

# U.S. Customs and Border Protection



## 19 CFR PART 122 CBP Dec. 12–20

### TECHNICAL AMENDMENT TO LIST OF USER FEE AIRPORTS: ADDITION OF BOZEMAN YELLOWSTONE INTERNATIONAL AIRPORT, BELGRADE, MT

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

**ACTION:** Final rule; technical amendment.

**SUMMARY:** This document amends the U.S. Customs and Border Protection (CBP) regulations by revising the list of user fee airports to reflect the recent user fee airport designation for Bozeman Yellowstone International Airport in Belgrade, Montana. User fee airports are those airports which, while not qualifying for designation as international or landing rights airports, have been approved by the Commissioner of CBP to receive, for a fee, the services of CBP officers for the processing of aircraft entering the United States, and the passengers and cargo of those aircraft.

**DATES:** *Effective Date:* December 10, 2012.

**FOR FURTHER INFORMATION CONTACT:** Roger Kaplan, Office of Field Operations, *Roger.Kaplan@dhs.gov* or 202–325–4543.

### SUPPLEMENTARY INFORMATION:

#### I. Background

Title 19, Part 122, Code of Federal Regulations (CFR), sets forth regulations relating to the entry and clearance of aircraft in international commerce and the transportation of persons and cargo by aircraft in international commerce.

Generally, a civil aircraft arriving from a place outside of the United States is required to land at an airport designated as an international airport. Alternatively, the pilot of a civil aircraft may request permission to land at a specific airport, and, if landing rights are granted, the civil aircraft may land at that landing rights airport.

Section 236 of Public Law 98–573 (the Trade and Tariff Act of 1984), codified at 19 U.S.C. 58b, created an option for civil aircraft desiring to land at an airport other than an international airport or a landing rights airport. A civil aircraft arriving from a place outside of the United States may ask for permission to land at an airport designated by the Secretary of Homeland Security as a user fee airport.

Pursuant to 19 U.S.C. 58b, an airport may be designated as a user fee airport if the Commissioner of CBP as delegated by the Secretary of Homeland Security determines that the volume of business at the airport is insufficient to justify customs services at the airport and the governor of the state in which the airport is located approves the designation. Generally, the type of airport that would seek designation as a user fee airport would be one at which a company, such as an air courier service, has a specialized interest in regularly landing.

As the volume of business anticipated at this type of airport is insufficient to justify its designation as an international or landing rights airport, the availability of customs services is not paid for out of appropriations from the general treasury of the United States. Instead, customs services are provided on a fully reimbursable basis to be paid for by the user fee airport on behalf of the recipients of the services.

The fees which are to be charged at user fee airports shall be paid by each person using the customs services at the airport and shall be in the amount equal to the expenses incurred by the Commissioner of CBP in providing customs services which are rendered to such person at such airport, including the salary and expenses of those employed by the Commissioner of CBP to provide the customs services. To implement this provision, generally, the airport seeking the designation as a user fee airport or that airport's authority agrees to pay a flat fee for which the users of the airport are to reimburse the airport/airport authority. The airport/airport authority agrees to set and periodically review the charges to ensure that they are in accord with the airport's expenses.

The Commissioner of CBP designates airports as user fee airports pursuant to 19 U.S.C. 58b. If the Commissioner decides that the conditions for designation as a user fee airport are satisfied, a Memorandum of Agreement (MOA) is executed between the Commissioner of CBP and the local responsible official signing on behalf of the state, city or municipality in which the airport is located. In this manner, user fee airports are designated on a case-by-case basis. The regulation pertaining to user fee airports is 19 CFR 122.15. It addresses the procedures for obtaining permission to land at a user fee airport, the

grounds for withdrawal of a user fee designation and includes the list of user fee airports designated by the Commissioner of CBP in accordance with 19 U.S.C. 58b.

Periodically, CBP updates the list of user fee airports at 19 CFR 122.15(b) to reflect those that have been recently designated by the Commissioner. A MOA approving the designation of user fee status for Bozeman Yellowstone International Airport was signed on March 16, 2012. This document updates the list of user fee airports by adding Bozeman Yellowstone International Airport, in Belgrade, Montana to the list.

## II. Statutory and Regulatory Requirements

### *A. Inapplicability of Public Notice and Delayed Effective Date Requirements*

Under the Administrative Procedure Act (5 U.S.C. 553(b)), an agency may waive the normal notice and comment requirements if it finds, for good cause, that they are impracticable, unnecessary, or contrary to the public interest. The final rule lists an airport already designated by the Commissioner of CBP in accordance with 19 U.S.C. 58b as a user fee airport. This amendment is a conforming change to update the list of user fee airports. Notice and comment for this rule is unnecessary and contrary to the public interest, because the rule merely conforms the regulatory text to reflect the Commissioners' designation of this airport as a user fee airport; it is technical in nature; and it relates only to management, organization, procedure, and practice. For the same reasons, pursuant to 5 U.S.C. 553(d)(3), a delayed effective date is not required.

### *B. The Regulatory Flexibility Act and Executive Order 12866*

Because no notice of proposed rulemaking is required, the provisions of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) do not apply. This amendment does not meet the criteria for a "significant regulatory action" as specified in Executive Order 12866, as supplemented by Executive Order 13563.

### *C. Unfunded Mandates Reform Act of 1995*

This rule will not result in the expenditure by State, local, and tribal governments, in the aggregate, or by the private sector, of \$100 million or more in any one year, and it will not significantly or uniquely affect small governments. Therefore, no actions are necessary under the provisions of the Unfunded Mandates Reform Act of 1995.

#### *D. Executive Order 13132*

The rule will not have substantial direct effects on the States, on the relationship between the National Government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with section 6 of Executive Order 13123, this rule does not have sufficient federalism implications to warrant the preparation of a federalism summary impact statement.

#### *E. Signing Authority*

This document is limited to technical corrections of CBP regulations. Accordingly, it is being signed under the authority of 19 CFR 0.1(b).

#### **List of Subjects in 19 CFR Part 122**

Air carriers, Aircraft, Airports, Customs duties and inspection, Freight.

#### **Amendments to Regulations**

For the reasons set forth above, part 122, Code of Federal Regulations (19 CFR part 122) is amended as set forth below:

#### **PART 122—AIR COMMERCE REGULATIONS**

■ 1. The authority citation for Part 122 continues to read as follows:

**Authority:** 5 U.S.C. 301; 19 U.S.C. 58b, 66, 1431, 1433, 1436, 1448, 1459, 1590, 1594, 1623, 1624, 1644, 1644a, 2071 note.

#### **§ 122.15 [Amended]**

■ 2. The listing of user fee airports in § 122.15(b) is amended by adding, in alphabetical order, in the “Location” column “Belgrade, Montana” and on the same line, in the “Name” column “Bozeman Yellowstone International Airport.”

Dated: December 5, 2012.

DAVID V. AGUILAR,  
*Deputy Commissioner,*  
*U.S. Customs and Border Protection.*

[Published in the Federal Register, December 10, 2012 (77 FR 73310)]



#### **NOTICE OF ISSUANCE OF FINAL DETERMINATION CONCERNING VANTAGE ELECTRIC VEHICLES**

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

**ACTION:** Notice of final determination.

**SUMMARY:** This document provides notice that U.S. Customs and Border Protection (“CBP”) has issued a final determination concerning the country of origin of Vantage Vehicle electric trucks and vans. Based upon the facts presented, CBP has concluded in the final determination that the United States is the country of origin of the Vantage Vehicle EVX1000 and EVR1000 models of electric trucks and the EVC1000 and EVP1000 models of electric vans for purposes of U.S. Government procurement.

**DATES:** The final determination was issued on November 16, 2012. A copy of the final determination is attached. Any party-at-interest, as defined in 19 CFR 177.22(d), may seek judicial review of this final determination on or before January 7, 2013.

