

# U.S. Customs and Border Protection

19 CFR PART 24

[CBP DEC. 13-03]

## **TECHNICAL CORRECTIONS REGARDING THE METHODS OF COLLECTION OF CERTAIN USER FEES BY CBP**

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

**ACTION:** Final rule.

**SUMMARY:** This document amends the U.S. Customs and Border Protection (CBP) regulations in order to clarify that any applicable Animal and Plant Health Inspection Service (APHIS) user fee, which is called an Agricultural Quarantine and Inspection (AQI) user fee, for commercial trucks will be collected by CBP upon arrival into the United States at the same time that CBP collects its portion of this user fee and to reflect certain administrative changes pertaining to the collection of user fees. The regulation also clarifies that transponders have replaced decals for commercial truck user fee purposes and indicates that the Internet portal through which the public obtains decals and transponders has been renamed the “Decal and Transponder Online Procurement System (DTOPS).” In addition, the user fee decal program, certain administrative aspects of which had previously been managed by a private bank under a contract with CBP, is currently being administered entirely within CBP, and this document updates the addresses to which applicable forms and payments are to be mailed as a result of this change. Finally, this document amends the applicable regulations to provide for certain updated CBP form numbers, and to make nomenclature changes reflecting the transfer of CBP to the Department of Homeland Security. It should be noted that the amendments set forth in this document will not result in any change to the amount of the actual user fees.

**DATES:** This final rule is effective on January 24, 2013.

**FOR FURTHER INFORMATION CONTACT:** Sarah Kubon, Chief, Project Development and Oversight Section, Programs Branch, Revenue Division, Office of Administration, (317) 614-4917.

**SUPPLEMENTARY INFORMATION:**

**Background**

U.S. Customs and Border Protection (CBP) collects user fees to pay for the costs incurred in providing customs services in connection with certain activities under the authority of section 13031 of the Consolidated Omnibus Budget Reconciliation Act of 1985 (COBRA), as amended, codified at section 19 U.S.C. 58c. These user fees offset inspection costs that were previously funded solely by general taxpayer revenue. Sections 24.22(b)–(e) and (g) of the CBP regulations (19 CFR 24.22(b)–(e) and (g)) provide that, under certain circumstances, user fees must be paid upon arrival into the United States of certain commercial vessels, barges, and other bulk carriers from Canada or Mexico; commercial trucks; railroad cars; certain private vessels or private aircraft; and passengers aboard commercial vessels and commercial aircraft. Section 24.22(f) of the CBP regulations (19 CFR 24.22(f)) provides that a processing fee will be assessed for the addressee of each item of dutiable mail for which a CBP officer prepares documentation. The specific user fees charged for each type of arrival and the procedures for payment are also set forth under § 24.22.

For user fee collection purposes, it should be noted that the term “decals” refers to stickers that are required to be placed on private aircraft or private vessels 30 feet or more in length as proof that applicable user fees for entry into the United States have been paid for the calendar year. The term “transponders”, on the other hand, refers to paper stickers which contain a chip that electronically transmits confirmation that applicable user fees for commercial trucks have been paid for the calendar year.

The purpose of this document is to make technical changes to the regulations regarding the collection of user fees. This document: clarifies that CBP collects the Animal and Plant Health Inspection Service (APHIS) portion of the commercial truck user fee, which is called an Agricultural Quarantine and Inspection (AQI) user fee by the U.S. Department of Agriculture in part 354 of title 7 of the Code of Federal Regulations (7 CFR part 354), upon arrival into the United States; renames the Internet portal through which the public obtains decals and transponders; updates addresses to which applicable forms and payments are to be mailed; replaces decals with transponders for

commercial truck user fee purposes; updates CBP form numbers; organizes the structure of § 24.22; and makes nomenclature changes reflecting the transfer of CBP to the Department of Homeland Security.

### Discussion of Amendments

#### *Animal and Plant Health Inspection Service (APHIS)/Agricultural Quarantine and Inspection (AQI) and CBP User Fees*

The Animal and Plant Health Inspection Service (APHIS) of the U.S. Department of Agriculture is responsible for protecting and promoting U.S. agricultural health, regulating genetically engineered organisms, and monitoring and promoting wildlife management and animal welfare. The regulations in part 354 of title 7 of the Code of Federal Regulations (7 CFR part 354) set forth the user fees for import- and export-related services provided by APHIS. Although not specifically set forth in the CBP regulations, the applicable APHIS/AQI user fee for commercial trucks have customarily been collected by CBP on behalf of APHIS. To facilitate entry and provide transparency to the entry process for commercial trucks, this document sets forth amendments to §§ 24.22(c)(1), (c)(2), (c)(3), and (i)(3)) of the CBP regulations (19 CFR 24.22(c)(1), (c)(2), (c)(3), and (i)(3)) to clarify in the regulatory text that the applicable APHIS/AQI and CBP user fees for commercial trucks are collected by CBP upon arrival into the United States. The CBP user fee and the APHIS/AQI user fee are collected together, either in an annual payment, in which case a transponder is issued, or CBP collects the two fees in one payment on a per-arrival basis. This document also makes corresponding amendments to § 24.22(i)(3), relating to the applicable class codes and payment locations for commercial truck user fee purposes, by inserting the applicable class codes for the payment of APHIS/AQI fees. In this regard, the APHIS/AQI class code for an individual arrival is “482” and the APHIS/AQI class code reflecting the prepayment of fees for the maximum calendar year fee is “483.”

#### *Commercial Trucks and Transponders*

Section 24.22(c) sets forth the regulations pertaining to the user fees for commercial trucks. Section 24.22(c)(2), pertaining to fee limitations, currently provides that no user fee for the arrival of a commercial truck will be collected if the specified prepayment has been made and a decal has been affixed to the vehicle’s windshield. In a document published in the **Federal Register** (71 FR 20922) on April 24, 2006, CBP noted that transponders have replaced decals for commercial truck user fee purposes.

Accordingly, this document amends § 24.22(c)(2) of the CBP regulations (19 CFR 24.22(c)(2)) to clarify that a user fee for the arrival of a commercial truck will not be collected every time the vehicle crosses the border if the specified prepayment of both the CBP fee and the APHIS/AQI fee has been made and a transponder has been affixed to the vehicle's windshield. This document makes corresponding amendments to § 24.22(c)(3), pertaining to the prepayment of user fees for commercial trucks, by replacing certain references to "decal" with reference to "transponder" as set forth below. CBP notes that transponders do not have to be physically replaced upon renewal each year if they continue to function properly.

