

Bureau of Customs and Border Protection

General Notices

COPYRIGHT, TRADEMARK, AND TRADE NAME RECORDATIONS

(No. 4-2003)

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

SUMMARY: The copyrights, trademarks, and trade names recorded with the Bureau of Customs and Border Protection during the month of April 2003. The last notice was published in the CUSTOMS BULLETIN on May 7, 2003.

Corrections or information to update files may be sent to Department of Homeland Security, Bureau of Customs and Border Protection, Office of Regulations and Rulings, IPR Branch, 1300 Pennsylvania Avenue, N.W., Mint Annex, Washington, D.C. 20229.

FOR FURTHER INFORMATION CONTACT: George Frederick McCray, Esq., Chief, Intellectual Property Rights Branch, (202) 572-8710.

Dated: May 9, 2003.

GEORGE FREDERICK MCCRAY, ESQ.
Chief,
Intellectual Property Rights Branch.

The list of recordations follow:

REC NUMBER	EFF DT	EXP DT	NAME OF COP, TMK, TNM OR MSK	OWNER NAME	RES
COP0300027	20030404	20230404	MARIO KART SUPER CIRCUIT	NINTENDO OF AMERICA INC.	N
COP0300028	20030404	20230404	PONY ROCKER RIDE-ON #5-20034	NEW TOYS INTERNATIONAL INC.	N
COP0300029	20030410	20230410	NDS VERIFIER DIRECTV P04	NEWS INTERNATIONAL	N
COP0300030	20030410	20230410	YU-GI-OH! LEGEND OF BLUE EYES WHITE DRAGON	KONAMI CORPORATION	N
COP0300031	20030410	20230410	YU-GI-OH! TRADING CARD 43973174 (PICTURE OF A DRAGON)	KONAMI CORPORATION	N
COP0300032	20030410	20230410	YU-GI-OH! TRADING CARD 18807108 (PICTURE OF RINES WITH	KONAMI CORPORATION	N
COP0300033	20030410	20230410	YU-GI-OH! TRADING CARD 43764718 (PICTURE OF A BLUE ANKH	KONAMI CORPORATION	N
COP0300034	20030410	20230410	YU-GI-OH! TRADING CARD 71625222 (PICTURE OF CLOCK MONSTE	KONAMI CORPORATION	N
COP0300035	20030410	20230410	YU-GI-OH! EX	KONAMI CORPORATION	N
COP0300036	20030410	20230410	YU-GI-OH! TRADING CARD 1795575 (PICTURE OF COSTUMED	KONAMI CORPORATION	N
COP0300037	20030410	20230410	YU-GI-OH! TRADING CARD 7	KONAMI CORPORATION	N
COP0300038	20030410	20230410	YU-GI-OH! VOLUME 6	KONAMI CORPORATION	N
COP0300039	20030410	20230410	YU-GI-OH! VOLUME 5	KONAMI CORPORATION	N
COP0300040	20030410	20230410	YU-GI-OH! VOLUME 4	KONAMI CORPORATION	N
COP0300041	20030410	20230410	YU-GI-OH! TRADING CARD 66889139 (PICTURE OF WARRIOR	KONAMI CORPORATION	N
COP0300042	20030410	20230410	YU-GI-OH! TRADING CARD 4723403 (PICTURE OF STAR LIKE	KONAMI CORPORATION	N
COP0300043	20030410	20230410	YU-GI-OH! TRADING CARD 44995762 (PICTURE OF PYROTECHNIC	KONAMI CORPORATION	N
COP0300044	20030410	20230410	YU-GI-OH! TRADING CARD 89631139 (PICTURE OF BLUE EYES	KONAMI CORPORATION	N
COP0300045	20030410	20230410	YU-GI-OH! TRADING CARD 24094653 (PICTURE OF FIRE	KONAMI CORPORATION	N
COP0300046	20030410	20230410	YU-GI-OH! TRADING CARD 54652250 (PICTURE OF YELLOW	KONAMI CORPORATION	N
COP0300047	20030410	20230410	YU-GI-OH! TRADING CARD 28279543 (PICTURE OF YELLOW	KONAMI CORPORATION	N
COP0300048	20030410	20230410	YU-GI-OH! TRADING CARD 76956744 (PICTURE OF PURPLE	KONAMI CORPORATION	N
COP0300049	20030410	20230410	YU-GI-OH! TRADING CARD 94762322 (PICTURE OF PURPLE	KONAMI CORPORATION	N
COP0300050	20030410	20230410	YU-GI-OH! TRADING CARD 94762322 (PICTURE OF PURPLE	KONAMI CORPORATION	N
COP0300051	20030410	20230410	YU-GI-OH! TRADING CARD 31560081 (PICTURE OF YOUNG	KONAMI CORPORATION	N
COP0300052	20030410	20230410	YU-GI-OH! TRADING CARD 31560081 (PICTURE OF YOUNG	KONAMI CORPORATION	N
COP0300053	20030410	20230410	YU-GI-OH! MAGIC RULER	KONAMI CORPORATION	N
COP0300054	20030410	20230410	YU-GI-OH! TRADING CARD 45231177 (PICTURE OF AN	KONAMI CORPORATION	N
COP0300055	20030410	20230410	YU-GI-OH! VOLUME 2	KONAMI CORPORATION	N
COP0300056	20030410	20230410	YU-GI-OH! VOLUME 1	KONAMI CORPORATION	N
COP0300057	20030410	20230410	YU-GI-OH! TRADING CARD 06368038 (PICTURE OF WARRIOR	KONAMI CORPORATION	N
COP0300058	20030410	20230410	YU-GI-OH! VOLUME 3	KONAMI CORPORATION	N
COP0300059	20030410	20230410	YU-GI-OH! STARTER BOX	KONAMI CORPORATION	N
COP0300060	20030411	20230411	YU-GI-OH! TRADING CARDS 15025844 (PICTURE OF BLUE WOMAN	KONAMI CORPORATION	N
COP0300061	20030415	20230415	WINDY WINGS - HUMMINGBIRD HAVING UPWARD FULL TAIL	EXHART ENVIRONMENTAL SYSTEMS INC	N
COP0300062	20030415	20230415	WINDY WINGS - HUMMINGBIRD HAVING DOWNWARD FULL TAIL	EXHART ENVIRONMENTAL SYSTEMS INC	N
COP0300063	20030415	20230415	WINDY WINGS - BUTTERFLY	EXHART ENVIRONMENTAL SYSTEMS INC	N
COP0300064	20030415	20230415	WINDY WINGS - DRAGONFLY	EXHART ENVIRONMENTAL SYSTEMS INC	N
COP0300065	20030415	20230415	WINDY WINGS - HUMMINGBIRD	EXHART ENVIRONMENTAL SYSTEMS INC	N
COP0300066	20030416	20230416	NDS VERIFIER DIRECTV P03	NDS LIMITED	N
COP0300067	20030419	20230419	ENGINEERED ART DECO	MOMENTRENDS, INC. D/B/A ESSENDI	N
COP0300068	20030422	20230422	SEQUIN SHEER DELIGHT	DGE CORPORATION	N
COP0300069	20030422	20230422	FLOWER STICKS	NOVELL INC.	N
COP0300070	20030423	20230423	NETWORKS FOR DESKTOPS 4.0	DGE CORPORATION	N
COP0300071	20030424	20230424	TIE-DYE DOLPHIN	DGE CORPORATION	N
COP0300072	20030424	20230424	RUBBER DUCKY	DGE CORPORATION	N

