19/2021	MANZANA BALORU AND DESIGN	BALORU S.A.	No
TMK 12-00141	2/8/2012	4/26/2021	TROPICAL	BALORU S.A.	No
COP 12-00028	2/28/2012	2/28/2032	GONAL-F RFF PEN 450 IU -BOX CODE (E19D0102D) AND PATIENT LEAFLET (CODE N19Z0103D)	"ARES TRADING S.A.,"	No
TMK 12-00194	2/28/2012	8/31/2020	SUPERSPEED CERTIFIED USB AND DESIGN	UNIVERSAL SERIAL BUS IMPLEMENTERS FORUM INC.	No
TMK 12-00195	2/28/2012	11/22/2021	8507	FRICITION MATERIALS STANDARDS INSTITUTE INC.	No
TMK 12-00181	2/28/2012	4/25/2020	MANITA DE LA SUERTE AND DESIGN	GRUPO BIMBO S.A.B. DE C.V. CORPORATION	No
TMK 12-00182	2/28/2012	5/6/2013	PHOENIX EAST	PHOENIX EAST AVIATION	No
TMK 12-00183	2/28/2012	9/9/2013	TRANS NORTHERN AIRWAYS	TRANS NORTHERN AIRWAYS	No
TMK 12-00184	2/28/2012	2/5/2022	NE AND DESIGN	"NEW ERA CAP CO., INC."	No
TMK 12-00185	2/28/2012	4/6/2020	59FIFTY	"NEW ERA CAP CO., INC."	Yes
TMK 12-00199	2/28/2012	7/24/2017	INFINEON	INFINEON TECHNOLOGIES AG	No
TMK 12-00186	2/28/2012	10/30/2021	DESIGN	SYNCSORT INCORPORATED	No
COP 12-00011	2/28/2012	2/28/2032	TRIBAL EYE	"TAMARIAN CARPETS, LLC"	No
TMK 12-00151	2/10/2012	7/12/2015	LA HABANERA AND DESIGN	"LA TABACALERA, C. POR A."	No
TMK 12-00149	2/10/2012	1/10/2022	CHIC BABY ROSE	KRISTYN KIPP	No

## CBP IPR RECORDATION — DECEMBER 2010

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 12-00187	2/28/2012	12/20/2021	USA AND DESIGN	UNITED STATES OLYMPIC COMMITTEE	No
TMK 12-00188	2/28/2012	10/25/2021	SENSATIONAL BABY FROM INFANT MESSAGE USA AND DESIGN	INFANT MESSAGE USA CORPORATION	No
COP 12-00014	2/28/2012	2/28/2032	GRANDPA LEMON	"ANNOYING ORANGE, INC."	No
TMK 12-00205	2/28/2012	12/11/2017	CLEAR QUICK	TOMJAI ENTERPRISES CORP.	No
TMK 12-00216	2/28/2012	4/4/2016	TETMOSOL	TOMJAI ENTERPRISES CORP.	No
TMK 12-00180	2/28/2012	2/5/2018	MEMORIES OF RHODESIA	MEMORIES OF RHODESIA INC.	No
TMK 12-00197	2/28/2012	9/6/2015	MAXI LIGHT	NOUVELLE PARFUMERIE GANDOUR	No
TMK 12-00142	2/8/2012	7/15/2013	CLEAR CARE	NOVARTIS AG	No
TMK 12-00198	2/28/2012	7/18/2016	PERFECTING BRITENER	"TOMJAI ENTERPRISES, CORP."	No
TMK 12-00202	2/28/2012	3/18/2018	SWIFT-LITE	SWIFT-LITE CHARCOAL USA	No
TMK 12-00208	2/28/2012	12/22/2019	XTREME BRITE	"TOMJAI ENTERPRISES, CORP."	No
TMK 12-00143	2/8/2012	8/19/2018	AIR OPTIX	NOVARTIS AG	No
TMK 12-00206	2/28/2012	1/7/2022	MOTOROLA	"MOTOROLA TRADEMARK HOLDINGS, LLC"	No
TMK 12-00165	2/28/2012	6/25/2018	LIFTON	"BANANA GUITARS, INC."	No
TMK 12-00166	2/28/2012	2/4/2022	M AND DESIGN	"MOTOROLA TRADEMARK HOLDINGS, LLC"	No
TMK 12-00167	2/28/2012	11/9/2020	BOUDREAU'S	"GULF MARINE PRODUCTS, INC."	No
TMK 12-00168	2/28/2012	8/2/2021	IDHAYAM	MEENAKSHI OVERSEAS LLC	No