*Decal and Transponder Online Procurement System (DTOPS) and Address Updates*

As discussed earlier, decals are used for private aircraft or private vessels 30 feet or more in length, and transponders are used for commercial trucks. User fee prepayments and quarterly payments submitted to CBP on the Internet or through the mail were previously processed by a private bank pursuant to a contract with CBP under a program generally referred to as the "User Fee Decal Program." Upon the expiration of the contract with the private bank, CBP decided to process user fee prepayment and quarterly payment requests in-house to enhance CBP's user fee collection efforts and to reduce operating costs associated with administering the program. CBP has decided to rename the Internet portal through which online prepayments for decals and transponders are submitted as the "Decal and Transponder Online Procurement System (DTOPS)" to more accurately reflect that transponders, as well as decals, are available on the system. As with the User Fee Decal Program, decal and transponder prepayment requests made by credit card under DTOPS may still be made via the Internet through the "Travel" link at CBP's Web site at <http://www.cbp.gov>. CBP is able to process user fee prepayment requests and accept electronic payments through the DTOPS.

While CBP's preferred method of receiving user fee prepayment requests and user fee payments is through DTOPS, requests and payments also may be made by mail. This document amends § 24.22(c)(3) (private vessels or private aircraft) and § 24.22(e)(2) (private vessels or private aircraft) to reflect the correct mailing address for these purposes. The correct mailing address for these purposes is: "U.S. Customs and Border Protection, Attn: DTOPS Program Administrator, 6650 Telecom Drive, Suite 100, Indianapolis, IN 46278." This document further updates the address to which user fee prepayments

are to be mailed and processed for railroad cars in §§ 24.22(d)(3) and (d)(4)(ii) and for quarterly payments relating to the arrival of passengers aboard commercial vessels and commercial aircraft in § 24.22(g)(5) by cross-referencing the address listed in § 24.22(i). The correct address for these purposes is: “U.S. Customs and Border Protection, Revenue Division, Attn: User Fee Team, 6650 Telecom Drive, Suite 100, Indianapolis, IN 46278.”

#### *Prepayment at the Port*

Section 24.22 of the CBP regulations (19 CFR 24.22) contains specific guidelines concerning the prepayment of user fees. Under the current regulations, the prepayment of user fees may be made on the Internet, through the mail, or at the port of arrival, but it should be noted that the accepted method of prepayment varies based upon the type of arrival. For example, under the current regulations, § 24.22(b)(3) provides that user fee prepayments for certain commercial vessels must be made at the CBP port office, whereas user fee prepayments for commercial trucks (§ 24.22(c)(3)) and private vessels or aircraft (§ 24.22(e)(2)) may be made on the Internet, through the mail, and, under certain circumstances, at the port.

Sections 24.22(c)(3) and (e)(2) specifically provide that the option to prepay user fees at the port for commercial trucks and private vessels or aircraft is subject to the port director’s discretion to maintain user fee decal and transponder inventories at the port. However, CBP now keeps no user fee decal and transponder inventories at ports in order to facilitate port operations by minimizing internal control risks associated with maintaining the inventories in the field. Accordingly, this document amends §§ 24.22(c)(3) and (e)(2) by removing from the regulations the references to the option for prepayment at the port. As a result of this change, amended §§ 24.22(c)(3) and (e)(2) clarify that user fees for commercial trucks and private vessels or private aircraft may be prepaid through the mail or on the Internet.

#### *Information Submission and Fee Remittance Procedures*

Currently, section 24.22(i), which pertains to information submission and fee remittance procedures, provides that in addition to any information specified in 24.22(d)(4) and (g)(5) when applicable, each payment of user fees made by mail must be accompanied by information identifying the person or organization remitting the fee, the type of fee being remitted, and the time period to which the payment applies. Current section 24.22(i) also provides that all fee payments required under § 24.22 must be in the amounts prescribed and must be in U.S. currency, or by check or money order payable to CBP in

accordance with § 24.1. In order to make a payment electronically under § 24.22(i), authorization may be obtained by writing to the National Finance Center.

With respect to payment procedures, CBP notes that the Financial Management Service (FMS) of the U.S. Department of the Treasury provides central payment services to Federal agencies, operates the Federal government's collections and deposit systems, provides government-wide accounting and reporting services, and manages the collection of delinquent debt owed to the Government.

CBP believes that because of technological advancements and the integration of modern payment technology into many CBP locations, it is no longer efficient or necessary for the public to write to the National Finance Center in order to obtain authorization to pay fees electronically. However, CBP is adding language in § 24.22(i) noting that to pay railroad user fees on Pay.gov, an email must be sent to the following email address belonging to the Office of Administration, Revenue Division to establish a Pay.gov account: *CUFIUFHelp@cbp.dhs.gov*. Once the Pay.gov account is established, payments may be made directly on Pay.gov without a further need to contact CBP.

Moreover, CBP is making a clarifying amendment to § 24.22(c)(3) noting that if any of the information provided on the CBP Form 339C or the online application changes during the calendar year, the owner, agent, or person in charge of the commercial truck must inform the CBP Decal and Transponder Online Procurement System (DTOPS) Program Administrator of the changed information in writing, or update the information on the CBP Web site referenced above, no later than 15 days from the date of the change. Failure to timely notify CBP of changed information may result in the commercial truck being stopped for secondary inspection, assessment of liquidated damages, or other sanctions.

#### *Other Technical Amendments*

This document further amends § 24.22 in order to reflect that Customs Form 339 (Annual User Fee Decal Request) has been replaced by three entry-specific forms: CBP Form 339A (Annual User Fee Decal Request—Aircraft); CBP Form 339C (Annual User Fee Decal Request—Commercial Vehicle); and CBP Form 339V (Annual User Fee Decal Request—Vessels). In this regard, this document specifically removes the reference in § 24.22(c)(3) to the “Customs Form 339, Annual User Fee Decal Request” and adds, in its place, “CBP Form 339C (Annual User Fee Decal Request—Commercial Vehicle).” This document also amends §§ 24.22(e)(1) and (e)(2) by re-

moving the term “Customs Form 339, Annual User Fee Decal Request” and adding in its place, “CBP Form 339V (Annual User Fee Decal Request—Vessels) or CBP Form 339A (Annual User Fee Decal Request—Aircraft)”.

This document also amends §§ 24.22(d)(4)(ii) and (g)(5) by clarifying that the payments required by §§ 24.22(d) and (g) must be made in accordance with the procedures and payment methods set forth in their respective paragraphs and § 24.22(i).