BUREAU OF CUSTOMS AND BORDER PROTECTION

REC NUMBER	EFF DT	EXP DT	NAME OF COP, TMK, TNM OR MSK	OWNER NAME	RES
TKK0300227	20030401	20130119	J.A.T.P.	FANTASY INC. AMERICA INC.	N
TKK0300228	20030401	20120819	GAME BOY	MILNERDO APPAREL, INC.	N
TKK0300229	20030401	20101218	DESIGN (NAUTICA SAILBOAT)	NAUTICA APPAREL, INC.	N
TKK0300230	20030401	20101218	NC AND DESIGN	NAUTICA APPAREL, INC.	N
TKK0300231	20030401	20101218	NAUTICA COMPETITION (STYLIZED)	NAUTICA APPAREL, INC.	N
TKK0300232	20030401	20071007	TITLEIST	ACUSHNET COMPANY	N
TKK0300233	20030401	20120523	ELDORADO AND DESIGN	ELDORADO COFFEE DISTRIBUTORS LTD	N
TKK0300234	20030401	20121228	FRANCO SARTO	FASHION SHOE LICENSING LLC	N
TKK0300235	20030401	20121110	NAMSB (SERVICE MARK)	NATIONAL ASSOCIATION OF MEN'S	N
TKK0300236	20030401	20070324	BABY GUND AND DESIGN	GUND, INC.	N
TKK0300237	20030401	20110821	GUND	GUND, INC.	N
TKK0300238	20030401	20090627	GUND	GUND, INC.	N
TKK0300239	20030401	20100808	GUND	GUND, INC.	N
TKK0300240	20030401	20090706	GUND	GUND, INC.	N
TKK0300241	20030402	20121020	HAMPSTIRE STUDIO	HARPO, INC. DESIGNERS, INC.	N
TKK0300242	20030402	20060430	HAMPSTIRE STUDIO	HAMPSTIRE GROUP, LIMITED	N
TKK0300243	20030402	20012707	DESIGNERS ORIGINALS	HAMPSTIRE GROUP, LIMITED	N
TKK0300244	20030402	20051031	AMERICAN GIRL	HAMPSTIRE GROUP, LIMITED	N
TKK0300245	20030402	20121126	D. MAGICIAN	KONAMI CORPORATION	N
TKK0300246	20030403	20121210	D. MAGICIAN GIRL	KONAMI CORPORATION	N
TKK0300247	20030403	20130107	SUMMONED SKULL	KONAMI CORPORATION	N
TKK0300248	20030403	20130318	KONAMI & DESIGN	KONAMI CORPORATION	N
TKK0300249	20030403	20040109	PRESENCE	KONAMI CORPORATION	N
TKK0300250	20030404	20040330	BERETTA	MONTBLANC NORTH AMERICA LLC.	N
TKK0300251	20030404	20130104	HUBLLOT AND DESIGN	FABRICA D'ARMI P. BERETTA S.P.A.	N
TKK0300252	20030404	20121117	TIGI	MDM SA, GENEVE CORPORATION	N
TKK0300253	20030404	20120211	RED WATCH BEZEL DESIGN	TONI & GUY (USA) LIMITED	N
TKK0300254	20030404	20110205	TIGI	SWISS ARMY BRAND LTD.	N
TKK0300255	20030404	20110605	BED HEAD	TONI & GUY (USA) LIMITED	N
TKK0300256	20030404	20090302	CATWACK FREAK	TONI & GUY (USA) LIMITED	N
TKK0300257	20030404	20101021	SELF ABSORBED	TONI & GUY (USA) LIMITED	N
TKK0300258	20030404	20101212	TPS	TONI & GUY (USA) LIMITED	N
TKK0300259	20030404	20111112	TPS	TPS CORPORATION	N
TKK0300260	20030404	20081215	GPC DESIGN ONLY	BMT BRANDS INC.	N
TKK0300261	20030404	20121201	GPC	BMT BRANDS INC.	N
TKK0300262	20030404	20121201	GPC LABEL	BMT BRANDS INC.	N
TKK0300263	20030404	20081103	KNICKS AND DESIGN	MADISON SQUARE GARDEN L.P.	N
TKK0300264	20030404	20130504	SMIRNOFF (BORDERED)	DIAGEO NORTH AMERICA INC.	N
TKK0300265	20030407	20070325	SMIRNOFF	DIAGEO NORTH AMERICA INC.	N
TKK0300266	20030407	20060316	PIERRE SMIRNOFF	DIAGEO NORTH AMERICA INC.	N
TKK0300267	20030407	20051001	CROWN SHIELD FOR SMIRNOFF VODKA	DIAGEO NORTH AMERICA INC.	N
TKK0300268	20030407	20090809	SMIRNOFF	DIAGEO NORTH AMERICA INC.	N
TKK0300269	20030407	20030723	I.P.S., STYLIZED LETTERING	INDUSTRIAL POLYCHEMICAL SERVICE	N
TKK0300270	20030407	20120804	IPS STYLIZED LETTERING	IPS CORPORATION	N
TKK0300271	20030407	20090714	CHAP-ET	BLOCK DRUG COMPANY, INC.	N
TKK0300272	20030407	20100118	MOSCHINO	MOSCHINO S.P.A.	N
TKK0300273	20030407	20081013	DESIGN AND DESIGN	MOSCHINO S.P.A.	N
TKK0300274	20030407	20110528	MOSCHINO	MOSCHINO S.P.A.	N