## CBP IPR RECORDATION — DECEMBER 2010

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tm	Owner Name	GM Restricted
COP 12-00029	2/28/2012	2/28/2032	I-INSECT DISPLAY PACKAGE	"INNOVATION FIRST, INC."	No
COP 12-00030	2/28/2012	2/28/2032	I-INSECT BLISTER PACKAGE.	"INNOVATION FIRST, INC."	No
TMK 12-00169	2/28/2012	7/24/2017	JOHAN.B	GAPARDIS INC	No
TMK 12-00170	2/28/2012	11/29/2021	DIVX	DIVX LLC	No
TMK 12-00173	2/28/2012	9/3/2016	DESIGN (BOTTLE AND CAP)	"VI-JON, INC."	Yes
TMK 12-00172	2/28/2012	2/6/2021	DC STAR LOGO	"DC SHOES, INC."	No
TMK 12-00171	2/28/2012	6/27/2021	MOTOROLA	"MOTOROLA TRADEMARK HOLDINGS, LLC"	No
TMK 12-00176	2/28/2012	6/20/2015	KAPOW	ROGER GORDON PHILLIPS	No
TMK 12-00175	2/28/2012	4/5/2015	MARY'S GONE CRACKERS	"MARY'S GONE CRACKERS, INC."	No
TMK 12-00177	2/28/2012	12/20/2020	OBOL	MICHAEL ROBERTS	No
TMK 12-00174	2/28/2012	10/28/2013	LIB TECHNOLOGIES	"MERVIN MANUFACTURING, INC."	No
TMK 12-00196	2/28/2012	10/19/2020	MARY'S GONE CRACKERS AND DESIGN	"MARY'S GONE CRACKERS, INC."	No
TMK 12-00179	2/28/2012	4/7/2019	MATRIOSHKA	ALTREX	No
TMK 12-00209	2/28/2012	11/22/2021	7997	FRICTION MATERIALS STANDARDS INSTITUTE INC.	No
TMK 12-00178	2/28/2012	1/24/2022	EO AND DESIGN	SMALL WORLD TRADING COMPANY	No
TMK 12-00203	2/28/2012	1/11/2021	USA AND DESIGN	UNITED STATES OLYMPIC COMMITTEE	Yes
TMK 12-00201	2/28/2012	8/16/2021	NAKED URBAN DECAY	URBAN DECAY COSMETICS LLC	No

**CBP IPR RECORDATION — DECEMBER 2010**

<b>Recordation No.</b>	<b>Effective Date</b>	<b>Expiration Date</b>	<b>Name of Cop/Tmk/Tnm</b>	<b>Owner Name</b>	<b>GM Restricted</b>
TMK 12-00189	2/28/2012	11/22/2021	7915	FRICITION MATERIALS STANDARDS INSTITUTE INC.	No
TMK 12-00155	2/28/2012	11/22/2021	8440	FRICITION MATERIALS STANDARDS INSTITUTE INC.	No
TMK 12-00156	2/28/2012	12/20/2021	TEAM USA AND DESIGN	UNITED STATES OLYMPIC COMMITTEE	No
TMK 12-00157	2/28/2012	1/10/2016	DC STAR LOGO	"DC SHOES, INC."	No
TMK 12-00158	2/28/2012	11/22/2021	D1011	FRICITION MATERIALS STANDARDS INSTITUTE INC.	No
TMK 12-00159	2/28/2012	11/22/2021	D1328	FRICITION MATERIALS STANDARDS INSTITUTE INC.	No
TMK 12-00204	2/28/2012	12/21/2020	SUPERSPEED CERTIFIED USB AND DESIGN	UNIVERSAL SERIAL BUS IMPLEMENTERS FORUM INC.	No
TMK 12-00220	2/28/2012	7/9/2012	CERTIFIED USB AND DESIGN	UNIVERSAL SERIAL BUS IMPLEMENTERS FORUM INC.	No
TMK 12-00160	2/28/2012	7/27/2020	SS	UNIVERSAL SERIAL BUS IMPLEMENTERS FORUM INC.	No
TMK 12-00161	2/28/2012	11/22/2021	D1083	FRICITION MATERIALS STANDARDS INSTITUTE INC.	No
TMK 12-00217	2/28/2012	5/17/2021	SS AND DESUGB	UNIVERSAL SERIAL BUS IMPLEMENTERS FORUM INC.	No



**CBP IPR RECORDATION — DECEMBER 2010**

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 12-00219	2/28/2012	3/4/2013	USB-IF	UNIVERSAL SERIAL BUS IMPLEMENTERS FORUM INC.	No
TMK 12-00218	2/28/2012	7/22/2018	WIRELESS CERTIFIED USB AND DE-SIGN	UNIVERSAL SERIAL BUS IMPLEMENTERS FORUM INC.	No
TMK 12-00162	2/28/2012	11/22/2021	D1092	FRICTION MATERIALS STANDARDS INSTITUTE INC.	No
COP 12-00027	2/28/2012	2/28/2032	NOVANTRONE 20 MG / 10 ML BOX AND PATIENT LEAFLET.	ARES TRADING S.A.	No
TMK 12-00163	2/28/2012	11/22/2021	D1999	FRICTION MATERIALS STANDARDS INSTITUTE INC.	No
TMK 12-00164	2/28/2012	5/31/2021	TREASURE ISLAND WINES	"CASA NO COMPRENDE, INC.,"	No
TMK 12-00214	2/28/2012	4/8/2018	WIRELESS CERTIFIED USB	UNIVERSAL SERIAL BUS IMPLEMENTERS FORUM INC.	No
TMK 12-00154	2/28/2012	1/31/2022	ANGELO SASSETTI AND DESIGN	TRICANA INC.	No

Total Records: 134

Date as of: 3/2/2012

**PROPOSED MODIFICATION OF A RULING LETTER AND  
PROPOSED MODIFICATION OF TREATMENT RELATING  
TO THE ADMISSIBILITY OF JEWELRY SET WITH  
TUMBLING DIAMONDS FROM THE REPUBLIC OF ZAMBIA**

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

**ACTION:** Notice of proposed modification of a ruling letter and proposed modification of treatment relating to the admissibility jewelry set with tumbled diamonds from the Republic of Zambia.

**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) intends to modify a ruling concerning the admissibility of jewelry set with tumbled diamonds from the Republic of Zambia (Zambia). Similarly, CBP intends to modify any treatment previously accorded by CBP to substantially identical transactions. Comments are invited on the correctness of the proposed actions.