Finally, this document proposes non-substantive amendments to § 24.22 to reflect nomenclature changes necessitated by the transfer of the agency to the Department of Homeland Security.

### **Inapplicability of Notice and Delayed Effective Date**

Pursuant to 5 U.S.C. 553(a)(2), the Administrative Procedure Act does not apply to this rulemaking because the amendments set forth in this document pertaining to the decisions to administer the user fee decal and transponder programs within CBP are matters relating to agency management and contracts. In addition, the technical corrections relating to updated CBP form numbers, CBP addresses, and nomenclature changes effected by the transfer of CBP to the Department of Homeland Security are matters relating to agency management. The Administrative Procedure Act does not apply to this rulemaking because the amendments regarding the collection of APHIS/AQI and CBP fees, the removal of the option to make prepayments at the ports, and the replacement of decals with transponders for commercial truck user fee purposes concern matters relating to agency procedure and practice pursuant to 5 U.S.C. 553(b)(A). For these same reasons, pursuant to 5 U.S.C. 553(b)(B) and (d)(3), CBP has determined that it would be unnecessary to delay publication of this rule in final form pending an opportunity for public comment and that there is good cause for this final rule to become effective immediately upon publication.

### **Regulatory Flexibility Act**

Because this document is not subject to the notice and public procedure requirements of 5 U.S.C. 553, it is not subject to the provisions of the Regulatory Flexibility Act (5 U.S.C. 601 *et. seq.*).

### **Executive Order 12866**

These amendments do not meet the criteria for a “significant regulatory action” as specified in Executive Order 12866.



## **Paperwork Reduction Act**

This package does not include any new information collections. The information collections regarding the payment of the user fees discussed in this document have already been approved by OMB under control number 1651-0052.

### **Signing Authority**

This document is limited to technical corrections of the CBP regulations. Accordingly, it is being signed under the authority of 19 CFR 0.1(b)(1).

### **List of Subjects in 19 CFR Part 24**

Accounting, Claims, Customs duties and inspection, Harbors, Reporting and recordkeeping requirements, Taxes.

### **Amendments to the CBP Regulations**

For the reasons set forth above, part 24 of the CBP regulations (19 CFR part 24) is amended as set forth below.

## **PART 24—CUSTOMS FINANCIAL AND ACCOUNTING PROCEDURE**

■ 1. The general authority citation for part 24 continues to read as follows:

**Authority:** 5 U.S.C. 301; 19 U.S.C. 58a-58c, 66, 1202 (General Note 3(i), Harmonized Tariff Schedule of the United States), 1505, 1520, 1624; 26 U.S.C. 4461, 4462; 31 U.S.C. 9701; Public Law 107-296, 116 Stat. 2135 (6 U.S.C. 1 *et seq.*);

\* \* \* \* \*

■ 2. In § 24.22:

■ a. Paragraph (b)(1)(i) is amended by removing the word “shall” in the first sentence and adding in its place the word “must”, and by removing the word “shall” in the last sentence and adding in its place the word “will”;

■ b. Paragraph (b)(1)(ii) is amended by removing the word “shall” and adding in its place the word “will”, and by removing the word “Customs” and adding in its place the term “CBP”;



- c. Paragraph (b)(2)(i) is amended by removing the word “shall” in the first sentence and adding in its place the word “must”, and by removing the word “shall” in the second sentence and adding in its place the word “will”;
- d. Paragraph (b)(2)(ii) is amended by removing the word “shall” and adding in its place the word “will”, and by removing the word “Customs” and adding in its place the term “CBP”;
- e. Paragraph (b)(3) is amended by removing the word “Customs” in the parenthetical “(Customs Form 368 or 368A)” and adding in its place the term “CBP”;
- f. Paragraph (c)(1) is amended by removing the word “shall” in the second sentence and adding in its place the word “will”, and by removing the first sentence and adding two sentences in its place to read as set forth below.
- g. Paragraph (c)(2) is amended by:
  - i. Removing the word “shall” and adding in its place the word “will”;
  - ii. Removing the amount “\$100” and adding in its place the words “the commercial truck fee, as defined in paragraph (c)(1),”; and
  - iii. Removing the word “decal” and adding in its place the word “transponder”;
- h. Paragraph (c)(3) is revised to read as set forth below.
- i. Paragraph (d)(1) is amended by removing the word “shall” each place it appears in the first and second sentences and adding in its place the word “will”, and by removing the word “shall” in the third sentence and adding in its place the word “must”;
- j. Paragraph (d)(2) is amended by removing the word “shall” and adding in its place the word “will”, and by removing the word “Customs” and adding in its place the term “CBP”;
- k. Paragraph (d)(3) is amended by removing the words “mailed to: Customs and Border Protection, National Finance Center, Collections Section, P.O. Box 68907, Indianapolis, IN 46268 (or, if for overnight delivery, to: the same addressee at 6026 Lakeside Blvd., Indianapolis, IN 46278)” and adding in their place the words “made in accordance with the procedures and payment methods set forth in this paragraph and paragraph (i) of this section”;

■ l. Paragraph (d)(4)(i) is amended by removing the word “shall” each place it appears and adding in its place the word “must”, and by removing the word “Customs” each place it appears and adding in its place the term “CBP”;

■ m. Paragraph (d)(4)(ii) is amended by:

■ i. Removing the word “shall” each place it appears and adding in its place the word “must”;

■ ii. Removing the word “Customs” the first time it appears and adding, in its place, the term “CBP”; and

■ iii. Removing the last sentence of the paragraph and adding in its place the following: “Payment must be made in accordance with the procedures and payment methods set forth in this paragraph and paragraph (i) of this section.”;

■ n. Paragraph (d)(5) is amended by removing the word “shall” each place it appears and adding in its place the word “must”, and by removing the word “Customs” each place it appears and adding in its place the term “CBP”;

■ o. Paragraph (e)(1) is amended by removing the words “A properly completed Customs Form 339, Annual User Fee Decal Request,” and adding in its place the words “Either a properly completed CBP Form 339V (Annual User Fee Decal Request—Vessels) or CBP Form 339A (Annual User Fee Decal Request—Aircraft)”;

■ p. Paragraph (e)(2) is amended by adding the words “and payment methods” before the words “set forth in this paragraph and paragraph (i) of this section.”, and by removing the last three sentences and adding two sentences in their place to read as set forth below.