**FOR FURTHER INFORMATION CONTACT:** Heather K. Pinnock, Valuation and Special Programs Branch: (202) 325-0034.

**SUPPLEMENTARY INFORMATION:**

Notice is hereby given that on, November 16, 2012, pursuant to subpart B of part 177, Customs and Border Protection Regulations (19 CFR part 177, subpart B), CBP issued a final determination concerning the country of origin of the Vantage Vehicle EVX1000 and EVR1000 models of electric trucks and the EVC1000 and EVP1000 models of electric vans, which may be offered to the U.S. Government under an undesignated government procurement contract. This final determination, in HQ H229157, was issued at the request of Vantage Vehicle International, Inc., under procedures set forth at 19 CFR part 177, subpart B, which implements Title III of the Trade Agreements Act of 1979, as amended (19 U.S.C. 2511-18). In the final determination, CBP concluded that, based upon the facts presented, the Vantage Vehicle EVX1000 and EVR1000 models of electric trucks and the EVC1000 and EVP1000 models of electric vans, assembled to completion in the United States from parts made in a non-TAA country, a TAA country and the United States, are substantially transformed in the United States, such that the United States is the country of origin of the finished electric vehicles for purposes of U.S. Government procurement.

Section 177.29, CBP Regulations (19 CFR 177.29), provides that a notice of final determination shall be published in the **Federal Register** within 60 days of the date the final determination is issued. Section 177.30, CBP Regulations (19 CFR 177.30), provides that any party-at-interest, as defined in 19 CFR 177.22(d), may seek judicial review of a final determination within 30 days of publication of such determination in the **Federal Register**.

Dated: November 16, 2012.

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

Attachment

HQ H229157

November 16, 2012

MAR-2 OT:RR:CTF:VS H229157 HkP

CATEGORY: Marking

MR. MICHAEL PAK CEO/PRESIDENT  
VANTAGE VEHICLE INTERNATIONAL, INC.  
1740 N. DELILAH STREET  
CORONA, CA 92879

RE: Government Procurement; Country of Origin of Vantage Vehicle Electric Trucks and Vans; Substantial Transformation

DEAR MR. PAK:

This is in response to your letter dated May 23, 2012, requesting a final determination on behalf of Vantage Vehicle International, Inc. (“VVI”), pursuant to subpart B of part 177 of the U.S. Customs and Border Protection (“CBP”) Regulations (19 C.F.R. Part 177).

Under these regulations, which implement Title III of the Trade Agreements Act of 1979 (TAA), as amended (19 U.S.C. § 2511 et seq.), CBP issues country of origin advisory rulings and final determinations as to whether an article is or would be a product of a designated country or instrumentality for the purposes of granting waivers of certain “Buy American” restrictions in U.S. law or practice for products offered for sale to the U.S. Government.

This final determination concerns the country of origin of VVI low speed electric trucks (models EVX1000 and EVR1000) and electric vans (models EVC1000 and EVP1000). We note that as a U.S. importer and manufacturer, VVI is a party-at-interest within the meaning of 19 C.F.R. § 177.22(d)(1) and is entitled to request this final determination.

**FACTS:**

According to the information submitted, VVI imports gliders (or “rolling chassis”) (bare chassis with bodies, axles, and wheels only) from China into the United States and converts them into low speed electric trucks and vans. VVI assembles the gliders with other components including motors, controllers, chargers, batteries, instrument clusters, converters, wire harnesses, battery boxes, heater cores, and miscellaneous items such as fasteners and wires, and modifies components of the gliders as necessary. Each vehicle assembled in the United States has approximately 67 components and assemblies and 146 miscellaneous items such as bolts, nuts, screws, fasteners and wires. All of the components and miscellaneous items are of U.S.-origin, except for the charger which is from Canada. Over 71 percent of the manufacturing cost of the vehicles is attributed to U.S. components and labor, approximately 26 percent to the Chinese glider, and approximately two percent to the Canadian charger. Information regarding the components, their cost and countries of origin as well as a detailed description of the manufacturing process was submitted.

The U.S. manufacturing operations are described as follows:

*Stage 1—Prepping Stage*

The truck bed is removed from the glider (this initial step is not applicable to gliders used to make vans). Tires and braking components are removed from the rear axle, which is then removed from the chassis and unnecessary brackets and clutch pedals are cut. The vehicle is painted. The battery

housings are removed, holes are drilled into the vehicle frame, battery housings are fastened to the frame with bolts and washers, the batteries are installed, and cables are attached to the batteries. A relay box is bolted to the frame. Necessary adjustments are made to the rear axle, which is then reinstalled into the vehicle. The parking brakes are rerouted and vacuum lines are cut in the front of the vehicle.

The prepping stage takes approximately five hours.

#### *Stage 2—Building*

The transducer is installed along the brake line. The main wire harness is installed inside the cab and fastened below the vehicle. The heater box with new heater core and a new cluster wire harness are installed and the heater box is connected to the main wire harness. Forward and reverse switches are cut and installed into the dashboard, connected and covered. The accelerator pedal is installed. The grill with logo is attached to the back of the vehicle. The main aluminum electronics plate and all electronic components are attached to the vehicle frame and fuses and the auxiliary battery are installed. The main drive motor is attached to the rear axle and the vehicle's main electronics are installed. After the cab is cleaned of metal chips and dust, the middle console and back seats are installed. Air is removed from the brake lines. Backup alarms are installed and the electronic components are tested.

The building stage takes approximately 16 hours.

#### *Stage 3—Finishing*

Rust-proof undercoating and spray bed liner coating are applied to the vehicle, as appropriate, by a California company.

#### *Stage 4—Pre-Delivery Inspection*

The vehicle is washed and dried, the vehicle identification number (VIN) is recorded, stickers are added to the vehicle and paper tags, plastic and tape are removed, the windows and interior are cleaned, the seat covers installed, and the steering boot is greased. The vehicle is inspected in accordance with a quality control checklist and deficiencies addressed as required.

The inspection stage takes approximately 3 hours.

### **ISSUE:**

What is the country of origin of the Vantage Vehicle low speed electric trucks (models EVX1000 and EVR1000) and electric vans (models EVC1000 and EVP1000) for purposes of U.S. Government procurement?

### **LAW AND ANALYSIS:**

Pursuant to Subpart B of Part 177, 19 CFR § 177.21 et seq., which implements Title III of the Trade Agreements Act of 1979, as amended (19 U.S.C. § 2511 et seq.), CBP issues country of origin advisory rulings and final determinations as to whether an article is or would be a product of a designated country or instrumentality for the purposes of granting waivers of certain "Buy American" restrictions in U.S. law or practice for products offered for sale to the U.S. Government.

Under the rule of origin set forth under 19 U.S.C. § 2518(4)(B):

An article is a product of a country or instrumentality only if (i) it is wholly the growth, product, or manufacture of that country or instrumentality, or (ii) in the case of an article which consists in whole or in part of materials from another country or instrumentality, it has been substantially transformed



into a new and different article of commerce with a name, character, or use distinct from that of the article or articles from which it was so transformed.

*See also* 19 C.F.R. § 177.22(a).

In rendering advisory rulings and final determinations for purposes of U.S. Government procurement, CBP applies the provisions of subpart B of Part 177 consistent with the Federal Procurement Regulations. *See* 19 C.F.R. § 177.21. In this regard, CBP recognizes that the Federal Procurement Regulations restrict the U.S. Government's purchase of products to U.S.-made or designated country end products for acquisitions subject to the TAA. *See* 48 C.F.R. § 25.403(c)(1). The Federal Procurement Regulations define "U.S.-made end product" as:

[A]n article that is mined, produces, or manufactured in the United States or that is substantially transformed in the United States into a new and different article of commerce with a name, character, or use distinct from that of the article or articles from which it was transformed.

In determining whether the combining of parts or materials constitutes a substantial transformation, the determinative issue is the extent of operations performed and whether the parts lose their identity and become an integral part of the new article. *Belcrest Linens v. United States*, 573 F. Supp. 1149 (Ct. Int'l Trade 1983), *aff'd*, 741 F.2d 1368 (Fed. Cir. 1984). Assembly operations that are minimal or simple, as opposed to complex or meaningful, will generally not result in a substantial transformation. *See* C.S.D. 80–111, C.S.D. 85–25, C.S.D. 89–110, C.S.D. 89–118, C.S.D. 90–51, and C.S.D. 90–97. If the manufacturing or combining process is a minor one which leaves the identity of the article intact, a substantial transformation has not occurred. *Uniroyal, Inc. v. United States*, 3 Ct. Int'l Trade 220, 542 F. Supp. 1026 (1982), *aff'd* 702 F. 2d 1022 (Fed. Cir. 1983).