REC NUMBER	EFF DT	EXP DT	NAME OF COP, TMK, TMM OR MSK	OWNER NAME	RES
TKK0300277	20030407	20120814	MOSCHINO	MOSCHINO S.P.A.	N
TKK0300278	20030407	20070311	MOSCHINO	MOSCHINO S.P.A.	N
TKK0300279	20030407	20080303	MOSCHINO	MOSCHINO S.P.A.	N
TKK0300280	20030408	20121026	DATALIFE	VERBATTIM CORPORATION	N
TKK0300281	20030408	20111123	KEFARIN	MYETH	N
TKK0300282	20030409	20120929	PREMARIN	MYETH	N
TKK0300283	20030410	20120910	IKTV & DESIGN	TAO MUSIC, INC.	N
TKK0300284	20030415	20120813	LISTERINE POCKETPAKS	WARNER-LAMBERT COMPANY	N
TKK0300285	20030416	20081013	DESIGN	MOSCHINO S.P.A.	N
TKK0300286	20030416	20120928	TRANS AM	SPORTS CAR CLUB OF AMERICA, INC.	N
TKK0300287	20030416	20081018	COLCAFE	INDUSTRIA COLOMBIANA DE CAFE	N
TKK0300288	20030416	20070429	COLCAFE	PERFECT 10, INC.	N
TKK0300289	20030416	20090525	PERFECT 10	MAUI JIM, INC.	N
TKK0300290	20030416	20071117	MAUI JIM AND DESIGN	MAUI JIM, INC.	N
TKK0300291	20030416	20090912	MAUI JIM	MAUI JIM, INC.	N
TKK0300292	20030416	20090912	SELL O DORADO	INDUSTRIA COLOMBIANA DE CAFE	N
TKK0300293	20030416	20121105	STEELHEAD	INDUSTRIA COLOMBIANA DE CAFE	N
TKK0300294	20030416	20120924	DESIGN	INDUSTRIA COLOMBIANA DE CAFE	N
TKK0300295	20030416	20120924	ERC II	INDUSTRIA COLOMBIANA DE CAFE	N
TKK0300296	20030416	20121124	DESIGN	CALLAWAY GOLF COMPANY	N
TKK0300297	20030416	20120811	PANDA BRAND	CALLAWAY GOLF COMPANY	N
TKK0300298	20030416	20121029	DESIGN	CALLAWAY GOLF COMPANY	N
TKK0300299	20030417	20110925	THE TINGLER	LEE KUM KEE COMPANY LIMITED	N
TKK0300300	20030417	20070527	SAUCONY & DESIGN	LEE KUM KEE COMPANY LIMITED	N
TKK0300301	20030417	20110217	SAUCONY	CHRISTIAN DIOR COUTURE, S.A.	N
TKK0300302	20030417	20050827	SAUCONY & DESIGN	EVERYTHING FOR LOVE.COM INC.	N
TKK0300303	20030417	20090514	SPOT-BILT & DESIGN	SAUCONY, INC.	N
TKK0300304	20030417	20061007	HIND & DESIGN	SAUCONY, INC.	N
TKK0300305	20030417	20090526	HIND & DESIGN	SAUCONY, INC.	N
TKK0300306	20030417	20090526	DELLENIST	SAUCONY, INC.	N
TKK0300307	20030417	20060611	DELLENIST	SAUCONY, INC.	N
TKK0300308	20030417	20070527	NEW GENERATION	SAUCONY, INC.	N
TKK0300309	20030417	20071125	MIDIATWIST	SAUCONY, INC.	N
TKK0300310	20030417	20101024	MEDIATWIST AND DESIGN	SAUCONY, INC.	N
TKK0300311	20030417	20130107	HOMECHOICE	SAUCONY, INC.	N
TKK0300312	20030417	20120810	PALMETTO'S	SAUCONY, INC.	N
TKK0300313	20030417	20031126	DESIGN (BIFURCATE DEVICE)	BELDEN WIRE & COMPANY	N
TKK0300314	20030417	20121214	DESIGN (CONFIGURATION OF AN ALLIGATOR)	BELDEN WIRE & COMPANY	N
TKK0300315	20030421	20120817	CHEMSTRIP	BELDEN WIRE & COMPANY	N
TKK0300316	20030422	20120817	CHEMSTRIP BG (STYLIZED)	BELDEN WIRE & COMPANY	N
TKK0300317	20030422	20121117	FULCRUM DESIGN	BELDEN WIRE & COMPANY	N
TKK0300318	20030422	20050725	MICRO-SHEAR	BELDEN WIRE & COMPANY	N
TKK0300319	20030422	20120507	BLUE DOLPHIN AND DESIGN	BELDEN WIRE & COMPANY	N
TKK0300320	20030422	20080628	DESIGN	BELDEN WIRE & COMPANY	N
TKK0300321	20030422	20121001	DESIGN	BELDEN WIRE & COMPANY	N
TKK0300322	20030422	20040906	DESIGN	BELDEN WIRE & COMPANY	N
TKK0300323	20030422	20091012	BOMBAY SAPPHIRE AND DESIGN	BELDEN WIRE & COMPANY	N
TKK0300324	20030422	20121217	GERB. MERKEL SUHL (STYLIZED)	BELDEN WIRE & COMPANY	N