■ q. Paragraph (e)(3)(i) is amended by removing the word “Customs” and adding in its place the term “CBP”;

■ r. Paragraph (f) is amended by removing the word “shall” each place it appears and adding in its place the word “will”, and by removing the word “Customs” each place it appears and adding in its place the term “CBP”;

■ s. Paragraph (g)(1)(ii) is amended by removing the word “Customs” and adding in its place the term “CBP”;

- t. Paragraph (g)(5) introductory text is revised to read as set forth below.
- u. Paragraph (g)(6) is amended by removing the word “Customs” and adding in its place the term “CBP”;
- v. Paragraph (g)(7) is amended by removing the word “shall” each place it appears and adding in its place the word “must”, and by removing the word “Customs” each place it appears and adding in its place the term “CBP”;
- w. Paragraph (g)(8) is amended by removing the word “Customs” and adding in its place the term “customs”, and by removing the word “shall” and adding in its place the word “will”;
- x. Paragraph (i), introductory text, is revised to read as set forth below.
- y. Paragraph (i)(3) is amended by removing the words “class code 492” and adding in their place the words “class code 492 for the CBP fee and class code 482 for the APHIS/AQI fee”, and by removing the words “class code 902” and adding in their place the words “class code 902 for the CBP fee and class code 483 for the APHIS/AQI fee”;
- z. Paragraph (j) is amended by:
  - i. Removing the words “Customs duty” in its heading and each place it appears in the text of the paragraph, and adding in its place the words “customs duty”;
  - ii. Removing the words “Customs laws and regulations” and adding in its place the words “customs laws and regulations”; and
  - iii. Removing the word “shall” each place it appears and adding in its place the word “will”.

The additions and revisions read as follows:

**§ 24.22 Fees for certain services.**

\* \* \* \* \*

(c) \* \* \* (1) *Fee.* The fee for a commercial truck consists of both an Animal and Plant Health Inspection Service/Agricultural Quarantine Inspection (APHIS/AQI) fee set forth in 7 CFR 354.3 for the services provided and a CBP fee of \$5.50 that CBP collects on behalf of APHIS. Upon arrival at a CBP port of entry, the driver or other person in

charge of a commercial truck must tender the fee to CBP unless it has been prepaid as provided for in paragraph (c)(2) of this section.

\* \* \* \* \*

(3) *Prepayment.* The owner, agent, or person in charge of a commercial vehicle may at any time prepay the commercial truck fee as defined in paragraph (c)(1) for all arrivals of that vehicle during a calendar year or any remaining portion of a calendar year. Prepayment must be made in accordance with the procedures and payment methods set forth in this paragraph and paragraph (i) of this section. The transponder request and prepayment by credit card or ACH debit may be made via the Internet through the “Travel” link on the CBP Web site located at <http://www.cbp.gov>. Alternatively, prepayment may be sent by mail with credit card information, check, or money order made payable to U.S. Customs and Border Protection, along with a completed CBP Form 339C (Annual User Fee Decal Request—Commercial Vehicle) for each commercial truck to the following address: U.S. Customs and Border Protection, Attn: DTOPS Program Administrator, 6650 Telecom Drive, Suite 100, Indianapolis, IN 46278. Once the prepayment has been made under this paragraph, a transponder will be issued to be permanently affixed by adhesive to the lower left hand corner of the vehicle windshield in accordance with the accompanying instructions, to show that the vehicle is exempt from payment of the fees for individual arrivals during the applicable calendar year or any remaining portion of that year. If any of the information provided on the CBP Form 339C or the online application changes during the calendar year, the owner, agent, or person in charge of the commercial truck must inform the CBP Decal and Transponder Online Procurement System (DTOPS) Program Administrator of the changed information in writing, or update the information on the CBP Web site referenced above, no later than 15 days from the date of the change. Failure to timely notify CBP of changed information may result in the commercial truck being stopped for secondary inspection, assessment of liquidated damages, or other sanctions.

\* \* \* \* \*

(e) \*\* \*

(2) \* \* \* The decal request and prepayment by credit card or ACH debit may be made via the Internet through the “Travel” link at the CBP Web site located at <http://www.cbp.gov>. Alternatively, prepayment may be sent by mail with credit card information, check, or money order made payable to U.S. Customs and Border Protection, along with a properly completed CBP Form 339V (Annual User Fee

Decal Request—Vessels) or CBP Form 339A (Annual User Fee Decal Request— Aircraft), to the following address: U.S. Customs and Border Protection, Attn: DTOPS Program Administrator, 6650 Telecom Drive, Suite 100, Indianapolis, IN 46278.

\* \* \* \* \*

(g) \* \* \*

(5) *Quarterly payment and statement procedures.* Payment to CBP of the fees required to be collected under paragraph (g)(1) of this section must be made no later than 31 days after the close of the calendar quarter in which the fees were required to be collected from the passenger. Payment of the fees must be made to the party required to collect the fee under paragraph (g)(4)(i) of this section, and must be made in accordance with the procedures and payment methods set forth in this paragraph and paragraph (i) of this section. Overpayments and underpayments may be accounted for by an explanation with, and adjustment of, the next due quarterly payment to CBP. The quarterly payment must be accompanied by a statement that includes the following information:

\* \* \* \* \*

(i) *Information submission and fee remittance procedures.* In addition to any information specified elsewhere in this section, each payment made by mail must be accompanied by information identifying the person or organization remitting the fee, the type of fee being remitted (for example, railroad car, commercial truck, private vessel), and the time period to which the payment applies and must be mailed to the following address: U.S. Customs and Border Protection, Revenue Division, Attn: User Fee Team, 6650 Telecom Drive, Suite 100, Indianapolis, IN 46278. All fee payments required under this section in U.S. dollars, and must be paid in accordance with the provisions of § 24.1. The fees may be made using any payment method authorized by § 24.1 and for which the CBP location receiving the payment is equipped to process, and are subject to any restrictions as described elsewhere in this section. To pay railroad user fees on Pay.gov, an email must be sent to the Office of Administration, Revenue Division to establish a Pay.gov account. The email address for this purpose is [CUIUFHhelp@cbp.dhs.gov](mailto:CUIUFHhelp@cbp.dhs.gov). Once the Pay.gov account is established, payments may be made directly on Pay.gov without a further need to contact CBP. Where payment is made at a CBP port, credit cards will be accepted only where the port is equipped to accept credit cards for the type of payment being made. Check or money orders must be made payable to U.S. Customs and Border Protection and must be

annotated with the appropriate class code. The applicable class codes and payment locations for each fee are as follows:

\* \* \* \* \*

Dated: January 16, 2013.