In order to determine whether a substantial transformation occurs when components of various origins are assembled into completed products, CBP considers the totality of the circumstances and makes such determinations on a case-by-case basis. The country of origin of the item's components, extent of the processing that occurs within a country, and whether such processing renders a product with a new name, character, and use are primary considerations in such cases. Additionally, factors such as the resources expended on product design and development, the extent and nature of post-assembly inspection and testing procedures, and worker skill required during the actual manufacturing process will be considered when determining whether a substantial transformation has occurred. No one factor is determinative.

In Headquarters Ruling Letter ("HQ") H118435 (Oct. 13, 2010), CBP found that Chinese-origin chassis, plastic body parts and plastic pieces of trim were substantially transformed by assembly operations performed in the United States to produce electric vehicles. Under the described assembly process, the imported parts lost their individual identities and became integral parts of a new article possessing a new name, character and use. Further, components crucial to the making of an electric vehicle (the battery pack, motor, electronics, wiring assemblies, and charger) were of U.S. origin. Based upon these facts, we found that the country of origin of the electric vehicles was the United States.

In HQ H022169 (May 2, 2008), CBP found that an imported mini-truck glider was substantially transformed as a result of assembly operations performed in the United States to produce an electric mini-truck. Our decision was based on the fact that, under the described assembly process, the imported glider lost its individual identity and became an integral part of a new article possessing a new name, character and use. In addition, a substantial number of the components added to the imported glider were of U.S. origin.

In HQ 558919 (Mar. 20, 1995), a country of origin marking case relied upon in HQ H022169, U.S. Customs (now CBP) held that an extruder assembly manufactured in England was substantially transformed in the United States when it was wired and combined with U.S. components (motor, electric controls and extruder screw) to create a vertical extruder. In reaching that decision, Customs emphasized that the imported extruder subassembly and the U.S. components each had important attributes that were necessary to the operation of the extruder. Consequently, we found that the imported subassemblies should be excepted from individual marking, provided that the cartons in which the U.S. manufacturer received them were properly marked with their country of origin.

In the rulings cited above, CBP found that assembly of the imported parts together with the U.S.-made components was necessary to the operation of the finished product. The same is true in this situation. None of the imported parts, on their own, can operate as an electric vehicle but must be assembled with other necessary components, such as batteries, motors, instrument clusters, and wiring assemblies, which are all of U.S. origin. Moreover, given the complexity and duration of the U.S. manufacturing process, we consider those operations to be more than mere assembly.

Based on the information before us, and consistent with the CBP rulings cited above, we find that the Chinese-origin glider and Canadian charger are substantially transformed by the assembly operations performed in the United States to produce electric vehicles. Under the described assembly process, the imported articles lose their individual identities and become integral parts of new articles possessing new names, characters and uses. Further, components crucial to the making of an electric vehicle (the batteries, motor, instrument cluster, wiring assemblies, and heater core) are of U.S. origin. We conclude, based upon these specific facts, that the country of origin of the VVI electric trucks and vans for purposes of U.S. Government procurement is the United States.

#### **HOLDING:**

The Chinese glider and Canadian charger are substantially transformed when they are assembled in the United States with domestic components. As a result, the country of origin of VVI's line of electric vehicles, specifically the EVX1000 and EVR1000 Green Trucks and the EVC1000 and EVP1000 Green Vans, for purposes of U.S. Government procurement is the United States.

Notice of this final determination will be given in the **Federal Register**, as required by 19 C.F.R. § 177.29. Any party-at-interest other than the party which requested this final determination may request, pursuant to 19 C.F.R. § 177.31, that CBP reexamine the matter anew and issue a new final determination. Pursuant to 19 C.F.R. § 177.30, any party-at-interest may, within

30 days of publication of the **Federal Register** Notice referenced above, seek judicial review of this final determination before the Court of International Trade.

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

[Published in the Federal Register, December 7, 2012 (77 FR 73039)]

**NOTICE OF CANCELLATION OF CUSTOMS BROKER  
LICENSE**

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

**ACTION:** General Notice.

**SUMMARY:** Pursuant to section 641 of the Tariff Act of 1930, as amended, (19 U.S.C. 1641) and the U.S. Customs and Border Protection regulations (19 CFR 111.51), the following Customs broker license and all associated permits is cancelled with prejudice:

Name	License No.	Issuing port
Gerardo Chavez .....	20014	San Diego.

Dated: December 6, 2012.

ALLEN GINA,  
*Assistant Commissioner,  
Office of International Trade.*

[Published in the Federal Register, December 12, 2012 (77 FR 74022)]

**CUSTOMS BROKERS USER FEE PAYMENT FOR 2013**

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

**ACTION:** General notice.

**SUMMARY:** This document provides notice to customs brokers that the annual fee of \$138 that is assessed for each permit held by a broker, whether it may be an individual, partnership, association, or corporation, is due by February 15, 2013. U.S. Customs and Border Protection announces this date of payment for 2013 in accordance with the Tax Reform Act of 1986.

**DATES:** Payment of the 2013 Customs Broker User Fee is due February 15, 2013.

**FOR FURTHER INFORMATION CONTACT:** Craig Briess, Broker Compliance Branch, Trade Policy and Programs, (202) 863-6083.

**SUPPLEMENTARY INFORMATION:****Background**

CBP Dec. 07–01 amended section 111.96 of title 19 of the Code of Federal Regulations (19 CFR 111.96(c)) pursuant to the amendment of section 13031 of the Consolidated Omnibus Budget Reconciliation Act (COBRA) of 1985 (19 U.S.C. 58c) by section 892 of the American Jobs Creation Act of 2004, to establish that effective April 1, 2007, an annual user fee of \$138 is to be assessed for each customs broker permit and national permit held by an individual, partnership, association, or corporation.

U.S. Customs and Border Protection (CBP) regulations provide that this fee is payable for each calendar year in each broker district where the broker was issued a permit to do business by the due date which is published in the **Federal Register** annually. *See* 19 CFR 24.22(h) and (i)(9). Broker districts are defined in the General Notice entitled, “Geographical Boundaries of Customs Brokerage, Cartage and Lighterage Districts” published in the **Federal Register** on September 27, 1995 (60 FR 49971).

Section 1893 of the Tax Reform Act of 1986 (Pub. L. 99–514) provides that notices of the date on which the payment is due for each broker permit shall be published by the Secretary of the Treasury in the **Federal Register** by no later than 60 days before such due date. Please note that section 403 of the Homeland Security Act of 2002, 6 U.S.C. 101 *et seq.*, (Pub. L. 107–296) and Treasury Department Order No. 100–16 (see Appendix to 19 CFR Part 0) delegated general authority vested in the Secretary of the Treasury over customs revenue functions (with certain specified exceptions) to the Secretary of Homeland Security.

This document notifies customs brokers that for calendar year 2013, the due date for payment of the user fee is February 15, 2013. It is anticipated that for subsequent years, the annual user fee for customs brokers will be due on the first business day following the nineteenth of January of each year.

Dated: December 6, 2012.

