

Combined Privilege Application
Version 3.0 October 2019



Drawback Office
U.S. Customs and Border Protection
Address
City, State Zip

Dear Sir and Madame:

Please find our combined application for drawback privileges. This application is addressed to the U.S. Customs and Border Protection (CBP) office where we will electronically file our drawback claims. We are applying for the following drawback privileges (check only those that apply):

- One-time waiver of prior notice of intent to export (19 CFR § 190.36)
- Waiver of prior notice of intent to export (19 CFR § 190.91)
- Accelerated payment (19 CFR § 190.92)
- Drawback compliance program (19 CFR § 190.193)

Information required for all privilege requests:

1. Name, address, and Internal Revenue Service (IRS) number (with suffix) of applicant
2. Commodity/product lines of imported and exported merchandise covered in this application (and applicable Harmonized Tariff Schedule of the United States (HTSUS) numbers)
3. Type of drawback provision(s) covered by this application, e.g., manufacturing (direct identification or substitution); unused merchandise (direct identification or substitution); rejected merchandise; petroleum. Please choose from the following list:

TFTEA DRAWBACK PROVISIONS			
1313(a) <input type="checkbox"/>	1313(b) <input type="checkbox"/>	1313(c)(1) <input type="checkbox"/>	1313(c)(2) <input type="checkbox"/>
1313(c)(3) <input type="checkbox"/>	1313(c)(4) <input type="checkbox"/>	1313(d) <input type="checkbox"/>	1313(j)1 <input type="checkbox"/>
1313(j)2 <input type="checkbox"/>	1313(p) <input type="checkbox"/>	1313(b)(p) <input type="checkbox"/>	1313(b)(p)/1309 <input type="checkbox"/>
1313(p)/1309 <input type="checkbox"/>	5062(c) <input type="checkbox"/>	1313(j)(1)/1313q <input type="checkbox"/>	1313(j)(2)/1313q <input type="checkbox"/>
1313(c)(1)/1313q <input type="checkbox"/>	1313(c)(2)/1313q <input type="checkbox"/>	1313(c)(3)/1313q <input type="checkbox"/>	1313(c)(4)/1313q <input type="checkbox"/>
1313(a)/1313q <input type="checkbox"/>	1313(b)/1313q <input type="checkbox"/>	1313(j)(2) NAFTA EXEMPTIONS <input type="checkbox"/>	1313(j)(2) WINE ALT STANDARD <input type="checkbox"/>
1313(b) SOUGHT CHEMICALS <input type="checkbox"/>			

4. Estimated dollar value and number of potential drawback claims covered by this application during the next 12-month period

5. Number of all drawback claims filed in the previous 12-month period
6. If application covers direct identification drawback, identify the inventory system (as described in 19 CFR §190.14) used to designate imported merchandise for drawback; or if no inventory system, provide a description of the method used to directly identify imported merchandise claimed for drawback

Additional information required for one-time waiver of prior notice (OTW) and/or waiver of prior notice of intent to export (WPN):

7. If the applicant is not the exporter then the name, address, and IRS number (with suffix) of the exporter(s). If more than three exporters will be involved, provide the information for the three most frequent exporters.
8. Export period covered by this application.
9. The relationship between the parties involved in the import and export transactions
10. Certification that the following documentary evidence will be made available for CBP review upon request:

For the purpose of establishing that the imported merchandise was not used in the United States (for purposes of drawback under 19 U.S.C. 1313(j)(1)) or that the exported or destroyed merchandise was not used in the United States and satisfies the requirements for substitution with the imported merchandise (for purposes of drawback under 19 U.S.C. 1313(j)(2)), or that the rejected merchandise that was exported or destroyed satisfies the relevant requirements (for purposes of drawback under 19 U.S.C. 1313(c)), and, as applicable:

- (1) Records;
- (2) Any laboratory records prepared in the ordinary course of business; and/or
- (3) Inventory records prepared in the ordinary course of business tracing all relevant movements and storage of the imported merchandise, substituted merchandise, and/or exported merchandise.

11. Samples of records: At least one sample of each of the records to be used to establish compliance with the applicable requirements that is, sample of import document (for example, CBP Form 7501, or its electronic equivalent), sample of export document (for example, bill of lading), or sample of evidence of destruction, and samples of business, laboratory, and inventory records.
 - Other records used to establish compliance: transportation documents (if applicable); sample laboratory or other documents, such as a binding HTSUS classification ruling establishing the qualification of merchandise or articles for substitution (if applicable); documentation proving the identity and quantity of the substituted merchandise before its use, including evidence, such as narrative description,

technical specifications, and photos/diagrams that supports the HTSUS classification of the substituted merchandise (if applicable); evidence supporting the substituted merchandise value, which is the cost of acquisition or production for the manufacturer, or producer who used the substituted merchandise in manufacturing or production (if applicable); documentation that demonstrates the rejected merchandise, did not conform to sample specifications, has been shipped without the consent of the consignee; has been determined to be defective as of the time of importation, or was sold at retail and returned to the retailer (if applicable); if substitution retail, identify the part number, SKU, or product code that applies to both the designated merchandise and the returned merchandise (if applicable), and to demonstrate that the merchandise was imported within one year before the date of exportation or destruction (if applicable) and sample manufacturing documents (if applicable).