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

[Published in the Federal Register, January 24, 2013 (78 FR 5133)]

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

**(No. 12 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 December 2012. The last notice was published in the CUSTOMS BULLETIN on December 26, 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: January 23, 2013

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

## CBP IPR RECORDATION — DECEMBER 2012

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 05-00603	12/19/2012	10/22/2022	ESCADA	ESCADA LUXEMBOURG S.A.R.L.	No
TMK 06-00535	12/13/2012	2/2/2023	HUSKIES	UNIVERSITY OF WASHINGTON	No
TMK 02-00607	12/13/2012	10/20/2022	WYOMING COWBOYS	UNIVERSITY OF WYOMING	Yes
TMK 12-01336	12/13/2012	9/17/2022	CALLAWAY GOLF	CALLAWAY GOLF COMPANY	No
TMK 03-00393	12/13/2012	7/23/2022	DESIGN	SOLO INCORPORATED	No
TMK 03-00394	12/13/2012	7/2/2022	RIBS AND DESIGN	SOLO INCORPORATED	No
TMK 03-00187	12/19/2012	9/14/2022	DUPL0	LEGO JURIS A/S	No
TMK 03-00803	12/13/2012	12/1/2022	COOL WATER	ZINO DAVIDOFF SA	No
TMK 04-00669	12/13/2012	5/13/2013	BRONCO	SDK PATAN LLC.	No
TMK 06-01044	12/27/2012	8/1/2016	DON ED HARDY	HARDY WAY LLC	No
TMK 07-00210	12/13/2012	12/1/2022	AQUAPHOR	BEIERSDORF AKTIENGESELLSCHAFT	No
TMK 12-01352	12/13/2012	6/8/2015	MARATHON	GEORGIA-PACIFIC CONSUMER PRODUCTS LP	No
TMK 12-01350	12/13/2012	5/20/2018	MARATHON	GEORGIA-PACIFIC CONSUMER PRODUCTS LP	No
TMK 12-01438	12/19/2012	8/3/2022	GE	GENERAL ELECTRIC COMPANY	No
TMK 12-01349	12/13/2012	5/30/2016	DIXIE	DIXIE CONSUMER PRODUCTS LLC	No
TMK 07-01411	12/19/2012	10/5/2022	AL MAR	FADDEN/MAR COMPANY	No
TMK 08-00836	12/19/2012	10/5/2022	DESIGN	FADDEN/MAR COMPANY	No
TMK 08-01073	12/27/2012	8/29/2016	ED HARDY	HARDY WAY, LLC	No



## CBP IPR RECORDATION — DECEMBER 2012

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 04-00670	12/19/2012	7/15/2013	DESIGN ONLY	SDK PATAN LLC.	No
TMK 08-01065	12/27/2012	9/12/2016	ED HARDY	HARDY WAY, LLC	No
TMK 09-00470	12/27/2012	6/2/2019	ED HARDY	HARDY WAY, LLC	No
TMK 09-00471	12/27/2012	3/31/2019	ED HARDY	HARDY WAY, LLC	No
TMK 09-00846	12/27/2012	7/14/2019	ED HARDY	HARDY WAY, LLC	No
TMK 09-00851	12/27/2012	6/9/2019	LOVE KILLS SLOWLY AND DESIGN	HARDY WAY, LLC	No
TMK 10-00094	12/13/2012	9/24/2022	LEVITRA	BAYER AKTIENGESELLSCHAFT	No
TMK 12-01477	12/27/2012	6/22/2020	PROPAC QUALITY PACKAGING SOLUTIONS	KCH CORPORATION	No
TMK 12-01442	12/19/2012	7/12/2014	SATIN PAC	DIXIE CONSUMER PRODUCTS LLC	No
TMK 12-01338	12/13/2012	7/23/2018	YVES SAINT LAURENT	YVES SAINT LAURENT PARFUMS JOINT STOCK COMPANY	No
TMK 12-01339	12/13/2012	11/18/2021	POWER RANGERS	SCG POWER RANGERS LLC	No
TMK 12-01341	12/13/2012	4/10/2019	BASS PRO SHOPS	BASS PRO INTELLECTUAL PROPERTY, L.L.C.	No
TMK 12-01342	12/13/2012	2/20/2018	POWER RANGERS	SCG POWER RANGERS LLC	No
TMK 12-01348	12/13/2012	12/8/2018	REDHEAD AND DESIGN	BASS PRO INTELLECTUAL PROPERTY, L.L.C.	No
TMK 12-01343	12/13/2012	1/17/2022	MIGHTY MORPHIN POWER RANGERS	SCG POWER RANGERS LLC	No
TMK 12-01344	12/13/2012	1/24/2022	MIGHTY MORPHIN POWER RANGERS	SCG POWER RANGERS LLC	No

**CBP IPR RECORDATION — DECEMBER 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>
TMK 12-01347	12/13/2012	5/19/2019	APRECIA PHARMACEUTICALS	APRECIA PHARMACEUTICALS COMPANY	No
TMK 12-01345	12/13/2012	7/19/2021	JULIUS	PAUL FRANK INDUSTRIES, LLC	No
TMK 12-01346	12/13/2012	3/7/2020	DESIGN (MONKEY HEAD)	PAUL FRANK INDUSTRIES LLC	No
TMK 12-01351	12/13/2012	12/15/2019	PAUL FRANK	PAUL FRANK INDUSTRIES LLC	No
TMK 12-01439	12/19/2012	1/24/2014	RED HEAD	BASS PRO INTELLECTUAL PROPERTY, L.L.C.	No
TMK 12-01353	12/13/2012	11/13/2022	GIRL DESIGN	THE SHORT GAME LLC	No
COP 12-00236	12/19/2012	12/19/2032	MARIO KART 7.	NINTENDO OF AMERICA INC.	No
TMK 12-01443	12/19/2012	8/30/2021	POWER RANGERS SAMURAI	SCG POWER RANGERS LLC	No
TMK 12-01337	12/13/2012	11/17/2021	POWER RANGERS	SCG POWER RANGERS LLC	No
TMK 12-01448	12/19/2012	7/22/2017	BASS PRO SHOPS & FISH LOGO	BASS PRO INTELLECTUAL PROPERTY, L.L.C.	No
TMK 12-01354	12/13/2012	10/2/2022	POWER RANGERS SAMURAI	SCG POWER RANGERS LLC	No
TMK 12-01355	12/13/2012	10/5/2020	GELISH AND DESIGN	DANNY HAILE	No
TMK 12-01356	12/13/2012	3/13/2022	ASCEND	BASS PRO INTELLECTUAL PROPERTY, L.L.C.	No
TMK 12-01440	12/19/2012	1/3/2022	MIGHTY MORPHIN POWER RANGERS	SCG POWER RANGERS LLC	No
TMK 12-01444	12/19/2012	12/21/2020	SUPERDRY	DKH RETAIL LIMITED	No