ALLEN GINA,  
*Assistant Commissioner,*  
*Office of International Trade, U.S. Customs*  
*and Border Protection.*

**GENERAL NOTICE****COPYRIGHT, TRADEMARK, AND TRADE NAME  
RECORDATIONS****(No. 11 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 November 2012. The last notice was published in the CUSTOMS BULLETIN on November 21, 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 9th Street, NW., 5th 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: December 7, 2012

CHARLES R. STEUART  
*Chief,*

*Intellectual Property Rights Branch Regula-  
tions & Rulings Office of International Trade*

## CBP IPR RECORDATION — NOVEMBER 2012

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 06-00287	11/29/2012	10/15/2022	TROJAN	CHURCH & DWIGHT CO., INC.	No
TMK 04-00607	11/29/2012	11/3/2022	CORONA EXTRA AND DESIGN & LA CERVEZA MAS FINA	CERVECERIA MODELO, S.A. DE C.V.	No
TMK 05-00005	11/29/2012	7/30/2016	DIESEL	DIESEL S.P.A.	No
TMK 06-00183	11/5/2012	8/17/2022	IBM	INTERNATIONAL BUSINESS MA- CHINES CORPORATION	No
TMK 06-00004	11/29/2012	8/13/2022	ARAN ESP	AMGEN INC.	No
TMK 05-00758	11/29/2012	9/23/2022	CAT	CATERPILLAR INC.	No
TMK 06-00741	11/29/2012	4/2/2023	KOOL	REYNOLDS INNOVATIONS INC.	No
COP 87-00043	11/29/2012	11/29/2032	VS. ICE CLIMBER	NINTENDO OF AMERICA INC	No
COP 87-00044	11/30/2012	11/30/2032	VS URBAN CHAMPION	NINTENDO OF AMERICA INC	No
COP 92-00470	11/30/2012	11/30/2032	LEGEND OF ZELDA: A LINK TO THE PAST	NINTENDO OF AMERICA, INC.	No
TMK 06-00473	11/29/2012	10/13/2022	HANDYCAM	SONY CORPORATION	No
TMK 02-00880	11/29/2012	11/2/2022	BATES	WOLVERINE WORLD WIDE, INC.	No
TMK 02-00929	11/29/2012	9/1/2022	PRO LOGIC	DOLBY LABORATORIES LICENSING CORPORATION	No
TMK 02-01008	11/29/2012	8/21/2022	DESIGN (HORSESHOE DEVICE)	ETIENNE AIGNER, INC.	No
TMK 03-00123	11/29/2012	8/20/2022	NORTH ATLANTIC OPERATING COM- PANY	NORTH ATLANTIC OPERATING COM- PANY	No

## CBP IPR RECORDATION — NOVEMBER 2012

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 03-00589	11/29/2012	5/11/2023	AIRPORT GRADE	DALTON ENTERPRISES, INC.	No
TMK 03-00327	11/29/2012	8/20/2022	DESIGN (RED ELEPHANT)	EASTLAND FOOD CORPORATION	No
TMK 03-00521	11/29/2012	11/9/2022	LA COSTENA (& DESIGN)	VILORE FOODS COMPANY	No
TMK 03-00156	11/29/2012	12/17/2022	NORTH ATLANTIC OPERATING COMPANY, INC. & DESIGN	NORTH ATLANTIC OPERATING CO. INC	No
TMK 03-00168	11/29/2012	11/24/2022	SWISS ARMY	SWISS ARMY BRAND LTD.	No
TMK 03-00702	11/29/2012	1/7/2023	M CIRCLE DESIGN	WOLVERINE OUTDOORS, INC.	No
TMK 04-00201	11/5/2012	1/16/2023	AIM	CHURCH & DWIGHT CO., INC.	No
TMK 04-00120	11/29/2012	10/6/2022	FX	CANON U.S.A., INC.	Yes
TMK 04-00610	11/29/2012	11/23/2022	NEGRA MODELO	CERVECERIA MODELO, S.A. DE C.V.	No
TMK 04-00600	11/2/2012	10/20/2023	PACIFICO	CERVECERIA MODELO S.A. DE C.V.	No
TMK 05-00115	11/29/2012	11/17/2022	NFL THROWBACKS	NATIONAL FOOTBALL LEAGUE	No
TMK 05-00567	11/5/2012	11/5/2022	XBOX	MICROSOFT CORPORATION	No
TMK 06-00767	11/29/2012	11/21/2022	DESIGN ONLY	BUFFALO BILLS, INC.	No
TMK 06-01333	11/29/2012	11/19/2022	STMICROELECTRONICS	STMICROELECTRONICS	No
TMK 07-00102	11/29/2012	7/30/2022	I & DESIGN	INTERSIL AMERICAS, INC.	No
TMK 07-01104	11/29/2012	9/11/2021	NTERSIL	INTERSIL AMERICAS INC.	No
TMK 03-00705	11/29/2012	8/20/2022	RW DVD+REWRITABLE & DESIGN	KONINKLIJKE PHILIPS ELECTRONICS N.V	No
TMK 04-00652	11/29/2012	10/8/2022	BURBERRY	BURBERRY LIMITED	No



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COP 12-00231	11/29/2012	11/29/2032	FUNKY MONKEY SNACKS WEBSITE.	GLOBAL BRANDS LTDA.,	No
TMK 12-01332	11/29/2012	4/21/2019	VORTEX	SHELTRED WINGS, INC. (DBA VOR-TEX OPTICS, DBA EAGLE OPTICS)	No
TMK 12-01333	11/29/2012	6/19/2014	DILAUDID-HP	PURDUE PHARMA L.P.	No
TMK 12-01331	11/29/2012	1/5/2020	BAXSTRAP	LAERDAL MEDICAL A/S	No
TMK 12-01224	11/2/2012	11/23/2020	ECO-FOIL	HANOI-FOIL CORPORATION	No
TMK 12-01229	11/5/2012	10/26/2020	JIFFY-FOIL	JIFFY-FOIL CORPORATION	No
TMK 11-00358	11/29/2012	10/15/2022	POM	POMWONDERFUL LLC	No
TMK 11-01273	11/29/2012	9/1/2022	5 CRABS	VIET HUONG FISHSAUCE COMPANY INC.	No
TMK 11-01294	11/29/2012	9/10/2022	VIET HUONG (STYLIZED)	VIET HUONG FISHSAUCE COMPANY INC.	No
TMK 04-00629	11/2/2012	10/31/2022	HORIZONTAL COLOR STRIPE ADJA-CENT BAG TOP	ILLINOIS TOOL WORKS INC.	No
TMK 12-00720	11/29/2012	10/29/2022	ZAVESCA	ACTELION PHARMACEUTICALS LTD	No
TMK 12-01321	11/29/2012	3/25/2022	SEAMASTER	OMEGA SA (OMEGA.AG) (OMEGA LTD.)	No
TMK 12-01320	11/29/2012	7/31/2022	LIVIN' DEN	ASHLEY FURNITURE INDUSTRIES, INC.	No
TMK 12-01034	11/29/2012	12/18/2022	CAT	CATERPILLAR INC.	No
TMK 12-01225	11/2/2012	10/23/2022	BODY BEAST	BEACHBODY, LLC	No

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COP 12-00225	11/29/2012	11/29/2032	ZUMBA DANCING FIGURE (ORIGINAL)	ZUMBA FITNESS, LLC,	No
COP 12-00170	11/2/2012	11/2/2032	CHAMPAGNE BOTTLE -CORK CAGE.	EPIC PRODUCTS, INC.	No
COP 12-00226	11/29/2012	11/29/2032	EXHILARATE DVD SET PHOTO/ART-WORK.	ZUMBA FITNESS, LLC	No
TMK 12-01241	11/5/2012	2/4/2017	MCM AND DESIGN	MCM HOLDING AG	No
COP 12-00229	11/29/2012	11/29/2032	BOYS WILL BE BOYS	TRIBORO QUILT MANUFACTURING CORPORATION	No
TMK 12-01240	11/5/2012	10/9/2022	PARADISE SHORES	BDSRCO, INC.	No
TMK 12-01243	11/5/2012	3/6/2022	TRIO	ANDREW YAROS/ DUO, LLC	No
COP 12-00230	11/29/2012	11/29/2032	RABBIT 1.0	CULTO GMBH	No
TMK 12-01322	11/29/2012	4/28/2021	QUESO RANCHERO AND DESIGN	CACIQUE, INC.	No
TMK 12-01330	11/29/2012	5/10/2021	ALGENIST	SOLAZYME, INC.	No
COP 12-00171	11/2/2012	11/2/2032	EXHILARATE DVD SET PHOTO/ART-WORK 2.	ZUMBA FITNESS, LLC	No
TMK 12-01226	11/2/2012	1/15/2018	SILYNX DESIGN	SILYNX COMMUNICATIONS	No
COP 12-00218	11/16/2012	11/16/2032	AGAVE.	CASAMIGOS TEQUILA, LLC.	No
TMK 12-01280	11/8/2012	9/4/2022	ANGRY BIRDS	ROVIO ENTERTAINMENT LTD. F/K/A ROVIO MOBILE OY	No
COP 12-00172	11/2/2012	11/2/2032	PACKAGING FOR KLICINZ JUMBO LARGE (NON-BOX), ET AL.	LJL, INC.	No