BUREAU OF CUSTOMS AND BORDER PROTECTION

REC NUMBER	EFF DT	EXP DT	NAME OF COP, TMK, TNM OR MSK	OWNER NAME	RES
TMK0300325	20030422	20120820	SUHL AND DESIGN	GSI, INCORPORATED	N
TMK0300326	20030422	20081126	GERRUDER MERKEL SUHL (STYLIZED)	GSI, INCORPORATED	N
TMK0300327	20030422	20120820	DESIGN (RED ELEPHANT)	EASTLAND FOOD CORPORATION	N
TMK0300328	20030422	20050924	ASIAN BEST BRAND & ELEPHANT DESIGN	EASTLAND FOOD CORPORATION	N
TMK0300329	20030424	20130130	NOKOMIS	MAR-LEN SUPPLY, INC.	N
TMK0300330	20030424	20080204	DESIGN (CONFIGURATION OF A HELMET)	H.D. BULLARD COMPANY	N
TMK0300331	20030425	20120122	SPONGEBOB SQUAREPANTS	VIACOM INTERNATIONAL INC.	N
TMK0300332	20030425	20120115	SPONGEBOB SQUAREPANTS	VIACOM INTERNATIONAL INC.	N
TMK0300333	20030425	20120430	SPONGEBOB SQUAREPANTS	VIACOM INTERNATIONAL INC.	N
TMK0300334	20030425	20120924	SPONGEBOB SQUAREPANTS	VIACOM INTERNATIONAL INC.	N
TMK0300335	20030425	20120730	SPONGEBOB	VIACOM INTERNATIONAL INC.	N
TMK0300336	20030425	20041106	DESIGN OF A MAN WALKING	ROYAL ROBBINS, INC.	N
TMK0300337	20030425	20110213	ROYAL ROBBINS	ROYAL ROBBINS, INC.	N
TMK0300338	20030425	20121222	BATH & BODY WORKS	BATHCO, INC.	N
TMK0300339	20030425	20121222	BEAUTY INDIVIDUALIZED ORGANICS	BATH & BODY WORKS, INC.	N
TMK0300340	20030425	20121224	PLANTS IN HARMONY	BATH & BODY WORKS, INC.	N
TMK0300341	20030425	20120723	REALESSENCE	ROOCHI TRADERS, INC.	N
TMK0300342	20030425	20120806	ROOCHI SPORTS	ROOCHI TRADERS, INC.	N
TMK0300343	20030425	20121022	XNTX AND DESIGN	ROOCHI TRADERS, INC.	N
TMK0300344	20030425	20120521	COTTON HERITAGE	ROOCHI TRADERS, INC.	N
TMK0300345	20030425	20120716	BROWN BETTY	BEDESSEE IMPORTS LTD. DBA BROWN	N
TMK0300346	20030429	20120924	HARDHEAD	TONI & GUY (USA) LIMITED	N
TMK0300347	20030429	20100822	EGO BOOST	TONI & GUY (USA) LIMITED	N
TMK0300348	20030429	20120101	UPTIGHT	TONI & GUY (USA) LIMITED	N
TMK0300349	20030429	20121126	MANIPULATOR	TONI & GUY (USA) LIMITED	N
TMK0300350	20030429	20100919	SEXED-UP	TONI & GUY (USA) LIMITED	N
TMK0300351	20030429	20120409	DUMB BLONDE	TONI & GUY (USA) LIMITED	N
TMK0300352	20030429	20120730	MOISTURE MANIAC	TONI & GUY (USA) LIMITED	N
TMK0300353	20030429	20110220	MULTI-GRIP	MASCOLO BROTHERS LIMITED	N
TMK0300354	20030429	20111009	HEADBANGER	BEACON CHEMICAL COMPANY, INC.	N
TMK0300355	20030430	20120730	TARGET DESIGN	TONI & GUY (USA) LIMITED	N
TMK0300355	20030430	20121006	TARGET DESIGN	MCGUIRE FURNITURE COMPANY	N

SUBTOTAL RECORDATION TYPE 129

TOTAL RECORDATIONS ADDED THIS MONTH 175

RECEIPT OF AN APPLICATION FOR
“LEVER-RULE” PROTECTION

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

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

SUMMARY: Pursuant to 19 CFR 133.2(f), this notice advises interested parties that CBP has received an application from Frito-Lay, Inc. (hereinafter referred to as “Frito-Lay”) seeking “Lever-Rule” protection.

FOR FURTHER INFORMATION CONTACT: Rachel S. Bae, Esq., Intellectual Property Rights Branch, Office of Regulations & Rulings, (202) 572-8875.

SUPPLEMENTARY INFORMATION:

BACKGROUND

Pursuant to 19 CFR 133.2(f), this notice advises interested parties that CBP has received an application from Frito-Lay, a wholly owned subsidiary of PepsiCo, Inc., seeking “Lever-Rule” protection. Protection is sought against importations of five certain products not authorized for sale in the United States. The products at issue are the following: CHEETOS cheese puffs (U.S. Patent & Trademark Office [USPTO] Registration No. 752,220; CBP Recordation No. TMK 01-00109), SABRITONES puffed wheat snacks (USPTO Registration No. 1,289,216; CBP Recordation No. TMK 01-00121), DORITOS corn chips (USPTO Registration No. 792,667; CBP Recordation No. 01-00116), SABRITAS potato chips (USPTO Registration No. 2,595,728; CBP Recordation No. TMK 02-00802), and CHURRUMAIS corn strips (USPTO Registration No. 1,469,275; CBP Recordation No. TMK 02-00227). Pursuant to 19 CFR 133.2(f), CBP will publish an additional notice in the CUSTOMS BULLETIN indicating if the specific snack food products will receive Lever-Rule protection in the event that CBP determines that the products are physically and materially different from the Frito-Lay products authorized for sale in the United States.

Dated: May 9, 2003.

GEORGE FREDERICK MCCRAY, ESQ.,
*Chief, Intellectual Property Rights Branch,
Office of Regulations and Rulings.*

DEPARTMENT OF HOMELAND SECURITY,
OFFICE OF THE COMMISSIONER OF CUSTOMS,
Washington, DC, May 14, 2003.

The following documents of the Bureau of Customs and Border Protection (“CBP”), Office of Regulations and Rulings, have been determined to be of sufficient interest to the public and CBP field offices to merit publication in the CUSTOMS BULLETIN.