**DATES:** Comments must be received on or before April 20, 2012.

**ADDRESSES:** Written comments are to be addressed to the U.S. Customs and Border Protection, Office of International Trade, Regulations & Rulings, Attention: Trade and Commercial Regulations Branch, 799 9<sup>th</sup> Street, N.W., 5<sup>th</sup> Floor, Washington, D.C. 20229–1179. Submitted comments may be inspected at the address stated above during regular business hours. Arrangements to inspect submitted comments should be made in advance by calling Mr. Joseph Clark at (202) 325–0118.

**FOR FURTHER INFORMATION CONTACT:** Laurance W. Frierson, Tariff Classification and Marking Branch, at (202) 325–0371.

**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) (“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 U.S. Customs and Border Protection (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 public 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 to 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, this notice advises interested parties that CBP is proposing to modify a ruling letter pertaining to the admissibility of jewelry set with tumbled diamonds from Zambia. Although in this notice, CBP is specifically referring to New York Ruling Letter (NY) N018792, dated November 8, 2007 (Attachment A), this notice covers any ruling on this 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 one identified. No further rulings have been found. Any party who has received an interpretive ruling or decision (i.e., a ruling letter, internal advice memorandum or decision, or protest review decision) on the merchandise subject to this notice should advise CBP during the 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 proposing to modify any treatment previously accorded by CBP to substantially identical transactions. Any person involved in substantially identical transactions should advise 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 the final decision on this notice.

In NY N018792, set forth as Attachment A to this document, CBP stated that jewelry set with tumbled diamonds imported from Zambia is not admissible into the United States. CBP now clarifies that jewelry set with tumbled diamonds from Zambia is not subject to the

requirements of the U.S. Clean Diamond Trade Act (19 U.S.C. §3901) and is therefore admissible into the United States.

Pursuant to 19 U.S.C. §1625(c)(1), CBP proposes to modify NY N018792 and to revoke or modify any other ruling not specifically identified, in order to reflect the proper admissibility of the subject merchandise according to the analysis contained in the proposed Headquarters Ruling Letter (HQ) H173035, set forth as Attachment B to this notice. Additionally, pursuant to 19 U.S.C. §1625(c)(2), CBP is proposing to modify any treatment previously accorded by CBP to substantially identical transactions.

Before taking this action, consideration will be given to any written comment timely received.

Dated: February 23, 2012

IEVA K. O'ROURKE  
*for*

MYLES B. HARMON,  
*Director*

*Commercial and Trade Facilitation Division*

Attachments

## [ATTACHMENT A]

N018792

November 8, 2007

CLA-2-71:OT:RR:E:NC:SP:233

CATEGORY: Classification

TARIFF NO. 7102.39.0010; 7102.39.0050;

7113.11.5000; 7113.19.5000; 7116.20.1500

MR. DAVID E. HORTON III

TREASURES FROM THE PROPHET

3515 TULLAMORE ROAD

UNIVERSITY HEIGHTS, OHIO 44118

RE: The tariff classification of diamonds and jewelry from Zambia.

DEAR MR. HORTON:

In your letter dated October 20, 2007, you requested a tariff classification ruling.

You intend to import tumbled diamonds loose as well as set into jewelry. Tumbled diamonds are not considered “worked” but still in their rough state. A diamond that has been tumbled is where the surface has been rendered glossy and shiny by chemical treatment, also known as chemical polishing. Chemical polishing is different from traditional abrasive polishing in that the diamonds are not mounted individually and polished on a polishing wheel but are loaded, in bulk, into a chemical reactor.

Since the tumbled diamonds are considered rough and Zambia is not a member of the Kimberley Process Certification Scheme, these diamonds are not admissible into the United States, nor will the jewelry set with the tumbled diamonds be allowed into the United States. If the tumbled diamonds are cut and polished, both the diamonds and jewelry will be allowed into the country.

The applicable subheading for cut and polished diamonds will be 7102.39.0010, Harmonized Tariff Schedule of the United States (HTSUS), which provides for “Nonindustrial diamonds, Other, Weighing not over 0.5 carats each”. The duty rate will be free. The applicable subheading for cut and polished diamonds will be 7102.39.0050, HTSUS, which provides for “Nonindustrial diamonds, Other, Weighing over 0.5 carats each”. The duty rate will be free.

The applicable heading for cut and polished diamonds set in silver will be 7113.11.5000, HTSUS, which provides for “Silver Jewelry, Other”. The rate of duty will be 5% ad valorem. The applicable heading for cut and polished diamonds set in gold will be 7113.19.5000, HTSUS, which provides for “Precious metal jewelry, Other”. The rate of duty will be 5.5% ad valorem. The applicable heading for cut and polished diamonds set in copper will be 7116.20.1500, HTSUS, which provides for “Articles of precious stones, Jewelry, Valued over \$40 per piece”. The rate of duty will be 6.5% ad valorem.

Duty rates are provided for your convenience and are subject to change. The text of the most recent HTSUS and the accompanying duty rates are provided on World Wide Web at <http://www.usitc.gov/tata/hts/>.

Articles classifiable under subheading 7113.11.5000, 7113.19.5000 and 7116.20.1500, HTSUS, which are products of Zambia may be entitled to duty free treatment under the Generalized System of Preferences (GSP) upon compliance with all applicable regulations. The GSP is subject to modifica-

tion and periodic suspension, which may affect the status of your transaction at the time of entry for consumption or withdrawal from warehouse. To obtain current information on GSP, check our Web site at [www.cbp.gov](http://www.cbp.gov) and search for the term "GSP".

This ruling is being issued under the provisions of Part 177 of the Customs Regulations (19 C.F.R. 177).