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COP 12-00173	11/2/2012	11/2/2032	PACKAGING FOR MASS MARKET JUMBO LARGE ETHNIC.	LJL, INC.	No
TMK 12-01227	11/2/2012	10/2/2022	PICROSS 3D	NINTENDO OF AMERICA INC.	No
COP 12-00174	11/2/2012	11/2/2032	THE BLACKFOOT PAPERS -VOLS. ONE, TWO, THREE AND FOUR.	GLACIER COUNTY SCHOOL DISTRICT NO. 9 D/B/A BROWNING PUBLIC SCHOOLS	No
TMK 12-01242	11/5/2012	9/29/2019	TROJAN	CHURCH & DWIGHT CO., INC.	No
COP 12-00175	11/2/2012	11/2/2032	4505E-BROWN BACKGROUND AND BABY PINK FLORAL WITH YELLOW STRONG COLOR	BNB ENTERPRISE, INC.	No
COP 12-00176	11/2/2012	11/2/2032	PACKAGING FOR MASS MARKET POPPI ELASTIC GENERAL.	LJL, INC.	No
COP 12-00178	11/2/2012	11/2/2032	MASS MARKET SMALL GENERAL	LJL, INC.	No
COP 12-00177	11/2/2012	11/2/2032	PACKAGING FOR MASS MARKET LARGE GENERAL	LJL, INC.	No
TMK 12-01227	11/5/2012	6/16/2018	AUBURN TIGERS	AUBURN UNIVERSITY	No
TMK 12-01289	11/16/2012	6/5/2022	MD WELLSRING AND DESIGN	MD WELLSRING, LLC	No
COP 12-00179	11/2/2012	11/2/2032	HAIRSTYLE INSERTS FOR KLICINZ MEDIUM (NON-BOX) ET AL.	LJL, INC.,	No
COP 12-00181	11/2/2012	11/2/2032	KLICINZ LARGE (NON-BOX)	LJL, INC.	No

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COP 12-00216	11/8/2012	11/8/2032	PACKAGING FOR KLICINZ SMALL (NON-BOX)	LJL, INC.	No
COP 12-00180	11/2/2012	11/2/2032	INSIDE PACKAGING FOR WHIRL-A-STYLE POPPI ELASTIC AND JEWELRY, ET AL.	LJL, INC.,	No
TMK 12-01238	11/5/2012	8/28/2022	SCENE SETTERS	PARTY CITY HOLDINGS, INC.	No
TMK 12-01244	11/5/2012	8/24/2020	LAURA STEIN	KCH CORPORATION	No
COP 12-00182	11/2/2012	11/2/2032	PACKAGING FOR KLICINZ JUMBO MINI (NON-BOX)	LJL, INC.,	No
COP 12-00202	11/5/2012	11/5/2032	PACKAGING FOR KLICINZ LARGE SA-LON BOX ET AL.	LJL, INC.,	No
COP 12-00203	11/5/2012	11/5/2032	PACKAGING FOR KLICINZ SMALL SA-LON BOX, ET AL.	LJL, INC.,	No
COP 12-00204	11/5/2012	11/5/2032	PACKAGING FOR MASS MARKET JUMBO MEDIUM GENERAL.	LJL, INC.,	No
COP 12-00205	11/5/2012	11/5/2032	PACKAGING FOR MASS MARKET JUMBO LARGE GENERAL.	LJL, INC.	No
COP 12-00214	11/8/2012	11/8/2032	INSIDE PACKAGING FOR FASHION OBSESSED PONYTAIL EXTENDER, ET AL.	LJL, INC.	No
COP 12-00212	11/8/2012	11/8/2032	XENOBLADE.	MONOLITH SOFTWARE INC.,	No

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COP 12-00215	11/8/2012	11/8/2032	PACKAGING FOR WHIRL-A-STYLE JUMBO LARGE.	LJL, INC.	No
COP 12-00183	11/2/2012	11/2/2032	PACKAGING FOR WHIRL-A-STYLE LARGE.	LJL, INC.,	No
COP 12-00206	11/5/2012	11/5/2032	PACKAGING FOR WHIRL-A-STYLE JUMBO MEDIUM.	LJL, INC.	No
COP 12-00207	11/5/2012	11/5/2032	PACKAGING FOR WHIRL-A-STYLE SMALL.	LJL, INC.,	No
COP 12-00208	11/5/2012	11/5/2032	PACKAGING FOR WHIRL-A-STYLE MINI.	LJL, INC.	No
COP 12-00210	11/5/2012	11/5/2032	LADY BUGS TOWN	BNB ENTERPRISES, INC.	No
COP 12-00224	11/29/2012	11/29/2032	MONKEY ISLAND.	BNB ENTERPRISES, INC. ADDRESS: 7549 ROSECRANS AVE, PARAMOUNT.	No
COP 12-00209	11/5/2012	11/5/2032	PACKAGING FOR MASS MARKET LARGE ETHNIC.	LJL, INC.,	No
COP 12-00217	11/8/2012	11/8/2032	OUTSIDE PACKAGING WHIRL-A-STYLE SMALL ET AL.	LJL, INC.	No
COP 12-00186	11/2/2012	11/2/2032	OUTSIDE PACKAGING WHIRL-A-STYLE JUMBO MEDIUM, ET AL.	LJL, INC.	No
COP 12-00184	11/2/2012	11/2/2032	OUTSIDE PACKAGING WHIRL-A-STYLE JUMBO, LARGE ET AL.	LJL, INC.	No

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TMK 12-01290	11/16/2012	11/14/2020	EZFLOW	MERCURY ENTERPRISES, INC.	No
TMK 12-01329	11/29/2012	11/13/2017	PRO1	PRO1 IAQ, INC.	No
COP 12-00187	11/2/2012	11/2/2032	OUTSIDE PACKAGING FOR HAUTE HAIRSTYLER PONYTAIL EXTENDER, ET AL.	LJL, INC.	No
TMK 12-01251	11/5/2012	5/8/2017	POPPI	LJL, INC.	No
TMK 12-01239	11/5/2012	7/10/2022	LARUE	AUSTIN PRECISION PRODUCTS INC. DBA LARUE TACTICAL	No
TMK 12-01236	11/5/2012	5/22/2022	LARUE	AUSTIN PRECISION PRODUCTS INC. DBA LARUE TACTICAL	No
TMK 12-01282	11/8/2012	12/29/2019	NEO-STATCO2	MERCURY ENTERPRISES, INC.	No
COP 12-00228	11/29/2012	11/29/2032	PACKAGING FOR MASS MARKET JUMBO LARGE ETHNIC.	LJL, INC.,	No
COP 12-00189	11/2/2012	11/2/2032	PACKAGING FOR POPPI JEWELRY.	LJL, INC.,	No
COP 12-00191	11/2/2012	11/2/2032	INSIDE PACKAGING FOR FASHION OBSESSED HAIRSTYLER MEDIUM HAIR, ET AL.	LJL, INC.	No
COP 12-00185	11/2/2012	11/2/2032	INSIDE PACKAGING FOR HAUTE HAIRSTYLER MEDIUM HAIR, ET AL.	LJL, INC.	No