**CBP IPR RECORDATION — DECEMBER 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 12-01451	12/19/2012	7/6/2020	BASS PRO SHOPS & FISH LOGO	BASS PRO INTELLECTUAL PROPERTY, L.L.C.	No
TMK 12-01445	12/19/2012	9/29/2019	BASS PRO SHOPS & FISH LOGO	BASS PRO INTELLECTUAL PROPERTY, L.L.C.	No
TMK 12-01446	12/19/2012	1/17/2018	OPIUM	YVES SAINT LAURENT PARFUMS JOINT STOCK COMPANY	No
TMK 12-01437	12/19/2012	1/24/2022	MIGHTY MORPHIN POWER RANGERS	SCG POWER RANGERS LLC	No
TMK 12-01414	12/19/2012	1/2/2017	DESIGN MARK OF JULIUS'S HEAD	PAUL FRANK INDUSTRIES LLC	No
TMK 12-01415	12/19/2012	8/15/2022	REDHEAD	BASS PRO INTELLECTUAL PROPERTY, L.L.C.	No
TMK 12-01434	12/19/2012	11/1/2013	DESIGN (DUCK)	BASS PRO INTELLECTUAL PROPERTY, L.L.C.	No
TMK 12-01416	12/19/2012	12/14/2020	ASCEND	BASS PRO INTELLECTUAL PROPERTY, L.L.C.	No
TMK 12-01421	12/19/2012	11/4/2018	OFFSHORE ANGLER	BASS PRO INTELLECTUAL PROPERTY, L.L.C.	No
TMK 12-01417	12/19/2012	12/22/2022	OFFSHORE ANGLER AND DESIGN	BASS PRO INTELLECTUAL PROPERTY, L.L.C.	No
TMK 12-01419	12/19/2012	9/14/2020	BODYSOX	DYENAMIC MOVEMENT PRODUCTS, INC	No

**CBP IPR RECORDATION — DECEMBER 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 12-01418	12/19/2012	1/3/2022	MIRAFLEX	MIRAFLEX, SA	No
COP 12-00234	12/19/2012	12/19/2032	SUPER MARIO 3D LAND	NINTENDO OF AMERICA INC.	No
TMK 12-01422	12/19/2012	1/2/2017	GAYNOR MINDEN	GAYNOR MINDEN, INC.	No
TMK 12-01420	12/19/2012	9/25/2022	POWER RANGERS SAMURAI	SCG POWER RANGERS LLC	No
TMK 12-01423	12/19/2012	3/3/2019	JULIUS	PAUL FRANK INDUSTRIES LLC	No
TMK 12-01426	12/19/2012	9/11/2022	BOURNVITA	MEENAXI ENTERPISE, INC.	No
TMK 12-01424	12/19/2012	10/9/2022	POWER RANGERS SAMURAI	SCG POWER RANGERS LLC	No
TMK 12-01452	12/19/2012	7/29/2018	POCKET MASK	LAERDAL MEDICAL A/S	No
TMK 12-01435	12/19/2012	10/2/2022	POWER RANGERS SAMURAI	SCG POWER RANGERS LLC	No
TMK 12-01449	12/19/2012	2/7/2022	GELISH	DANNY HAILE	No
TMK 12-01431	12/19/2012	11/16/2020	HUNTER	HUNTER BOOT LTD.	No
TMK 12-01427	12/19/2012	10/23/2022	PARFUMS PARISENNES SEXY CITY	CADENCE DISTRIBUTORS, LLC	No
COP 12-00233	12/19/2012	12/19/2032	MARIO & LUIGI: BOWSER'S INSIDE STORY.	NINTENDO OF AMERICA INC.,	No
TMK 12-01428	12/19/2012	11/6/2022	COCO LIFE	HEALTH SOLUTION, LLC	No
COP 12-00235	12/19/2012	12/19/2032	POKEDEX 3D.	CREATURES INC.	No
TMK 12-01363	12/13/2012	12/14/2020	RAG & BONE	RAG & BONE HOLDINGS, LLC	No
TMK 12-01429	12/19/2012	10/6/2022	TOYOTA	TOYOTA JIDOSHA KABUSHIKI KAISHA, TRADING AS TOYOTA MOTOR CORPO- RATION	No

**CBP IPR RECORDATION — DECEMBER 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 12-01407	12/19/2012	10/12/2020	LISTO WITH DESIGN	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No
TMK 12-01408	12/19/2012	3/1/2021	DESIGN	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No
TMK 12-01409	12/19/2012	11/13/2017	READY BUSINESS PREPARE. PLAN. STAY INFORMED AND DESIGN	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	Yes
TMK 12-01436	12/19/2012	11/13/2022	V VEA	JOHNSON CREEK ENTERPRISES, LLC	No
COP 12-00237	12/27/2012	12/27/2032	TAI CHENG.	BEACHBODY, LLC.	No
TMK 12-01430	12/19/2012	3/31/2022	NINTENDO POWER & DESIGN	NINTENDO OF AMERICA INC.	No
TMK 12-01453	12/19/2012	7/3/2022	WHIRL-A-STYLE	LJL, INC.	No
TMK 12-01410	12/19/2012	3/15/2021	DESIGN	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No
TMK 12-01411	12/19/2012	2/8/2021	FLUX AND DESIGN	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No
TMK 12-01412	12/19/2012	4/13/2020	FIRST OBSERVER	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No
TMK 12-01457	12/19/2012	4/23/2016	HERBALIFE	HERBALIFE INTERNATIONAL, INC.	No
TMK 12-01450	12/19/2012	10/18/2013	HERBALIFE	HERBALIFE INTERNATIONAL, INC.	No
TMK 12-01406	12/19/2012	1/5/2020	READY AMERICA	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No