A copy of the ruling or the control number indicated above should be provided with the entry documents filed at the time this merchandise is imported. If you have any questions regarding the ruling, contact National Import Specialist Lawrence Mushinske at 646-733-3036.

*Sincerely,*

ROBERT B. SWIERUPSKI

*Director,*

*National Commodity Specialist Division*

## [ATTACHMENT B]

HQ H173035  
CLA-2 OT:RR:CTF:TCM H173035 LWF  
CATEGORY: Admissibility

MR. DAVID E. HORTON, III  
TREASURES FROM THE PROPHET  
3515 TULLAMORE ROAD  
UNIVERSITY HEIGHTS, OHIO 44118

RE: Modification of New York Ruling Letter (NY) N018792; Admissibility of jewelry set with tumbled diamonds from the Republic of Zambia

DEAR MR. HORTON:

This modification is in reference to New York Ruling Letter (“NY”) N018792, dated November 8, 2007, issued to you concerning the tariff classification of loose tumbled diamonds, jewelry set with tumbled diamonds, loose cut and polished diamonds, and jewelry set with cut and polished diamonds. All articles were from the Republic of Zambia (Zambia). In NY N018792, U.S. Customs and Border Protection (CBP) stated that jewelry set with tumbled diamonds from Zambia will not be allowed into the United States because tumbled diamonds are considered rough and Zambia is not a member of the Kimberley Process Certification Scheme (“KPCS”). We have reviewed NY N018792 and find the ruling letter to be partially in error. For the reasons set forth below, we hereby modify NY N018792.

This modification applies only to the admissibility of the jewelry set with tumbled diamonds from Zambia. The classifications contained in NY N018792 of cut and polished loose diamonds under heading 7102, Harmonized Tariff Schedule of the United States (HTSUS), and the classifications of jewelry set with cut and polished diamonds under headings 7113 and 7116, HTSUS, remain unmodified. We also emphasize that, as stated in NY N018792, because tumbled diamonds are considered rough and Zambia is not a member of the KPCS, loose tumbled diamonds from Zambia are not admissible into the United States. Our analysis follows.

**FACTS:**

In your letter, dated October 20, 2007, you stated that you intended to import certain articles, including loose tumbled diamonds from Zambia, as well as jewelry set with tumbled diamonds from Zambia. You indicated that the jewelry would consist of silver, gold, or copper and that it would be set with tumbled diamonds. While you stated that each piece of jewelry would be valued at over \$40, you did not provide a carat weight of the tumbled diamonds which would be set in the jewelry.

NY N018792 states as follows:

Tumbled diamonds are not considered “worked,” but still in their “rough” state. A diamond that has been tumbled is where the surface has been rendered glossy and shiny by chemical treatment, also known as chemical polishing. Chemical polishing is different from traditional abrasive polishing in that the diamonds are not mounted individually and polished on a polishing wheel, but are loaded, in bulk, into a chemical reactor.

**ISSUE:**

Is silver, gold, or copper jewelry set with tumbled diamonds from Zambia admissible into the United States?

**LAW AND ANALYSIS:**

The U.S. Clean Diamond Trade Act of 2003 (“CDTA”), (Pub. L. 108–19, 117 Stat. 631), concerns efforts by the United States to curb the use of funds derived from the sale of rough diamonds by state actors and rebels to finance military activities and subvert international efforts to promote peace and stability. Section 4 of the CDTA (19 U.S.C. § 3903(a)) prohibits the importation into, or exportation from, the United States of any rough diamond, from whatever source, that has not been controlled through the Kimberley Process Certification Scheme. *See* Treasury Regulations section 592 (31 C.F.R. § 592). “Rough diamond” is defined in 19 U.S.C. § 3902(9) and 31 C.F.R. § 592.310 as meaning “any diamond that is unworked or simply sawn, cleaved, or bruted and classifiable under subheading 7102.10, 7102.21, or 7102.31 of the Harmonized Tariff Schedule of the United States.”

The HTSUS provisions referenced in 19 U.S.C. § 3902 are the following:

7102:	Diamonds, whether or not worked, but not mounted or set:
7102.10:	Unsorted...
7102.21:	Industrial: Unworked or simply sawn, cleaved or bruted:
7102.31:	Nonindustrial: Unworked or simply sawn, cleaved or bruted:

\* \* \* \* \*

Based on the CDTA definition of “rough diamond,” we find that the jewelry at issue is admissible into the United States and is not subject to Kimberley Process Certification Scheme requirements. The CDTA restricts the import of rough diamonds into the United States. The term “rough diamond” is defined in section 19 U.S.C. § 3902(9) as meaning any diamond that is unworked or simply sawn, cleaved, or bruted and classifiable under subheading 7102.10, 7102.21, or 7102.31, HTSUS. 31 C.F.R. § 592.310. Heading 7102, HTSUS, provides for “diamonds, whether or not worked, **but not mounted or set**” (emphasis added). By contrast, the instant merchandise consists of gold, silver, or copper jewelry set with tumbled diamonds from Zambia. Therefore, it is not classified in heading 7102, HTSUS. Because the merchandise is not classified in heading 7102, HTSUS, it is not considered a “rough diamond” under the CDTA. Consequently, the jewelry set with tumbled diamonds from Zambia is not subject to Kimberley Process Certification Scheme requirements and is not prohibited from import under the U.S. Clean Diamond Trade Act.

This modification applies only to the admissibility of jewelry set with tumbled diamonds from Zambia.