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COP 12-00188	11/2/2012	11/2/2032	INSIDE PACKAGING FOR HAUTE HAIRSTYLER LONG HAIR, ET AL.	LJL, INC.	No
COP 12-00195	11/2/2012	11/2/2032	OUTSIDE PACKAGING FOR PONYTAIL ELASTIC SIX INCH.	LJL, INC.	No
COP 12-00190	11/2/2012	11/2/2032	INSIDE PACKAGING WHIRL-A-STYLE LARGE, ET AL.	LJL, INC.	No
TMK 12-01292	11/16/2012	4/22/2017	AUBURN	AUBURN UNIVERSITY	No
COP 12-00192	11/2/2012	11/2/2032	PACKAGING FOR MASS MARKET MINI GENERAL ET AL.	LJL, INC.	No
TMK 12-01250	11/5/2012	10/14/2013	EZFLOW MAX	MERCURY ENTERPRISES, INC.	No
TMK 12-01255	11/5/2012	3/1/2021	NEO-TEE	MERCURY ENTERPRISES, INC.	No
TMK 12-01283	11/8/2012	4/24/2017	KLICINZ	LJL, INC.	No
TMK 12-01295	11/16/2012	12/2/2013	STATCO2	MERCURY ENTERPRISES, INC.	No
TMK 12-01291	11/16/2012	3/27/2017	CONFIGURATION OF A DOG BONE	THE NUTRO COMPANY	No
COP 12-00201	11/5/2012	11/5/2032	OUTSIDE PACKAGING FOR FASHION OBSESSED HAIRSTYLER LONG HAIR, ET AL.	LJL, INC.	No
TMK 12-01250	11/5/2012	7/3/2022	WHIRLA GIRL	LJL, INC.	No
TMK 12-01293	11/16/2012	8/28/2022	V AND DESIGN	TIME PLAZA INC.	No
TMK 12-01294	11/16/2012	8/21/2022	ELOQUII	LIMITED STORES, LLC	No

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TMK 12-01297	11/16/2012	7/18/2016	MINI STATCO2	MERCURY ENTERPRISES, INC.	No
TMK 12-01324	11/29/2012	7/3/2022	WHIRL A -STYLE AND DESIGN	LJL, INC.	No
TMK 12-01262	11/8/2012	2/9/2020	DESIGN	MARS, INCORPORATED	No
TMK 12-01261	11/8/2012	11/8/2015	M&M'S AND DESIGN	MARS, INCORPORATED	No
TMK 12-01263	11/8/2012	6/12/2022	M MAICO AND DESIGN	578539 BC LTD. T/A CANADIAN MAICO	No
TMK 12-01276	11/8/2012	3/15/2020	E EVERYONE CONTENT RATED BY ESRB AND DESIGN	ENTERTAINMENT SOFTWARE ASSO-CIATION	No
COP 12-00193	11/2/2012	11/2/2032	INSIDE PACKAGING WHIRL-A-STYLE MINI, ET AL.	LJL, INC.	No
TMK 12-01264	11/8/2012	7/31/2022	PAPATYA	PLASTIX USA LLC	No
TMK 12-01265	11/8/2012	2/24/2019	NUTRO	THE NUTRO COMPANY	No
TMK 12-01266	11/8/2012	1/31/2016	AU AND DESIGN	AUBURN UNIVERSITY	No
TMK 12-01268	11/8/2012	10/18/2016	ESRB AND DESIGN	ENTERTAINMENT SOFTWARE ASSO-CIATION	No
TMK 12-01267	11/8/2012	4/21/2018	M MATURE 17+ CONTENT RATED BY ESRB AND DESIGN	ENTERTAINMENT SOFTWARE ASSO-CIATION	No
COP 12-00197	11/5/2012	11/5/2032	PACKAGING FOR MASS MARKET MINI ETHNIC	LJL, INC.	No
TMK 12-01281	11/8/2012	9/27/2021	FLOW-SAFE	MERCURY ENTERPRISES, INC.	No



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COP 12-00194	11/2/2012	11/2/2032	OUTSIDE PACKAGING FOR FASHION OBSESSED HAIRSTYLER NARROW, ET AL.	LJL, INC.	No
COP 12-00199	11/5/2012	11/5/2032	OUTSIDE PACKAGING FOR SIX INCH PONYTAIL ELASTIC, ET AL.	LJL, INC.	No
TMK 12-01269	11/8/2012	12/22/2019	MASTER CLASSIC II	3M COMPANY	No
TMK 12-01271	11/8/2012	6/16/2019	RP RATING PENDING CONTENT RATED BY ESRB AND DESIGN	ENTERTAINMENT SOFTWARE ASSOCIATION	No
COP 12-00211	11/8/2012	11/8/2032	OUTSIDE PACKAGING FOR HAUTE HAIRSTYLER PONYTAIL EXTENDER, ET AL.	LJL, INC.	No
TMK 12-01231	11/5/2012	2/10/2019	DESIGN	NEW SHREVE, CRUMP & LOW LLC	No
TMK 12-01272	11/8/2012	9/4/2022	UNIVERSAL SUN-V AND DESIGN	TIME PLAZA INC.	No
TMK 12-01274	11/8/2012	9/20/2021	SABADEE	LIEN HOA FOOD CORPORATION	No
TMK 12-01247	11/5/2012	5/22/2022	V VISION AND DESIGN	TIME PLAZA INC.	No
TMK 12-01248	11/5/2012	8/21/2022	ELOQUII	LIMITED STORES, LLC	No
TMK 12-01279	11/8/2012	3/18/2016	PEDIGREE	MARS, INCORPORATED	No
TMK 12-01278	11/8/2012	7/10/2021	LASERJET	HEWLETT-PACKARD DEVELOPMENT COMPANY, L.P.	No

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Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 12-01273	11/8/2012	4/21/2018	T TEEN CONTENT RATED BY ESRB AND DESIGN	ENTERTAINMENT SOFTWARE ASSOCIATION	No
TMK 12-01270	11/8/2012	4/22/2018	AO ADULTS ONLY CONTENT RATED BY ESRB AND DESIGN	ENTERTAINMENT SOFTWARE ASSOCIATION	No
TMK 12-01277	11/8/2012	5/8/2022	KATE SPADE NEW YORK	KATE SPADE LLC	No
TMK 12-01275	11/8/2012	5/18/2020	SABAIDEE	LIEN HOA FOOD CORPORATION	No
TMK 12-01228	11/5/2012	1/11/2021	JIFFY-FOIL	HANOI-FOIL CORPORATION	No
TMK 12-01252	11/8/2012	9/19/2020	GREENIES	THE NUTRO COMPANY	No
TMK 12-01253	11/8/2012	1/7/2017	AU	AUBURN UNIVERSITY	No
COP 12-00166	11/1/2012	11/1/2032	PACKAGING FOR KLICINZ POPPI JEWELRY.	LJL, INC.,	No
TMK 12-01246	11/5/2012	7/31/2022	E DESIGN	LIMITED STORES, LLC	No
TMK 12-01260	11/8/2012	8/21/2022	ELOQUUI	LIMITED STORES, LLC	No
TMK 12-01254	11/8/2012	2/7/2016	M&M'S AND DESIGN	MARS, INCORPORATED	No
TMK 12-01257	11/8/2012	1/28/2017	WAR EAGLE	AUBURN UNIVERSITY	No
TMK 12-01220	11/1/2012	11/12/2015	JOSS CUBES	JOSS CUBES, LTD.	No
TMK 12-01249	11/5/2012	7/3/2022	WHIRLA GIRL AND DESIGN	LJL, INC.	No
TMK 12-01245	11/5/2012	7/3/2022	ZANIA WIZARD	LJL, INC.	No
TMK 12-01255	11/8/2012	9/4/2022	S U N - V AND DESOGM	TIME PLAZA INC.	No
TMK 12-01221	11/1/2012	1/31/2022	SLIM IN 6 AND DESIGN	BEACHBODY, LLC	No

