

U.S. Customs and Border Protection


CBP Dec. 18-10

TUNA-TARIFF RATE QUOTA FOR CALENDAR YEAR 2018 TUNA CLASSIFIABLE UNDER SUBHEADING 1604.14.22, HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES

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

ACTION: Announcement of the quota quantity of tuna in airtight containers for Calendar Year 2018.

SUMMARY: Each year, the tariff-rate quota for tuna described in subheading 1604.14.22, Harmonized Tariff Schedule of the United States (HTSUS), is calculated as a percentage of the tuna in airtight containers entered, or withdrawn from warehouse, for consumption during the preceding Calendar Year. This document sets forth the tariff-rate quota for Calendar Year 2018.

DATES: The 2018 tariff-rate quota is applicable to tuna in airtight containers entered, or withdrawn from warehouse, for consumption during the period January 1, 2018 through December 31, 2018.

FOR FURTHER INFORMATION CONTACT: Melba Hubbard, Headquarters Quota Branch, Interagency Collaboration Division, Trade Policy and Programs, Office of Trade, U.S. Customs and Border Protection, Washington, DC 20229-1155, (202) 863-6560.

SUPPLEMENTARY INFORMATION:

Background

It has been determined that 13,951,961 kilograms of tuna in airtight containers may be entered, or withdrawn from warehouse, for consumption during the Calendar Year 2018, at the rate of 6.0 percent *ad valorem* under subheading 1604.14.22, Harmonized Tariff Schedule of the United States (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 Any such tuna which is entered, or withdrawn from warehouse, for consumption during the current calendar year in excess of this quota will be dutiable at the rate of 12.5 percent *ad valorem* under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: August 23, 2018.

BRENDA B. SMITH,
*Executive Assistant Commissioner,
Office of Trade.*

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OT:RR:BSTC:IPR
H293836 LRP

GRANT OF “LEVER-RULE” PROTECTION

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

ACTION: Notice of receipt of application for “Lever-Rule” protection.

SUMMARY: Pursuant to 19 CFR 133.2(f), this notice advises interested parties that CBP has granted “Lever-rule” protection to Kimberly-Clark Worldwide, Inc.’s federally registered and recorded “HUGGIES” trademark. Notice of the receipt of an application for “Lever-rule” protection was published in the February 14, 2018 issue of the *Customs Bulletin*.

FOR FURTHER INFORMATION CONTACT: Lauren Phillips, Intellectual Property Rights Branch, Regulations and Rulings, (202) 325–0349.

SUPPLEMENTARY INFORMATION:

BACKGROUND

Pursuant to 19 CFR 133.2(f), this notice advises interested parties that CBP has granted “Lever-rule” protection for baby wipes manufactured in England, intended for sale in the United Kingdom and in Europe, that bear the “HUGGIES” mark, U.S. Trademark Registration No. 1,679,795/ CBP Recordation No. TMK 12–00132.

In accordance with *Lever Bros. Co. v. United States*, 981 F.2d 1330 (D.C. Cir. 1993), CBP has determined that the above-referenced gray market HUGGIES baby wipes differ physically and materially from HUGGIES baby wipes authorized for sale in the United States with respect to the following product characteristics: ingredients, weight and sheet count, packaging features and compliance with regulatory requirements.

ENFORCEMENT

Importation of HUGGIES baby wipes manufactured in the United Kingdom and in Europe is restricted, unless the labeling requirements of 19 CFR § 133.23(b) are satisfied.

Dated: August 29, 2018

CHARLES R. STEUART

Chief,

*Intellectual Property Rights Branch
Regulations and Rulings, Office of Trade*