**HOLDING:**

As gold, silver, or copper jewelry set with tumbled diamonds is not classified in heading 7102, HTSUS, the tumbled diamonds do not fall within the



U.S. Clean Diamond Trade Act's definition of a "rough diamond." The jewelry is admissible into the United States under the terms of the CDTA.

Note, however, that rough diamonds from Zambia classified in subheadings 7102.10, 7102.21, or 7102.31, HTSUS, would not be admissible to the United States.

**EFFECT ON OTHER RULINGS:**

NY N018792, dated November 8, 2007, is modified.

*Sincerely,*

MYLES B. HARMON,

*Director*

*Commercial Trade and Facilitation Division*



**WITHDRAWAL OF REVOCATION OF RULING LETTER  
AND WITHDRAWAL OF REVOCATION OF TREATMENT  
RELATING TO THE TARIFF CLASSIFICATION OF SUNX  
FIBER SENSORS AND PHOTOELECTRIC SENSORS**

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

**ACTION:** Notice of withdrawal of proposed revocation of two ruling letters and withdrawal of proposed revocation of treatment relating to tariff classification of Sunx Fiber Sensors and photoelectric sensors.

**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 withdrawing its proposal to revoke two ruling letters concerning the tariff classification of Sunx Fiber Sensors and photoelectric sensors under the Harmonized Tariff Schedule of the United States (HTSUS). Similarly, CBP is withdrawing its intent to revoke any treatment previously accorded by CBP to substantially identical transactions. Notice of the proposed revocation was published on June 26, 2009, in Volume 43, Number 26, of the Customs Bulletin. Two comments were received in response to this notice, both opposing the proposed revocation.

**FOR FURTHER INFORMATION CONTACT:** Tamar Anolic, Tariff Classification and Marking Branch, (202) 325-0036.

## 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 to 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, CBP published a notice in the June 26, 2009, Customs Bulletin, Volume 43, Number 26, proposing to revoke New York Ruling Letters (NY) I87325 and K86469, dated October 25, 2002, and June 21, 2004, respectively, pertaining to the tariff classification of Sunx Fiber Sensors and photoelectric sensors, and to revoke any treatment accorded to substantially identical merchandise. Two comments were received in response to this notice.

In NY I87325 and NY K86469, CBP classified the subject Sunx Fiber Sensors and photoelectric sensors in subheading 8541.40.80, HTSUS, which provides for “Diodes, transistors and similar semiconductor devices: photosensitive semiconductor devices... light-emitting diodes; mounted piezoelectric crystals...Other: Optical coupled isolators.” After reviewing the comments in opposition to the proposed revocation, we now believe that NY I87325 and NY K86469 should stand.

As a result, CBP is hereby withdrawing its intent to revoke NY I87325 and NY K86469 and any other ruling not specifically identified. Additionally, CBP is withdrawing its intent to revoke any treatment previously accorded by CBP to substantially identical transactions.

Dated: February 23, 2012

IEVA K. O'ROURKE  
*for*

MYLES B. HARMON,  
*Director*

*Commercial and Trade Facilitation Division*

**ACCREDITATION AND APPROVAL OF COASTAL GULF  
AND INTERNATIONAL, INC. AS A COMMERCIAL GAUGER  
AND LABORATORY**

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

**ACTION:** Notice of accreditation and approval of Coastal Gulf and International, as a commercial gauger and laboratory.

**SUMMARY:** Notice is hereby given that, pursuant to 19 CFR 151.12 and 19 CFR 151.13, Coastal Gulf and International, Inc., 13607 River Road, Luling, LA 70070, has been approved to gauge and accredited to test petroleum and petroleum products, organic chemicals and vegetable oils for customs purposes, in accordance with the provisions of 19 CFR 151.12 and 19 CFR 151.13. Anyone wishing to employ this entity to conduct laboratory analyses and gauger services should request and receive written assurances from the entity that it is accredited or approved by the U.S. Customs and Border Protection to conduct the specific test or gauger service requested. Alternatively, inquiries regarding the specific test or gauger service this entity is accredited or approved to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to [cbp.labhq@dhs.gov](mailto:cbp.labhq@dhs.gov). Please reference the Web site listed below for a complete listing of CBP approved gaugers and accredited laboratories.

[http://cbp.gov/xp/cgov/import/operations\\_support/  
labs\\_scientific\\_svcs/commercial\\_gaugers/](http://cbp.gov/xp/cgov/import/operations_support/labs_scientific_svcs/commercial_gaugers/)

**DATES:** The accreditation and approval of Coastal Gulf and International, as commercial gauger and laboratory became effective on September 28, 2011. The next triennial inspection date will be scheduled for September 2014.

**FOR FURTHER INFORMATION CONTACT:** Christopher Mocella, Laboratories and Scientific Services, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue NW., Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: February 22, 2012.

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

[Published in the Federal Register, March 2, 2012 (77 FR 12865)]

**ACCREDITATION AND APPROVAL OF AMSPEC SERVICES  
LLC, AS A COMMERCIAL GAUGER AND LABORATORY**

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

**ACTION:** Notice of accreditation and approval of Amspec Services LLC, as a commercial gauger and laboratory.

**SUMMARY:** Notice is hereby given that, pursuant to 19 CFR 151.12 and 19 CFR 151.13, Amspec Services LLC, 12154 B River Road, St. Rose, LA 70087, has been approved to gauge and accredited to test petroleum and petroleum products, organic chemicals and vegetable oils for customs purposes, in accordance with the provisions of 19 CFR 151.12 and 19 CFR 151.13. Anyone wishing to employ this entity to conduct laboratory analyses and gauger services should request and receive written assurances from the entity that it is accredited or approved by the U.S. Customs and Border Protection to conduct the specific test or gauger service requested. Alternatively, inquiries regarding the specific test or gauger service this entity is accredited or approved to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to *cbp.labhq@dhs.gov*. Please reference the Web site listed below for a complete listing of CBP approved gaugers and accredited laboratories.