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COP 12-00213	11/8/2012	11/8/2032	AIR SWIMMERS ANGRY BIRDS SPACE	WILLIAM MARK CORPORATION	No
TMK 12-01256	11/8/2012	7/24/2021	DESIGN (OVAL SHAPED TIGER EYE DESIGN)	AUBURN UNIVERSITY	No
TMK 12-01259	11/8/2012	8/7/2017	E 10+ EVERYONE 10+ CONTENT RATED BY ESRB AND DESIGN	ENTERTAINMENT SOFTWARE ASSOCIATION	No
TMK 12-01258	11/8/2012	4/21/2018	EC EARLY CHILDHOOD CONTENT RATED BY ESRB AND DESIGN	ENTERTAINMENT SOFTWARE ASSOCIATION	No
TMK 12-01232	11/5/2012	6/12/2022	LARUE	AUSTIN PRECISION PRODUCTS INC. DBA LARUE TACTICAL	No
COP 12-00167	11/1/2012	11/1/2032	PACKAGING FOR KLICINZ JUMBO LARGE (BOX)	LJL, INC.,	No
COP 12-00169	11/1/2012	11/1/2032	PACKAGING FOR MASS MARKET SMALL ETHNIC.	LJL, INC.,	No
COP 12-00168	11/1/2012	11/1/2032	THE BLACKFOOT PAPERS - LIMITED EDITION	GLACIER COUNTY SCHOOL DISTRICT NO. 9 D/B/A BROWNING PUBLIC SCHOOLS	No
TMK 12-01222	11/1/2012	10/23/2017	AFA	AMERICAN FLOORING ALLIANCE CORPORATION	No
TMK 12-01223	11/1/2012	7/12/2021	ZIP 'N CLOSE	KCH CORPORATION	No
TMK 12-01234	11/5/2012	7/10/2022	LARUE TACTICAL	AUSTIN PRECISION PRODUCTS INC. (D/B/A LARUE TACTICAL)	No

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COP 12-00200	11/5/2012	11/5/2032	PACKAGING FOR KLICINZ JUMBO MEDIUM (BOX)	LJL, INC.	No
COP 12-00196	11/2/2012	11/2/2032	PACKAGING FOR KLICINZ LARGE (BOX)	LJL, INC.,	No
TMK 12-01233	11/5/2012	8/25/2019	PINK	STARBUZZ TOBACCO, INC.	No
COP 12-00165	11/1/2012	11/1/2032	PACKAGING FOR KLICINZ MINI (BOX)	LJL, INC.,	No
COP 12-00198	11/5/2012	11/5/2032	PACKAGING FOR KLICINZ SMALL (BOX)	LJL, INC.	No
TMK 12-01323	11/29/2012	8/16/2022	LV AND DESIGN	LOUIS VUITTON MALLETTIER	No
COP 12-00227	11/29/2012	11/29/2032	LEOPARD SPROUSE.	LOUIS VUITTON MALLETTIER	No
TMK 12-01328	11/29/2012	12/13/2021	POWER RANGERS	SCG POWER RANGERS LLC	No
TMK 12-01334	11/30/2012	8/19/2013	MEMORY GUARD	CONTEC, LLC	No
TMK 12-01296	11/16/2012	1/29/2021	WALKERS AND DESIGN	WALKERS SHORTBREAD LIMITED	No
TMK 12-01325	11/29/2012	1/6/2019	DESIGN (KNEE PAD)	KNEE-PRO INDUSTRIES, INC.	No
TMK 12-01327	11/29/2012	8/11/2021	WHITE'S AND DESIGN	WHITE'S ELECTRONICS, INC.	No
TMK 12-01326	11/29/2012	12/14/2021	CULTURED STONE	BORAL STONE PRODUCTS LLC	No
TMK 12-01305	11/29/2012	11/9/2020	CUSHE	WOLVERINE WORLD WIDE, INC.	No
COP 12-00219	11/29/2012	11/29/2032	ZEBRA ARTWORK FOR RICE BAGS.	HAMSONS INC.	No
TMK 12-01306	11/29/2012	10/11/2021	CHACO AND DESIGN	WOLVERINE OUTDOORS, INC.	No
TMK 12-01308	11/29/2012	9/11/2022	THUMS UP	MEENAXI ENTERPRISE, INC.	No

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TMK 12-01309	11/29/2012	5/27/2017	WALKERS PRODUCT OF SCOTLAND ESTABLISHED 1898 PURE SUTTER SHORTBREAD FINGERS NET WT 150G 5.3 OZ. E U D	WALKERS SHORTBREAD LIMITED	No
COP 12-00220	11/29/2012	11/29/2032	PACKAGING FOR MASS MARKET POPPI ETHNIC.	LJL, INC.,	No
TMK 12-01310	11/29/2012	4/13/2014	VORTEX	SHELTERED WINGS, INC.	No
TMK 12-01307	11/29/2012	3/3/2019	BLACKHAWK!	ALLIANT TECHSYSTEMS INC.	No
TMK 12-01311	11/29/2012	11/13/2021	POWER RANGERS	SCG POWER RANGERS LLC	No
TMK 12-01312	11/29/2012	7/24/2022	BUY MAJORS	DAN STRICKLAND	Yes
TMK 12-01313	11/29/2012	11/2/2020	BASS PRO SHOPS	BASS PRO INTELLECTUAL PROPERTY, L.L.C.	No
TMK 12-01314	11/29/2012	10/6/2018	BASS PRO SHOPS & FISH LOGO	BASS PRO INTELLECTUAL PROPERTY, L.L.C.	No
TMK 12-01315	11/29/2012	4/21/2019	VORTEX	SHELTERED WINGS, INC. (DBA VOR-TEX OPTICS AND DBA EAGLE OPTICS)	No
TMK 12-01316	11/29/2012	4/24/2017	VULTURE	SHELTERED WINGS, INC.	No
TMK 12-01317	11/29/2012	2/22/2021	SUPERDRY	DKH RETAIL LIMITED	No
TMK 12-01335	11/30/2012	6/26/2017	SKY! (STYLIZED)	SKY SIL-JEG	No

**CBP IPR RECORDATION — NOVEMBER 2012**

<b>Recordation No.</b>	<b>Effective Date</b>	<b>Expiration Date</b>	<b>Name of Cop/Tmk/Tm</b>	<b>Owner Name</b>	<b>GM Restricted</b>
COP 12-00223	11/29/2012	11/29/2032	PACKAGING FOR WHIRL-A-STYLE ACCESSORIES.	LJL, INC.,	No
TMK 05-00006	11/29/2012	12/5/2015	DIESEL-ONLY-THE-BRAVE-DIESEL & DESIGN	DIESEL S.P.A.	No
TMK 04-00251	11/29/2012	1/28/2023	GG & DESIGN	GUCCI AMERICA, INC.	No
COP 12-00222	11/29/2012	11/29/2032	INTELLITOUCH PT SERIES DISPLAY.	ONBOARD RESEARCH CORPORATION	No
TMK 12-01285	11/16/2012	7/28/2021	WHITE'S	WHITE'S ELECTRONICS, INC.	No
COP 12-00221	11/29/2012	11/29/2032	FREQUENCY.	INCIPIO TECHNOLOGIES, INC.	No
TMK 12-01319	11/29/2012	5/12/2017	HYTEST	WOLVERINE WORLD WIDE, INC.	No
TMK 12-01318	11/29/2012	11/7/2020	SEBAGO	SEBAGO USA, LLC	No
TMK 12-01298	11/29/2012	12/19/2018	CULTURED	BORAL STONE PRODUCTS LLC	No
TMK 12-01286	11/16/2012	5/16/2015	CHACO	WOLVERINE OUTDOORS, INC.	No
TMK 12-01299	11/29/2012	9/11/2022	LIMCA	MEENAXI ENTERPRISE, INC.	No
TMK 12-01284	11/16/2012	9/11/2017	CUSHE AND DESIGN	WOLVERINE WORLD WIDE, INC.	No
TMK 12-01287	11/16/2012	8/3/2015	CAESARSTONE	CAESARSTONE SDOT-YAM LTD.	No
TMK 12-01288	11/16/2012	3/29/2021	RAZOR	SHELTERED WINGS, INC.	No
TMK 12-01300	11/29/2012	10/16/2017	NOMAD	SHELTERED WINGS, INC.	No
TMK 12-01301	11/29/2012	9/18/2022	WE'RE JUST NOT ANNOYING	NORTHWEST REGISTERED AGENT LLC	No
TMK 12-01303	11/29/2012	10/19/2023	NAILBUSTER	PROFILE TECHNOLOGY, INC.	No
TMK 12-01302	11/29/2012	7/14/2021	FS	FEDERAL SIGNAL CORPORATION	No

**CBP IPR RECORDATION — NOVEMBER 2012**

<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 12-01304	11/29/2012	12/23/2013	INTELLITOUCH	ONBOARD RESEARCH CORPORATION	No
TMK 02-00642	11/29/2012	12/15/2022	TRAVEL ETCH A SKETCH	THE OHIO ART COMPANY	No

Total Records: 225

Date as of: 12/6/2012

**AGENCY INFORMATION COLLECTION ACTIVITIES:****Application for Allowance in Duties**

**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 Application for Allowance in Duties (CBP Form 4315). 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 February 5, 2013, 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:** Application for Allowance in Duties.