MICHAEL T. SCHMITZ,
*Assistant Commissioner,
Office of Regulations and Rulings.*

PROPOSED REVOCATION OF RULING LETTERS AND
REVOCATION OF TREATMENT RELATING TO TARIFF
CLASSIFICATION OF CERTAIN WORKS TRUCKS AND
TRANSAXLES THEREFOR

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

ACTION: Notice of proposed revocation of two ruling letters and revocation of treatment relating to the tariff classification of certain works trucks and transaxles therefor under the Harmonized Tariff Schedule of the United States (“HTSUS”).

SUMMARY: Pursuant to section 625(c), Tariff Act of 1930 (19 U.S.C. §1625 (c)), as amended by section 623 of Title VI (Customs Modernization) of the North American Free Trade Agreement Implementation Act (Pub. L. 103–182, 107 Stat. 2057), this notice advises interested parties that Customs intends to revoke two rulings and to revoke any treatment previously accorded by Customs to substantially identical transactions, concerning the tariff classification of certain works trucks and transaxles therefor. Comments are invited on the correctness of the intended action.

DATE: Comments must be received on or before June 27, 2003.

ADDRESS: Written comments are to be addressed to the U.S. Customs and Border Protection, Office of Regulations & Rulings, Attention: Regulations Branch, 1300 Pennsylvania Avenue, N.W., Mint Annex, Washington, D.C. 20229. Submitted comments may be inspected at U.S. Customs and Border Protection, 799 9th Street, NW, Washington, D.C., during regular business hours. Arrangements to inspect submitted comments should be made in advance by calling Mr. Joseph Clark at (202) 572–8768.

FOR FURTHER INFORMATION CONTACT: Andrew M. Langreich,
General Classification Branch: (202) 572-8776.

SUPPLEMENTARY INFORMATION:

BACKGROUND

On December 8, 1993, Title VI (Customs Modernization), of the North American Free Trade Agreement Implementation Act (Pub. L. 103-182, 107 Stat. 2057) (hereinafter "Title VI"), became effective. Title VI amended many sections of the Tariff Act of 1930, as amended, and related laws. Two new concepts, which emerge from the law, are "**informed compliance**" and "**shared responsibility**." These concepts are premised on the idea that in order to maximize voluntary compliance with Customs laws and regulations, the trade community needs to be clearly and completely informed of its legal obligations. Accordingly, the law imposes a greater obligation on Customs to provide the public with improved information concerning the trade community's responsibilities and rights under the Customs and related laws. In addition, both the trade and Customs share responsibility in carrying out import requirements. For example, under section 484 of the Tariff Act of 1930, as amended (19 U.S.C. §1484), the importer of record is responsible for using reasonable care to enter, classify and value imported merchandise, and provide any other information necessary to enable Customs to properly assess duties, collect accurate statistics and determine whether any other applicable legal requirement is met.

Pursuant to section 625(c)(1), Tariff Act of 1930 (19 U.S.C. §1625(c)(1)), as amended by section 623 of Title VI, this notice advises interested parties that Customs intends to revoke Headquarters Ruling Letters ("HQs") 954982 and 953670, dated November 17 and July 16, 1993, respectively. Those rulings are set forth as "Attachment A" and "Attachment B", respectively, to this document.

Although in this notice Customs is specifically referring to two rulings, HQ 954982 and HQ 953670, this notice covers any rulings on similar merchandise that may exist but have not been specifically identified. Customs has undertaken reasonable efforts to search existing databases; no further rulings have been found. Any party who has received an interpretive ruling or decision (*i.e.*, ruling letter, internal advice memorandum or decision or protest review decision) on the merchandise subject to this notice, other than the referenced rulings (see above), should advise Customs during this notice period.

Similarly, pursuant to section 625(c)(2), Tariff Act of 1930 (19 U.S.C. §1625(c)(2)), as amended by section 623 of Title VI, Customs intends to revoke any treatment previously accorded by Customs to substantially identical transactions. This treatment may, among other reasons, be the result of the importer's reliance on a ruling issued to a third party, Customs personnel applying a ruling of a third party to importations of the same or similar merchandise, or the importer's or Customs previous interpretation of the HTSUS or other relevant statutes. Any person involved in substantially identical transactions should advise Customs

during this notice period. An importer's failure to advise Customs of substantially identical transactions or of a specific ruling not identified in this notice, may raise issues of reasonable care on the part of the importer or his agents for importations of merchandise subsequent to this notice.

Pursuant to 19 U.S.C. §1625(c)(1), Customs intends to revoke HQs 954982 and 953670, as they pertain to the classification of certain works trucks and transaxles therefor, and any other ruling not specifically identified, to reflect the proper classification of the merchandise pursuant to the analysis set forth in Proposed HQ 966332 (*see* "Attachment C" to this document).

Additionally, pursuant to 19 U.S.C. §1625(c)(2), Customs intends to revoke any treatment previously accorded by Customs to substantially identical transactions. Before taking this action, consideration will be given to any written comments timely received.

Dated: May 5, 2003.

JOHN ELKINS,
(for Myles B. Harmon, Director,
Commercial Rulings Division.)

[Attachments]

[ATTACHMENT A]

DEPARTMENT OF HOMELAND SECURITY,
BUREAU OF CUSTOMS AND BORDER PROTECTION,
Washington, DC, November 17, 1993.

CLA-2 CO:R:C:M 954982 KCC
Category: Classification
Tariff No. 8708.40.10

MR. JOHN MATTSON
NORMAN G. JENSEN, INC.
*3050 Metro Drive, Suite #300
Minneapolis, MN 55425*

Re: HRL 953670 modified; transaxle; Workman 3000 Series Vehicles; 8704; motor vehicles for the transport of goods; EN 87.08; General EN (III) Parts and Accessories.

DEAR MR. MATTSON:

This is in response to your letter dated September 7, 1993, on behalf of the Toro Company, requesting modification of Headquarters Ruling Letter (HRL) 953670 dated July 16, 1993. That ruling provided the tariff classification of transaxles for the Workman 3000 Series Vehicles under the Harmonized Tariff Schedule of the United States.

Facts:

Based on the information in your letter of November 23, 1992, and the attached brochure, in HRL 953670, we classified transaxles for the Workman 3000 Series Vehicles under heading 8407, HTSUS, as a reciprocating piston engine of a kind used for the propulsion of vehicles of chapter 87, or under heading 8408, HTSUS, as compression-ignition internal combustion piston engine (diesel or semi-diesel). You now state that the facts in HRL 953670 are incorrect because, as imported, the transaxles do not contain engines.