*http://cbp.gov/xp/cgov/import/operations\_support/  
labs\_scientific\_svcs/commercial\_gaugers/*

**DATES:** The accreditation and approval of Amspec Services LLC, as commercial gauger and laboratory became effective on August 18, 2011. The next triennial inspection date will be scheduled for August 2014.

**FOR FURTHER INFORMATION CONTACT:** Christopher Mocella, Laboratories and Scientific Services, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue NW., Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: February 22, 2012

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

[Published in the Federal Register, March 2, 2012 (77 FR 12866)]

## APPROVAL OF SAYBOLT LP, AS A COMMERCIAL GAUGER

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

**ACTION:** Notice of approval of Saybolt LP, as a commercial gauger.

**SUMMARY:** Notice is hereby given that, pursuant to 19 CFR 151.13, Saybolt LP, 190 James Drive East, Suite 110, St. Rose, LA 70087, has been approved to gauge petroleum, 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 to conduct gauger services should request and receive written assurances from the entity that it is approved by the U.S. Customs and Border Protection to conduct the specific gauger service requested. Alternatively, inquiries regarding the specific gauger service this entity is approved to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to *cbp.labhq@dhs.gov*. Please reference the Web site listed below for a complete listing of CBP approved gaugers and accredited laboratories.

*http://cbp.gov/xp/cgov/import/operations\_support/  
labs\_scientific\_svcs/commercial\_gaugers/*

**DATES:** The approval of Saybolt LP, as commercial gauger became effective on August 18, 2011. The next triennial inspection date will be scheduled for August 2014.

**FOR FURTHER INFORMATION CONTACT:** Christopher Mocella, Laboratories and Scientific Services, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue NW., Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: February 22, 2012.

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

[Published in the Federal Register, March 2, 2012 (77 FR 12868)]

**APPROVAL OF SAYBOLT LP, AS A COMMERCIAL GAUGER**

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

**ACTION:** Notice of approval of Saybolt LP, as a commercial gauger.

**SUMMARY:** Notice is hereby given that, pursuant to 19 CFR 151.13, Saybolt LP, 905C Eastern Blvd., Clarksville, IN 47129, has been approved to gauge petroleum, 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 to conduct gauger services should request and receive written assurances from the entity that it is approved by the U.S. Customs and Border Protection to conduct the specific gauger service requested. Alternatively, inquiries regarding the specific gauger service this entity is approved to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to *cbp.labhq@dhs.gov*. Please reference the Web site listed below for a complete listing of CBP approved gaugers and accredited laboratories.

*http://cbp.gov/xp/cgov/import/operations\_support/  
labs\_scientific\_svcs/commercial\_gaugers/*

**DATES:** The approval of Saybolt LP, as commercial gauger became effective on August 16, 2011. The next triennial inspection date will be scheduled for August 2014.

**FOR FURTHER INFORMATION CONTACT:** Christopher Mocella, Laboratories and Scientific Services, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue NW., Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: February 22, 2012.

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

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**APPROVAL OF INTERNATIONAL MARINE CONSULTANTS,  
AS A COMMERCIAL GAUGER**

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

**ACTION:** Notice of approval of International Marine Consultants, as a commercial gauger.

**SUMMARY:** Notice is hereby given that, pursuant to 19 CFR 151.13, International Marine Consultants, 429 Padre Rufo St. Floral Park, Hato Rey, PR 00917, has been approved to gauge petroleum, 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 to conduct gauger services should request and receive written assurances from the entity that it is approved by the U.S. Customs and Border Protection to conduct the specific gauger service requested. Alternatively, inquiries regarding the specific gauger service this entity is approved to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to [cbp.labhq@dhs.gov](mailto:cbp.labhq@dhs.gov). Please reference the Web site listed below for a complete listing of CBP approved gaugers and accredited laboratories.

[http://cbp.gov/xp/cgov/import/operations\\_support/labs\\_scientific\\_svcs/commercial\\_gaugers/](http://cbp.gov/xp/cgov/import/operations_support/labs_scientific_svcs/commercial_gaugers/)

**DATES:** The approval of International Marine Consultants as commercial gauger became effective on November 3, 2011. The next triennial inspection date will be scheduled for November 2014.

**FOR FURTHER INFORMATION CONTACT:** Christopher Mocella, Laboratories and Scientific Services, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue NW., Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: February 22, 2012.

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

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**ACCREDITATION AND APPROVAL OF THIONVILLE  
SURVEYING COMPANY, INC., AS A COMMERCIAL  
GAUGER AND LABORATORY**

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

**ACTION:** Notice of accreditation and approval of Thionville Surveying Company, Inc., as a commercial gauger and laboratory.