**OMB Number:** 1651-0007.

**Form Number:** CBP Form 4315.

**Abstract:** CBP Form 4315, “*Application for Allowance in Duties*,” is submitted to CBP in instances of claims of damaged or defective imported merchandise on which an allowance in duty is made in the liquidation of the entry. The information on this form is used to substantiate an importer’s claim for such duty allowances. CBP Form 4315 is authorized by 19 U.S.C. 1506 and provided for by 19 CFR part 158, and authorized by 19 U.S.C. 1506, Tariff Act of 1930. This form is accessible at: [http://forms.cbp.gov/pdf/CBP\\_Form\\_4315.pdf](http://forms.cbp.gov/pdf/CBP_Form_4315.pdf).

**Action:** CBP proposes to extend the expiration date of this information collection with no change to the estimated burden hours or to CBP Form 4315.

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

**Affected Public:** Businesses.

**Estimated Number of Respondents:** 12,000.

**Estimated Number of Total Annual Responses:** 12,000.

**Estimated Time per Response:** 8 minutes.

**Estimated Total Annual Burden Hours:** 1,600.

Dated: December 3, 2012.

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

[Published in the Federal Register, December 7, 2012 (77 FR 73038)]

## AGENCY INFORMATION COLLECTION ACTIVITIES:

### Foreign Assembler’s Declaration

**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: Foreign Assembler's Declaration (with Endorsement by Importer). 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** (77 FR 59206) on September 26, 2012, allowing for a 60-day comment period. 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 January 7, 2013.

**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 [oir\\_submission@omb.eop.gov](mailto:oir_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 Manage-

ment 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:** Foreign Assembler's Declaration (with Endorsement by Importer).

**OMB Number:** 1651-0031.

**Form Number:** None.

**Abstract:** In accordance with 19 CFR 10.24, a Foreign Assembler's Declaration must be made in connection with the entry of assembled articles under subheading 9802.00.80, Harmonized Tariff Schedule of the United States (HTSUS). This declaration includes information such as the quantity, value and description of the imported merchandise. The declaration is made by the person who performed the assembly operations abroad and it includes an endorsement by the importer. The Foreign Assembler's Declaration is used by CBP to determine whether the operations performed are within the purview of subheading 9802.00.80, HTSUS and therefore eligible for preferential tariff treatment. In accordance with 19 CFR 10.24, a Foreign Assembler's Declaration must be made in connection with the entry of assembled articles under subheading 9802.00.80, Harmonized Tariff Schedule of the United States (HTSUS). This declaration includes information such as the quantity, value and description of the imported merchandise. The declaration is made by the person who performed the assembly operations abroad and it includes an endorsement by the importer. The Foreign Assembler's Declaration is used by CBP to determine whether the operations performed are within the purview of subheading 9802.00.80, HTSUS and therefore eligible for preferential tariff treatment.

19 CFR 10.24(c) and (d) require that the importer/assembler maintain records for 5 years from the date of the related entry and that they make these records readily available to CBP for audit, inspection, copying, and reproduction.

**Current Actions:** CBP proposes to extend the expiration date of this information collection with a change to the estimated burden hours based the number of Foreign Assembly Declarations completed in 2011. There is no change to the information collected.

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

**Affected Public:** Businesses.

**Estimated Number of Respondents/ Recordkeepers:** 2,730.

**Estimated Time per Response/ Recordkeeping:** 55 minutes.

**Estimated Number of Responses/ Recordkeeping per Respondent:** 128.

**Estimated Total Annual Burden Hours:** 320,087.

Dated: December 3, 2012.

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

[Published in the Federal Register, December 7, 2012 (77 Fr 73038)]



## **AGENCY INFORMATION COLLECTION ACTIVITIES:**

### **Declaration for Free Entry of Returned American Products**

**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: 1651-0011.

**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: Declaration for Free Entry of Returned American Products (CBP Form 3311). This is a proposed extension of an information collection that was previously approved. CBP is proposing that this information collection be extended with no change to the burden hours or to the information collected. This document is published to obtain comments from the public and affected agencies. This proposed information collection was previously published in the **Federal Register** (77 FR 58564) on September 21, 2012, allowing for a 60-day comment period. 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 January 10, 2013.

**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 [oir\\_submission@omb.eop.gov](mailto:oir_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 cost 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:** Declaration of Free entry of Returned American Products.

**OMB Number:** 1651-0011.

**Form Number:** CBP Form 3311.

**Abstract:** CBP Form 3311, *Declaration for Free Entry of Returned American Products*, is used by importers and their agents when duty-free entry is claimed for a shipment of returned American products under the Harmonized Tariff Schedules of the United States. This form serves as a declaration that the goods are American made and that (a) they have not been advanced in value or improved in condition while abroad, (b) were not previously entered under a Temporary Importation Under Bond provision, and (c) drawback was never claimed and/or paid. CBP Form 3311 is authorized by 19 CFR 10.1, 10.5, 10.6, 10.66, 10.67, 12.41, 123.4, 142.11, 143.21, 143.23, 143.25 and is accessible at [http://forms.cbp.gov/pdf/CBP\\_Form\\_3311.pdf](http://forms.cbp.gov/pdf/CBP_Form_3311.pdf).

**Action** CBP proposes to extend the expiration date of this information collection with no change to the burden hours or to CBP Form 3311.

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

**Affected Public:** Businesses.

**Estimated Number of Respondents:** 12,000.

**Estimated Number of Responses per Respondent:** 35.

**Estimated Number of Total Annual Responses:** 420,000.

**Estimated Time per Response:** 6 minutes.

**Estimated Total Annual Burden Hours:** 42,000.

Dated: December 6, 2012.

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

## AGENCY INFORMATION COLLECTION ACTIVITIES:

### Deferral of Duty on Large Yachts Imported for Sale

**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: 1651-0080.

**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: Deferral of Duty on Large Yachts Imported for Sale. This is a proposed extension of an information collection that was previously approved. CBP is proposing that this information collection be extended with no change to the burden hours or to the information collected. This document is published to obtain comments from the public and affected agencies. This proposed information collection was previously published in the **Federal Register** (77 FR 60133) on October 2, 2012, allowing for a 60-day comment period. 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 January 10, 2013.

**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 [aira\\_submission@omb.eop.gov](mailto:aira_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 cost 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:** Deferral of Duty on Large Yachts Imported for Sale.

**OMB Number:** 1651-0080.

**Form Number:** None.

**Abstract:** This collection of information is required to ensure compliance with 19 U.S.C. 1484b which provides that an otherwise dutiable yacht that exceeds 79 feet in length, is used primarily for recreation or pleasure, and had been previously sold by a manufacturer or dealer to a retail customer, may be imported without the payment of duty if the yacht is imported with the intention to offer for sale at a boat show in the United States. The statute provides for the deferral of payment of duty until the yacht is sold but specifies that the duty deferral period may not exceed 6 months. This collection of information is provided for by 19 CFR 4.94 which requires the submission of information to CBP such as the name and address of the owner

of the yacht, the dates of cruising in the waters of the United States, information about the yacht, and the ports of arrival and departure.

**Current Actions:** CBP proposes to extend the expiration date of this information collection with no change to the burden hours or to the information collected.

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

**Affected Public:** Businesses and Individuals.

**Estimated Number of Respondents:** 50.

**Estimated Number of Total Annual Responses:** 50.

**Estimated Time per Response:** 1 hour.

**Estimated Total Annual Burden Hours:** 50.

Dated: December 6, 2012.

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

[Published in the Federal Register, December 11, 2012 (77 FR 73671)]