The transaxles under consideration are for the Workman 3000 Series Vehicles which is a relatively small 4-wheel work vehicle with two front seats and an open cargo area for the transportation of merchandise. The vehicle can be used in a variety of settings (park and sports grounds, worksites, factories, agricultural fields, etc.).

The Workman 3000 Series utilizes the Toro transaxle which is incorporated into one die cast aluminum housing. The unit has a 3-speed synchromesh transmission for smooth, easy shifting and quiet operation, a high-low range that delivers six distinct work ratios, a manual diffllock to kick in extra traction when required, high efficiency spiral bevel differential gears, and an integrated hydraulic strainer and pump. This component is directly coupled to an engine with an automotive type bell housing, and a clutch to complete an all-enclosed power train. The transaxle precisely delivers power to the rear wheels.

In the current situation, you state that the product to be imported is the transaxle without an engine.

Issue:

What is the classification of the transaxle designed for use in the Workman 3000 Series Vehicles under the HTSUS?

Law and Analysis:

The classification of merchandise under the HTSUS is governed by the General Rules of Interpretation (GRI's). GRI 1, HTSUS, states in part that "for legal purposes, classification shall be determined according to the terms of the headings and any relative section or chapter notes. * * *" In HRL 953670, we determined that the Workman 3000 Series Vehicles were classified under heading 8704, HTSUS, which provides for "Motor vehicles for the transport of goods. * * *" We are still of this opinion. See, HRL 953670, pg. 2.

Without an engine, the transaxles are not classifiable as engines under headings 8407 or 8408, HTSUS. We are of the opinion that the transaxles in this case are classified under heading 8708, HTSUS, which provides for "Parts and accessories of the motor vehicles of headings 8701 to 8705. * * *" Explanatory Note (EN) 87.08 of the Harmonized Commodity Description and Coding System (HCDCS) (pg. 1432) states that "[t]his heading covers parts and accessories of the motor vehicles of headings 87.07 to 87.05, provided the parts and accessories fulfil both the following conditions:

- (i) They must be identifiable as being suitable for use solely or principally with the above-mentioned vehicles; and (II) They must not be excluded by the provisions of the Notes to Section XVII (see the corresponding General Explanatory Notes)."

EN (III) Parts and Accessories (pg. 1410) states that the headings of Section XVII "* * *" apply only to those parts or accessories which comply with all three of the following conditions:

- (a) They must not be excluded by the terms of Note 2 to this Section * * *
- (b) They must be suitable for use solely or principally with the articles of Chapters 86 to 88 * * *
- (c) They must not be more specifically included elsewhere in the Nomenclature. * * *

Additionally, EN 87.08 lists exemplars that are classifiable under heading 8708, HTSUS, such as:

(D) Gear boxes of all types (mechanical, overdrive, preselector, electro-mechanical, automatic, etc.); torque converters; gear box casings; shafts (other than internal parts of engines or motors); gear pinions; direct-drive dog-clutches and selector rods, etc. * * *

(F) Other transmission parts and components for example, propeller shafts, half-shafts; gears, gearing; plain shaft bearings; reduction gear assemblies; universal joints). * * *

The ENs, although not dispositive, are to be looked to for the proper interpretation of the HTSUS. 54 Fed. Reg. 35127, 35128 (Aug. 23, 1989).

The transaxles under consideration are not excluded by the Notes to Section XVII, HTSUS. Based on the information provided, we are of the opinion that the transaxles are solely or principally used with the Workman 3000 Series Vehicles, which are vehicles of heading 8704, HTSUS. Moreover, the transaxles are not more specifically provided for elsewhere in the HTSUS. Therefore, the transaxles under consideration are classified under subheading 8708.40.10, HTSUS, which provides for "* * * Gear boxes * * * For the vehicles of subheading 8701.20, or heading 8702 or 8704."

Holding:

The transaxles without engines for the Workman 3000 Series Vehicle are classified under subheading 8708.40.10, HTSUS, which provides for "Parts and accessories of motor vehicles of headings 8701 to 8705 * * * Gear boxes * * * For the vehicles of subheading 8701.20, or heading 8702 or 8704", which is dutiable at the Column 1 rate of 3.1 percent ad valorem.

HRL 953670 is modified as set forth above.

JOHN DURANT,
Director,
Commercial Rulings Division.

[ATTACHMENT B]

DEPARTMENT OF HOMELAND SECURITY,
BUREAU OF CUSTOMS AND BORDER PROTECTION,
Washington, DC, July 16, 1993.

CLA-2 CO:R:C:M 953670 KCC
Category: Classification
Tariff No. 8407.31, 8407.32,
8407.33, and 8408.20.20

MR. JOHN MATTSON
NORMAN G. JENSEN, INC.
3050 Metro Drive, Suite #300
Minneapolis, MN 55425

Re: Transaxle; engine; transmission; clutch; Workman 3000 Series Vehicles; heading 8704; HRL 082797; EN 84.07; EN 84.08.

DEAR MR. MATTSON:

This is in response to your letter of November 23, 1992, which was resubmitted on January 22, 1993, with additional information, regarding the tariff classification of a transaxle for the Workman 3000 Series Vehicles under the Harmonized Tariff Schedule of the United States (HTSUS). Photographs, brochures and specifications were submitted for examination.

Facts:

The article under consideration is a transaxle for the Workman 3000 Series Vehicles. The Workman 3000 is a relatively small 4-wheel work vehicle that features two front seats and an open cargo area for the transport of merchandise. The vehicle can be used in a variety of settings (park and sports grounds, worksites, factories, agricultural fields, etc.) and it comes in a variety of models which are portrayed in the submitted brochure.

The Workman 3000 Series utilizes the Toro transaxle which is incorporated into one die cast aluminum housing. The unit has a 3-speed synchromesh transmission for smooth, easy shifting and quiet operation, a high-low range that delivers six distinct work ratios, a manual difflock to kick in extra traction when required, high efficiency spiral bevel differential gears, and an integrated hydraulic strainer and pump. This component is directly coupled to an engine with an automotive type bell housing, and a clutch to complete an all-enclosed power train.