**SUMMARY:** Notice is hereby given that, pursuant to 19 CFR 151.12 and 19 CFR 151.13, Thionville Surveying Company, Inc., 5440 Pepsi St, Harahan, LA 70123, has been approved to gauge and accredited to test petroleum and petroleum products, organic chemicals and veg-

etable oils for customs purposes, in accordance with the provisions of 19 CFR 151.12 and 19 CFR 151.13. Anyone wishing to employ this entity to conduct laboratory analyses and gauger services should request and receive written assurances from the entity that it is accredited or approved by the U.S. Customs and Border Protection to conduct the specific test or gauger service requested. Alternatively, inquires regarding the specific test or gauger service this entity is accredited or approved to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to [cbp.labhq@dhs.gov](mailto:cbp.labhq@dhs.gov). Please reference the Web site listed below for a complete listing of CBP approved gaugers and accredited laboratories. [http://cbp.gov/linkhandler/cgov/trade/automated/labs\\_scientific\\_svcs/commercial\\_gaugers/gaulist.ctt/gaulist.pdf](http://cbp.gov/linkhandler/cgov/trade/automated/labs_scientific_svcs/commercial_gaugers/gaulist.ctt/gaulist.pdf)

**DATES:** The accreditation and approval of Thionville Surveying Company, Inc., as commercial gauger and laboratory became effective on June 22, 2011. The next triennial inspection date will be scheduled for June 2014.

**FOR FURTHER INFORMATION CONTACT:** Jonathan McGrath, Laboratories and Scientific Services, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue NW., Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: February 28, 2012.

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

[Published in the Federal Register, March 6, 2012 (77 FR 13348)]



**ACCREDITATION AND APPROVAL OF SGS NORTH AMERICA, INC., AS A COMMERCIAL GAUGER AND LABORATORY**

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

**ACTION:** Notice of accreditation and approval of SGS North America, Inc., as a commercial gauger and laboratory.

**SUMMARY:** Notice is hereby given that, pursuant to 19 CFR 151.12 and 19 CFR 151.13, SGS North America, Inc., 12650 McManus Blvd., Suite 103, Newport News, VA 23602, has been approved to gauge and accredited to test petroleum and petroleum products, organic chemicals and vegetable oils for customs purposes, in accordance with the



provisions of 19 CFR 151.12 and 19 CFR 151.13. Anyone wishing to employ this entity to conduct laboratory analyses and gauger services should request and receive written assurances from the entity that it is accredited or approved by the U.S. Customs and Border Protection to conduct the specific test or gauger service requested. Alternatively, inquiries regarding the specific test or gauger service this entity is accredited or approved to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to *cbp.labhq@dhs.gov*. Please reference the Web site listed below for a complete listing of CBP approved gaugers and accredited laboratories.

*http://cbp.gov/xp/cgov/import/operations\_support/labs\_scientific\_svcs/commercial\_gaugers/*

**DATES:** The accreditation and approval of SGS North America, Inc., as commercial gauger and laboratory became effective on September 8, 2011. The next triennial inspection date will be scheduled for September 2014.

**FOR FURTHER INFORMATION CONTACT:** Stephen Cassata, Laboratories and Scientific Services, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue NW., Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: February 21, 2012.

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

[Published in the Federal Register, March 2, 2012 (77 FR 12865)]



## APPROVAL OF SGS NORTH AMERICA, INC., AS A COMMERCIAL GAUGER

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

**ACTION:** Notice of approval of SGS North America, Inc., as a commercial gauger.

**SUMMARY:** Notice is hereby given that, pursuant to 19 CFR 151.13, SGS North America, Inc., 6624 Langley Dr., Baton Rouge, LA 70809, has been approved to gauge petroleum, 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 to conduct gauger services should request and receive written assurances from the entity that it is approved by the U.S. Customs

and Border Protection to conduct the specific gauger service requested. Alternatively, inquires regarding the specific gauger service this entity is approved to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to *cbp.labhq@dhs.gov*. Please reference the Web site listed below for a complete listing of CBP approved gaugers and accredited laboratories.

*http://cbp.gov/xp/cgov/import/operations\_support/labs\_scientific\_svcs/commercial\_gaugers/*

**DATES:** The approval of SGS North America, Inc., as commercial gauger became effective on August 23, 2011. The next triennial inspection date will be scheduled for August 2014.

**FOR FURTHER INFORMATION CONTACT:** Stephen Cassata, Laboratories and Scientific Services, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue NW., Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: February 21, 2012.

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

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

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

**ACTION:** Notice of accreditation and approval of Camin Cargo Control, Inc., as a commercial gauger and laboratory.

**SUMMARY:** Notice is hereby given that, pursuant to 19 CFR 151.12 and 19 CFR 151.13, Camin Cargo Control, Inc., 1301 Metropolitan Ave., Thorofare, NJ 08086, has been approved to gauge and accredited to test petroleum and petroleum products, organic chemicals and vegetable oils for customs purposes, in accordance with the provisions of 19 CFR 151.12 and 19 CFR 151.13. Anyone wishing to employ this entity to conduct laboratory analyses and gauger services should request and receive written assurances from the entity that it is accredited or approved by the U.S. Customs and Border Protection to conduct the specific test or gauger service requested. Alternatively, inquiries regarding the specific test or gauger service this entity is

accredited or approved to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to *cbp.labhq@dhs.gov*. Please reference the Web site listed below for a complete listing of CBP approved gaugers and accredited laboratories.

*http://cbp.gov/xp/cgov/import/operations\_support/labs\_scientific\_svcs/commercial\_gaugers/*

**DATES:** The accreditation and approval of Camin Cargo Control, Inc., as commercial gauger and laboratory became effective on September 20, 2011. The next triennial inspection date will be scheduled for September 2014.

**FOR FURTHER INFORMATION CONTACT:** Stephen Cassata, Laboratories and Scientific Services, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue NW., Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: February 21, 2012.