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Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 12-01455	12/19/2012	7/3/2022	WHIRL A-STYLE AND DESIGN	LJL, INC.	No
TMK 12-01432	12/19/2012	5/17/2021	U.S. COAST GUARD BORN READY 877.NOW.USCG.GOCOASTGUARD.COM	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No
TMK 12-01393	12/19/2012	10/13/2019	APPROVED READY U.S. DEPARTMENT OF HOMELAND SECURITY AND DE-SIGN	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	Yes
TMK 12-01394	12/19/2012	11/10/2019	GRADER (STYLIZED)	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	Yes
TMK 12-01402	12/19/2012	10/16/2022	WII PARTY	NINTENDO OF AMERICA INC.	No
TMK 12-01395	12/19/2012	10/30/2022	NINTENDO 3DS AND DESIGN	NINTENDO OF AMERICA INC.	No
TMK 12-01403	12/19/2012	6/23/2019	DESIGN ( A CIRCLE ENCOMPASSING THREE LEAVE)	HERBALIFE INTERNATIONAL, INC.	No
TMK 12-01396	12/19/2012	3/2/2020	ESTA ELECTRONIC SYSTEM FOR TRAVEL AUTHORIZATION U.S. DEPARTMENT OF HOMELAND SECURITY	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No
TMK 12-01397	12/19/2012	11/13/2017	READY PREPARE. PLAN. STAY INFORMED. AND DESIGN	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	Yes
COP 12-00232	12/19/2012	12/19/2032	WINDOWS 8	MICROSOFT CORPORATION	No
TMK 12-01476	12/27/2012	11/27/2021	HERBALIFE & TRI-LEAF DESIGN	HERBALIFE INTERNATIONAL, INC.	No
TMK 12-01405	12/19/2012	9/4/2022	LONE WOLF	LONE WOLF DISTRIBUTORS, INC.	No

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Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 12-01398	12/19/2012	10/19/2020	READY KIDS AND DESIGN	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No
TMK 12-01399	12/19/2012	3/8/2021	TWIC	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No
TMK 12-01400	12/19/2012	2/1/2021	SAFETY ACT CERTIFIED	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No
TMK 12-01401	12/19/2012	5/17/2021	NBTCC	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No
TMK 12-01404	12/19/2012	11/13/2022	VEA	JOHNSON CREEK ENTERPRISES, LLC	No
TMK 12-01475	12/27/2012	12/28/2020	LAERDAL COMPACT SUCTION UNIT	LAERDAL MEDICAL AS	No
TMK 12-01413	12/19/2012	10/6/2022	F-ZERO	NINTENDO OF AMERICA INC.	No
TMK 12-01381	12/19/2012	5/10/2021	TWIC SECURITY ACCESS PRIVACY DESIGN	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No
TMK 12-01380	12/19/2012	6/3/2018	DESIGN (FEMALE MOUNTAIN LION)	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	Yes
TMK 12-01382	12/19/2012	11/13/2017	READY BUSINESS AND DESIGN	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	Yes
TMK 12-01474	12/27/2012	8/7/2020	AD	HOMELAND SECURITY (DHS) ANALOG DEVICES, INC.	No
TMK 12-01433	12/19/2012	3/1/2021	BAHIA GOLD	TRI-UNION FROZEN PRODUCTS, INC.	No



## CBP IPR RECORDATION — DECEMBER 2012

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 12-01383	12/19/2012	6/3/2018	DESIGN (FEMALE MOUNTAIN LION)	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	Yes
TMK 12-01384	12/19/2012	6/3/2018	DESIGN (MALE MOUNTAIN LION)	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	Yes
TMK 12-01385	12/19/2012	11/13/2017	READY AND DESIGN	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	Yes
TMK 12-01386	12/19/2012	9/7/2020	HAZUS	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No
TMK 12-01366	12/13/2012	11/28/2020	WHITE ELEPHANT AND DESIGN	ANHING CORPORATION	No
TMK 12-01362	12/13/2012	2/20/2017	SHOREBEST AND DESIGN	SHORE CORPORATION (PA CORPORATION)	No
TMK 12-01361	12/13/2012	8/31/2020	READY KIDS	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No
TMK 12-01388	12/19/2012	7/11/2020	IMEMS	ANALOG DEVICES, INC.	No
TMK 12-01390	12/19/2012	9/24/2016	DESIGN (A CIRCLE ENCOMPASSING THREE LEAVES)	HERBALIFE INTERNATIONAL, INC.	No
TMK 12-01365	12/13/2012	12/29/2019	READY AMERICA AND DESIGN	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	Yes
TMK 12-01389	12/19/2012	10/30/2017	HERBALIFE	HERBALIFE INTERNATIONAL, INC.	No
TMK 12-01391	12/19/2012	11/30/2014	RAG & BONE	RAG & BONE HOLDINGS, LLC	No

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Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 12-01387	12/19/2012	8/16/2018	SPARKLE	GEORGIA-PACIFIC CONSUMER PRODUCTS LP	No
TMK 12-01473	12/27/2012	10/26/2014	NITENETWORKS	HERBALIFE INTERNATIONAL, INC.	No
TMK 12-01470	12/27/2012	10/21/2017	SUPER BULL	ANHANG CORPORATION	No
TMK 12-01454	12/19/2012	3/20/2020	RAG & BONE	RAG & BONE HOLDINGS, LLC	No
TMK 12-01456	12/19/2012	2/25/2016	CUDDLEDOWN	BUSH EQUITIES INC. D.B.A CUDDLEDOWN INC	No
TMK 12-01360	12/13/2012	4/26/2021	CYBERCORPS DEFENDING AMERICA'S CYBERSPACE DESIGN	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	No
TMK 12-01359	12/13/2012	1/5/2020	READY AMERICA PREPARE.PLAN.STAY INFORMED. AND DESIGN	UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS)	Yes
TMK 12-01392	12/19/2012	12/18/2021	SUHR	JOHN SUHR	No
TMK 12-01364	12/13/2012	6/21/2021	RAG & BONE	RAG & BONE HOLDINGS, LLC	No
TMK 12-01367	12/19/2012	8/28/2022	SURE FIRE	SUREFIRE LLC	No
TMK 12-01458	12/27/2012	2/8/2015	HEXARMOR	PERFORMANCE FABRICS, INC.	No
TMK 12-01459	12/27/2012	7/31/2022	THE SCIENCE OF SAFETY	PERFORMANCE FABRICS, INC.	No
TMK 12-01472	12/27/2012	12/6/2015	TACLONEX	LEO PHARMA A/S	No
TMK 12-01368	12/19/2012	8/31/2020	DESIGN	S. TOUS, S.L.	No
TMK 12-01469	12/27/2012	11/20/2022	IVANGUARD	IVANHOE INDUSTRIES INC.	No