The information submitted states that the Workman 3300-D has a Mitsubishi 21 h.p., liquid cooled diesel engine used in Toro Groundmaster and Reelmaster products, and the Workman 3200 has a Mitsubishi 27 h.p., liquid cooled gasoline engine used in mini-trucks. The Toro transaxle precisely delivers power to the rear wheels. The attached specification sheets offer data on the transaxle's overall reduction ratios and ground speeds, the P.T.O. gear case assembly, the controls, the input-output shafts, the Bell housing(s)/clutch/fly-wheel, and L.C. gasoline housing, the external mounting bosses and mounting holes, the hydraulics and lubrication, optional ground speed sensing device, and the component materials (including the aluminum die cast transaxle housing, aluminum die cast P.T.O. gear case and heat treated steel shafts).

Issue:

What is the classification of the transaxle designed for use in the Workman 3000 Series Vehicles under the HTSUS?

Law and Analysis:

The classification of merchandise under the HTSUS is governed by the General Rules of Interpretation (GRI's). GRI 1, HTSUS, states in part that "for legal purposes, classification shall be determined according to the terms of the headings and any relative section or chapter notes. * * *" Before we can determine the classification of the transaxle, we must determine the classification of the Workman 3000 Series vehicles. The Workman 3000 Series vehicles are classified under heading 8704, HTSUS, which provides for "Motor vehicles for the transport of goods. * * *" See, Headquarters Ruling Letter (HRL) 082797 dated July 14, 1989, which classified a Mitsubishi lightweight vehicle under heading 8704, HTSUS.

The Harmonized Commodity Description and Coding System (HCDCS) Explanatory Notes (ENs), although not dispositive, are to be looked to for the proper interpretation of the HTSUS. 54 Fed. Reg. 35127, 35128 (Aug. 23, 1989). EN 84.07 and EN 84.08 (pgs. 1150 and 1151) state that engines of these headings may be equipped with fuel injection pumps, ignition parts, fuel or oil reservoirs, water radiators, oil coolers, water, oil or fuel pumps, blowers, air or oil filters, clutches or power drives, or starting devices (electric or other). Additionally, the engines may also be equipped with a flexible shaft and fitted with change speed gears.

In this case, the transaxle incorporates an engine, transmission and clutch in one housing. Based on the information presented and gathered by Customs, we are of the opinion that the transaxle is similar to the engines described in EN 84.07 and EN 84.08. EN 84.07 and EN 84.08 allow clutches, power drives and change speed gears to be attached to engines and remain classified as an engine. Therefore, the transaxle is classified as an engine under heading 8407, HTSUS, which provides for "Spark-ignition reciprocating or rotary internal combustion piston engines * * * Reciprocating piston engines of a kind used for the propulsion of vehicles of chapter 87 * * *", or heading 8408, HTSUS, which provides for "Compression-ignition internal combustion piston engines (diesel or semi-diesel engines). * * *"

Holding:

The transaxle with gasoline engine for the Workman 3000 Series Vehicles is classified as a reciprocating piston engine of a kind used for the propulsion of vehicles of chapter 87 under subheadings 8407.31, 8407.32, and 8407.33, HTSUS. Classification to the exact six-digit and eight-digit level is dependent upon the cylinder capacity of the engine.

The transaxle with diesel engine for the Workman 3000 Series Vehicles is classified as compression-ignition internal combustion piston engine (diesel or semi-diesel) under subheading 8408.20.20, HTSUS.

JOHN DURANT,
Director,
Commercial Rulings Division.

[ATTACHMENT C]

DEPARTMENT OF HOMELAND SECURITY,
BUREAU OF CUSTOMS AND BORDER PROTECTION,
Washington, DC.

CLA-2 RR:CR:GC 966332 AML
Category: Classification
Tariff No. 8709.90.00

MR. JOHN MATTSON
NORMAN G. JENSEN, INC.
3050 Metro Drive, Suite #300
Minneapolis, MN 55425

Re: Transaxle; Workman 3000 Series Vehicles; HQs 954982 and 953670 revoked.

DEAR MR. MATTSON:

This is in regard to Headquarters Ruling Letters ("HQs") 954982 and 953670, dated November 17 and July 16, 1993, respectively, issued to you on behalf of the Toro Company, regarding the tariff classification of a transaxle for the Workman 3000 Series Vehicles (hereinafter "Workman 3000") under the Harmonized Tariff Schedule of the United States (HTSUS). We have reconsidered the classification determinations made in those rulings and determined that they are incorrect. This letter sets forth the correct classification of both the Workman 3000 and the transaxles therefor.

Facts:

We described the transaxles in HQ 953670 as follows:

The article under consideration is a transaxle for the Workman 3000 Series Vehicles. The Workman 3000 is a relatively small 4-wheel work vehicle that features two front seats and an open cargo area for the transport of merchandise. The vehicle can be used in a variety of settings (park and sports grounds, worksites, factories, agricultural fields, etc.) and it comes in a variety of models which are portrayed in the submitted brochure.

The Workman 3000 Series utilizes the Toro transaxle which is incorporated into one die cast aluminum housing. The unit has a 3-speed synchromesh transmission for smooth, easy shifting and quiet operation, a high-low range that delivers six distinct work ratios, a manual difflock to kick in extra traction when required, high efficiency spiral bevel differential gears, and an integrated hydraulic strainer and pump. This component is directly coupled to an engine with an automotive type bell housing, and a clutch to complete an all-enclosed power train.

We issued HQ 954982 to modify HQ 953670. Thus, both rulings were issued based on the same operative facts.

Issue:

What is the classification of the transaxle designed for use in the Workman 3000 Series Vehicles under the HTSUS?

Law and Analysis:

Central to the classification of the transaxles is the classification of the Workman 3000 itself. We stated in HQ 953670 that:

Before we can determine the classification of the transaxle, we must determine the classification of the Workman 3000 Series vehicles. The Workman 3000 Series vehicles are classified under heading 8704, HTSUS, which provides for "Motor vehicles for the transport of goods. * * *" See, Headquarters Ruling Letter (HRL) 082797 dated July 14, 1989, which classified a Mitsubishi lightweight vehicle under heading 8704, HTSUS.