12. Statement as to the following:

- Where and how the documentation and records to support the drawback claims will be maintained
- Certification, in the form of a statement, that such documentation and records will be retained for three years after liquidation of the related drawback claims or longer period if required by law (under 19 U.S.C. § 1508, the same records may be subject to a different period for different purposes).

13. Origin of merchandise covered by application

Additional information required for OTW:

14. Written declarations as to the following:

- The reason(s) that CBP was not notified of the intent to export;
- Whether the applicant, to the best of its knowledge, will have future exportations on which unused or rejected merchandise drawback might be claimed;
- Estimated number of export transactions covered in this application;
- Port(s) of exportation covered by this application; and
- Estimated number of drawback claims and dollar value of potential drawback to be covered in this application.

Additional information required for WPN:

15. Written declaration as to the following:

- Whether the applicant has previously been denied a waiver request, or had an approval of a waiver revoked, by any other drawback office under 19 CFR Part 191 or Part 190;
- Whether the applicant has previously requested a one-time waiver of prior notice under §191.36 or §190.36, and whether such request was approved or denied;
- Estimated number of export transactions or destructions during the next calendar year covered by this application; and
- Port(s) of exportation to be used during the next calendar year covered by this application.

Additional information required for accelerated payment and drawback compliance program:

16. Description of claimant's drawback program.

A description with sample documents of how the applicant will ensure compliance with its certification that the statutory and regulatory drawback requirements will be met. The detail contained in this description may vary depending on the size and complexity of the applicant's accelerated drawback program. The description must include at least the following:

- (i) The name of the official in the claimant's organization who is responsible for oversight of the claimant's drawback program;
- (ii) The procedures and controls demonstrating compliance with the statutory and regulatory drawback requirements;
- (iii) The parameters of claimant's drawback recordkeeping program, including the retention period and method (for example, paper, electronic, etc.);
- (iv) A list of the records that will be maintained, including at least sample import documents, sample export documents or evidence of destruction, sample inventory and transportation documents (if applicable); sample laboratory or other documents, such as a binding HTSUS classification ruling, establishing the qualification of merchandise or articles for substitution under the drawback law (if applicable); documentation proving the identity and quantity of the substituted merchandise before its use, including evidence, such as narrative description, technical specifications, and photos/diagrams that supports the HTSUS classification of the substituted merchandise (if applicable); evidence supporting the substituted merchandise value, which is the cost of acquisition or production for the manufacturer, or producer who used the substituted merchandise in manufacturing or production (if applicable); documentation that demonstrates the rejected merchandise did not conform to sample specifications, has been shipped without the consent of the consignee; has been determined to be defective as of the time of importation, or was sold at retail and returned to the retailer (if applicable); if substitution retail, identify the part number, SKU, or product code that applies to both the designated merchandise and the returned merchandise (if applicable), and to demonstrate that the merchandise was imported within one year before the date of exportation or destruction; and sample manufacturing documents (if applicable).
- (v) The procedures that will be used to notify CBP of changes to the claimant's drawback program, variances from the procedures described in this application, and violations of the statutory and regulatory drawback requirements; and
- (vi) The procedures for an annual review by the claimant to ensure that its drawback program complies with the statutory and regulatory drawback requirements and that CBP is notified of any modifications from the procedures described in this application.

Additional information required for accelerated payment:

17. Statement as to whether or not the applicant has previously been denied an application for accelerated payment of drawback, or had an approval of such an application revoked by any drawback office under §191.92 or §190.92.

18. Description of the bond coverage the applicant intends to use to cover accelerated payments of drawback including the following:

- (A) Identity of the surety to be used;

(B) Dollar amount of bond coverage for the first year under the accelerated payment procedure; and

(C) Procedures to ensure that bond coverage remains adequate (that is, procedures to alert the applicant when and if its accelerated payment potential liability exceeds its bond coverage).

19. Statement as to whether claims will include exports to Canada, Mexico, or Chile. If so, please identify the drawback provision which will be used and provide dates during which exports have occurred. *Note:* Unused substitution drawback (under 1313(j)(2)) on exports to Canada or Mexico is not available.

Additional information required for drawback compliance program:

20. Description of the business relationships between the parties involved in the import and export transactions (unless provided earlier in application)

21. Description of how drawback claims are prepared (if the applicant is a claimant)

22. How the applicant will fulfill any requirements under the drawback law and regulations applicable to its role in the drawback program

23. The manufacturing ruling number assigned to an approved manufacturing drawback ruling(s), along with a copy of the ruling letter (if applicable).

CERTIFICATION (required for all privilege types)

Applicant hereby agrees to comply with all statutory and regulatory requirements for drawback under 19 CFR Part 190 (where applicable) in reference to this application.

Company name _____

Signature _____

Title _____

Date _____