## CBP IPR RECORDATION — DECEMBER 2012

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 12-01461	12/27/2012	9/6/2021	TOUS AND DESIGN	S. TOUS, S.L.	No
TMK 12-01441	12/19/2012	2/26/2022	THE PAMPERED CHEF	COLUMBIA INSURANCE COMPANY	No
TMK 12-01447	12/19/2012	7/26/2021	ASCEND	BASS PRO INTELLECTUAL PROPERTY, L.L.C.	No
TMK 12-01468	12/27/2012	10/19/2013	DOVONEX	LEO PHARMA A/S	No
TMK 12-01462	12/27/2012	8/30/2021	DESIGN	S. TOUS, S.L.	No
TMK 12-01467	12/27/2012	10/23/2022	MANIFIESTO	CAPITAL TRADE LLC	No
TMK 12-01371	12/19/2012	11/2/2020	SOFPULL	GEORGIA-PACIFIC CONSUMER PRODUCTS LP	No
TMK 12-01465	12/27/2012	4/15/2018	BYSTOLIC	FOREST LABORATORIES, INC.	No
TMK 12-01425	12/19/2012	2/22/2021	SUPERDRY (STYLIZED)	DKH RETAIL LIMITED	No
TMK 12-01471	12/27/2012	3/8/2021	GATOR GRIP TECHNOLOGY	PERFORMANCE FABRICS, INC.	No
TMK 12-01463	12/27/2012	10/9/2022	PICATO	LEO LABORATORIES LIMITED	No
TMK 12-01466	12/27/2012	4/5/2021	SHARPSMASTER II	PERFORMANCE FABRICS, INC.	No
TMK 12-01464	12/27/2012	5/10/2021	CHROME SERIES	PERFORMANCE FABRICS, INC.	No
TMK 12-01369	12/19/2012	11/1/2021	RB (STYLIZED)	RAG & BONE HOLDINGS, LLC	No
TMK 12-01373	12/19/2012	8/14/2017	DIXIE	DIXIE CONSUMER PRODUCTS LLC	No
TMK 12-01340	12/13/2012	4/29/2022	DESIGN (MONKEY HEAD)	PAUL FRANK INDUSTRIES LLC	No
TMK 12-01358	12/13/2012	6/21/2015	METALAST	METALAST INTERNATIONAL, INC.	No
TMK 12-01357	12/13/2012	8/16/2021	BEAST AND DESIGN	LACKMOND PRODUCTS, INC	No

**CBP IPR RECORDATION — DECEMBER 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>
TMK 12-01460	12/27/2012	11/27/2022	SUREFIRE AND DESIGN	SUREFIRE LLC	No
TMK 12-01376	12/19/2012	1/25/2015	DIXIE	DIXIE CONSUMER PRODUCTS LLC	No
TMK 12-01370	12/19/2012	3/27/2022	BRAWNY INDUSTRIAL	GEORGIA-PACIFIC CONSUMER PRODUCTS LP	No
TMK 12-01372	12/19/2012	11/13/2022	IKIDZ ROOMS WITHIN A CIRCLE	ASHLEY FURNITURE INDUSTRIES, INC.	No
TMK 12-01379	12/19/2012	8/28/2022	SUREFIRE AND DESIGN	SUREFIRE LLC	No
TMK 12-01374	12/19/2012	12/3/2016	COMPACT	GEORGIA-PACIFIC CONSUMER PRODUCTS LP	No
TMK 12-01375	12/19/2012	6/26/2022	SAFE-T-GARD	GEORGIA-PACIFIC CONSUMER PRODUCTS LP	No
TMK 10-00455	12/13/2012	11/24/2022	CRA	CRA INTERNATIONAL, INC.	No
TMK 12-01378	12/19/2012	6/15/2014	CUDDLEDOWN	BUSH EQUITIES INC	No
TMK 12-01377	12/19/2012	11/22/2021	DESIGN	S. TOUS, S.L.	No

Total Records: 169

Date as of: 1/10/2013

**AGENCY INFORMATION COLLECTION ACTIVITIES:****Application for Foreign Trade Zone and/or Status Designation, and Application for Foreign Trade Zone Activity Permit**

**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: 1651-0029.

**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 Foreign Trade Zone Admission and/or Status Designation, and Application for Foreign Trade Zone Activity Permit (CBP Forms 214, 214A, 214B, 214C and 216). 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 March 19, 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 Foreign Trade Zone Admission and/or Status Designation, and Application for Foreign Trade Zone Activity Permit.

**OMB Number:** 1651-0029.

**Form Number:** CBP Forms 214, 214A, 214B, 214C and 216.

**Abstract:** Foreign trade zones (FTZs) are geographical enclaves located within the geographical limits of the United States but for tariff purposes are considered to be outside the United States. Imported merchandise may be brought into FTZs for storage, manipulation, manufacture or other processing and subsequent removal for exportation, consumption in the United States, or destruction. A company bringing goods into a zone has a choice of zone status (privileged/non-privileged foreign, domestic, or zone-restricted) which affects the way such goods are treated by Customs and Border Protection (CBP) and for tariff purposes upon entry into the customs territory of the U.S.

CBP Forms 214, 214A, 214B, and 214C, *Application for Foreign-Trade Zone Admission and/or Status Designation*, are used by companies that bring merchandise into a foreign trade zone to register the admission of such merchandise into FTZs, and to apply for the appropriate zone status. CBP Form CBP 216, *Foreign-Trade Zone Activity Permit*, is used by companies to request approval to manipulate, manufacture, exhibit or destroy merchandise in a foreign trade zone.

These FTZ forms are authorized by 19 U.S.C. 81 and provided for by 19 CFR 146.22, 146.32, 146.41, 146.44, 146.52, 146.53, and 146.66. These forms are accessible at: <http://www.cbp.gov/xp/cgov/toolbox/forms/>.

**ACTION:** CBP proposes to extend the expiration date of this information collection with no change to the burden hours or to CBP Forms 214, 214A, 214B, 214C and 216.

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

**Affected Public:** Businesses.

**Form 214, Application for Foreign-Trade Zone Admission  
and/or Status Designation****Estimated Number of Respondents:** 6,749.**Estimated Number of Annual Responses per Respondent:**  
25.**Estimated Total Annual Responses:** 168,725.**Estimated Time per Response:** 15 minutes.**Estimated Total Annual Burden Hours:** 42,182.**Form 216, Application for Foreign-Trade Zone Activity  
Permit****Estimated Number of Respondents:** 2,500.**Estimated Number of Annual Responses per Respondent:**  
10.**Estimated Total Annual Responses:** 25,000.**Estimated Time per Response:** 10 minutes.**Estimated Total Annual Burden Hours:** 4,167.

Dated: January 14, 2013.

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

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