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

[Published in the Federal Register, March 2, 2012 (77 FR 12867)]



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

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

**ACTION:** Notice of accreditation and approval of Camin Cargo Control, Inc., as a commercial gauger and laboratory.

**SUMMARY:** Notice is hereby given that, pursuant to 19 CFR 151.12 and 19 CFR 151.13, Camin Cargo Control, Inc., 1301 Metropolitan Ave., Thorofare, NJ 08086, has been approved to gauge and accredited to test petroleum and petroleum products, organic chemicals and vegetable oils for customs purposes, in accordance with the provisions of 19 CFR 151.12 and 19 CFR 151.13. Anyone wishing to employ this entity to conduct laboratory analyses and gauger services should request and receive written assurances from the entity that it is accredited or approved by the U.S. Customs and Border Protection to conduct the specific test or gauger service requested. Alternatively, inquiries regarding the specific test or gauger service this entity is

accredited or approved to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to *cbp.labhq@dhs.gov*. Please reference the Web site listed below for a complete listing of CBP approved gaugers and accredited laboratories.

*http://cbp.gov/xp/cgov/import/operations\_support/labs\_scientific\_svcs/commercial\_gaugers/*

**DATES:** The accreditation and approval of Camin Cargo Control, Inc., as commercial gauger and laboratory became effective on September 20, 2011. The next triennial inspection date will be scheduled for September 2014.

**FOR FURTHER INFORMATION CONTACT:** Stephen Cassata, Laboratories and Scientific Services, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue NW., Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: February 21, 2012.

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



**ACCREDITATION OF ALTOL CHEMICAL AND ENVIRONMENTAL LAB INC., AS A COMMERCIAL LABORATORY**

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

**ACTION:** Notice of accreditation of ALTOL Chemical and Environmental Lab Inc., as a commercial laboratory.

**SUMMARY:** Notice is hereby given that, pursuant to 19 CFR 151.12, Altol Chemical and Environmental Lab Inc., Sabanetas Industrial Park, Building M-1380, Ponce, PR 00715, has been accredited to test petroleum, petroleum products, organic chemicals and vegetable oils for customs purposes, in accordance with the provisions of 19 CFR 151.12. Anyone wishing to employ this entity to conduct laboratory analyses should request and receive written assurances from the entity that it is accredited by the U.S. Customs and Border Protection to conduct the specific test requested. Alternatively, inquiries regarding the specific test this entity is accredited to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to *cbp.labhq@dhs.gov*. Please reference the Web site listed below for a complete listing of CBP

approved gaugers and accredited laboratories.

*http://cbp.gov/xp/cgov/import/operations\_support/labs\_scientific\_svcs/commercial\_gaugers/*

**DATES:** The accreditation of Altol Chemical and Environmental Lab Inc., as commercial laboratory became effective on October 6, 2011. The next triennial inspection date will be scheduled for October 2014.

**FOR FURTHER INFORMATION CONTACT:** Stephen Cassata, Laboratories and Scientific Services, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue NW., Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: February 21, 2012.

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

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**ACCREDITATION AND APPROVAL OF CERTISPEC SERVICES USA, INC., AS A COMMERCIAL GAUGER AND LABORATORY**

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

**ACTION:** Notice of accreditation and approval of Certispec Services USA, Inc., as a commercial gauger and laboratory.

**SUMMARY:** Notice is hereby given that, pursuant to 19 CFR 151.12 and 19 CFR 151.13, Certispec Services USA, Inc., 1448 Texas Avenue, Texas City, TX 77590, has been approved to gauge and accredited to test petroleum and petroleum products, organic chemicals and vegetable oils for customs purposes, in accordance with the provisions of 19 CFR 151.12 and 19 CFR 151.13. Anyone wishing to employ this entity to conduct laboratory analyses and gauger services should request and receive written assurances from the entity that it is accredited or approved by the U.S. Customs and Border Protection to conduct the specific test or gauger service requested. Alternatively, inquiries regarding the specific test or gauger service this entity is accredited or approved to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to *cbp.labhq@dhs.gov*. Please reference the Web site listed below for a complete listing of CBP approved gaugers and accredited laboratories.

*http://cbp.gov/xp/cgov/import/operations\_support/  
labs\_scientific\_svcs/commercial\_gaugers/*

**DATES:** The accreditation and approval of Certispec Services USA, Inc., as commercial gauger and laboratory became effective on June 01, 2011. The next triennial inspection date will be scheduled for June 2014.

**FOR FURTHER INFORMATION CONTACT:** Stephen Cassata, Laboratories and Scientific Services, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue NW., Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: February 21, 2012.

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

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## APPROVAL OF VIP CHEMICAL, INC., AS A COMMERCIAL GAUGER

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

**ACTION:** Notice of approval of VIP Chemical, Inc., as a commercial gauger.

**SUMMARY:** Notice is hereby given that, pursuant to 19 CFR 151.13, VIP Chemical, Inc., 4026 FM 1694, Robstown, TX 78310, has been approved to gauge petroleum, 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 to conduct gauger services should request and receive written assurances from the entity that it is approved by the U.S. Customs and Border Protection to conduct the specific gauger service requested. Alternatively, inquires regarding the specific gauger service this entity is approved to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to *cbp.labhq@dhs.gov*. Please reference the Web site listed below for a complete listing of CBP approved gaugers and accredited laboratories.

*http://cbp.gov/linkhandler/cgov/trade/automated/  
labs\_scientific\_svcs/commercial\_gaugers/gaulist.ctt/gaulist.pdf*

**DATES:** The approval of VIP Chemical, Inc., as commercial gauger became effective on June 16, 2011. The next triennial inspection date will be scheduled for June 2014.

**FOR FURTHER INFORMATION CONTACT:** Jonathan McGrath, Laboratories and Scientific Services, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue NW., Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: February 28, 2012.

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

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