It is this determination that we have reconsidered and now find to be erroneous. The correct analysis and classification are set forth below.

Classification of imported merchandise is accomplished pursuant to the Harmonized Tariff Schedule of the United States (HTSUS). Classification under the HTSUS is guided by the General Rules of Interpretation of the Harmonized System (GRIs). GRI 1, HTSUS, states in part that "for legal purposes, classification shall be determined according to the terms of the headings and any relative section or chapter notes[.]"

The HTSUS provisions under consideration are as follows:

8704	Motor vehicles for the transport of goods: Other, with spark-ignition internal combustion piston engine:
8704.31.00	G.V.W. not exceeding 5 metric tons
*	* * * * *
8709	Works trucks, self-propelled, not fitted with lifting or handling equipment, of the type used in factories, warehouses, dock areas or airports for short distance transport of goods; tractors of the type used on railway station platforms; parts of the foregoing vehicles:
8709.90.00	Parts.

The classification of the transaxle must be determined with due consideration of the classification of the Workman 3000 Series vehicles. As detailed in the "facts" section above, the Workman 3000 Series vehicles are subject of ruling HQ 954892 which, in reference to HQ 953670, dated July 16, 1993, classified the Workman 3000 under heading 8704, HTSUS, which provides for "motor vehicles for the transport of goods[.]" However, in a recent request for reconsideration, several rulings concerning the classification of articles that are substantially similar to the Workman 3000 and classify those articles as works trucks under heading 8709, HTSUS were identified.

The rulings cited are as follows:

In HQ 965246, dated November 6, 2001, after considering and distinguishing the characteristics of articles classifiable under heading 8704 and 8709, HTSUS, we classified a "Micro Truk" under heading 8709, HTSUS as a works truck. In so doing, we emphasized "certain design features" that are common to such articles:

Among these are their construction and special design features which make them unsuitable for the transport of goods by road or other public ways; their top speed when laden is generally not more than 30 to 35 km/h; their turning radius is approximately equal to the length of the vehicle itself; vehicles of heading 8709 do not usually have a closed driving cab, the accommodation for the driver often being no more than a platform on which to stand. HQ 965246 at page 3.

In New York Ruling Letter ("NY") G87244, dated February 27, 2001, we classified a John Deere 1800 Utility vehicle under heading 8709, HTSUS, as a works truck. In so classifying the article we emphasized its design features and characteristics as follows:

It is a four-wheel, self-propelled utility vehicle and is used to haul materials in factories and warehouses and on golf courses, sports fields and nurseries. It has a 4-cycle, gasoline, 18 horsepower engine that can attain a maximum speed of 11.5 mph. The vehicle has a two-speed transaxle and large-diameter tires for traction. The vehicle has an open operator's platform and comes with a cargo box capable of hauling materials up to 1500 lbs. The tailgate can be removed and the sides lowered to provide a flatbed surface. The vehicle's turning radius (120.5 inches) is approximately equal to its length (102 inches). You state that the vehicle does have attachments. It has a sun canopy kit to shield the operator from inclement weather. It also has an auxiliary hydraulics kit to power attachments and a Cushman TD1500 Top Dresser. The Cushman Core Harvester and a cradle attachment can also be adapted to the John Deere 1800 Utility Vehicle. NY G87244 at 1.

We reached similar conclusions, *i.e.*, we classified vehicles similar to the Workman 3000 under heading 8709, HTSUS, in several other rulings: NY C83109, dated January 29, 1998, in which the John Deere Gator Utility vehicle was so classified; HQ 960303, dated May 13, 1997, in which the Club Car utility vehicle was so classified; HQ 954173, dated September 22, 1993, in which the Mule utility vehicle was so classified.

We also considered the determinations made in HQs 082797, dated July 14, 1989, and 086305, dated January 24, 1990, both of which concerned the classification of the Mighty Mits line of lightweight work vehicles under heading 8704, HTSUS. HQ 086305 modified HQ 082797 as it pertained to the Mighty Mit model equipped with a dumper. We have examined those files, the images and literature contained therein and conclude that the articles therein in question were, given the evidence presented, properly classified. That is, the Mighty Mits, because of several design features that do not comport with those described in the ENs to heading 8709, HTSUS, set forth below, are readily distinguishable from the Workman 3000 articles before us.

When interpreting and implementing the HTSUS, the Explanatory Notes (ENs) of the Harmonized Commodity Description and Coding System may be utilized. The ENs, while

neither legally binding nor dispositive, provide a guiding commentary on the scope of each heading, and are generally indicative of the proper interpretation of the HTSUS. Customs believes the ENs should always be consulted. See T.D. 89-90, 54 Fed. Reg. 35127, 35128 (August 23, 1989).

The ENs to heading 8709, HTSUS, provide, in pertinent part, as follows:

This heading covers a group of self-propelled vehicles of the types used in factories, warehouses, dock areas or airports for the short distance transport of various loads (goods or containers) or, on railway station platforms, to haul small trailers.

Such vehicles are of many types and sizes. They may be driven either by an electric motor with current supplied by accumulators or by an internal combustion piston engine or other engine.

The main features common to the vehicles of this heading which generally distinguish them from the vehicles of heading 87.01, 87.03 or 87.04 may be summarised as follows:

- (1) Their construction and, as a rule, their special design features, make them unsuitable for the transport of passengers or for the transport of goods by road or other public ways.
- (2) Their top speed when laden is generally not more than 30 to 35 km/h.
- (3) Their turning radius is approximately equal to the length of the vehicle itself.

Vehicles of this heading do not usually have a closed driving cab[.]

* * * * *
 Works trucks are self-propelled trucks for the transport of goods which are fitted with, for example, a platform or container (sometimes designed for elevating) on which the goods are loaded.

* * * * *
 The evidence provided establishes that the Workman 3000 is a small, 4-wheeled, self-propelled work vehicle with two front seats and an open cargo area in the rear designed for the short distance transport of merchandise. The turning radius is less than the length of the vehicle, its top speed without load is less than 25 miles per hour, and none of the models are equipped with lifting or handling equipment. The vehicles are marketed to be used for landscaping, facility maintenance, agricultural and warehouse use. Given the apparent descriptive similarity of the Workman 3000 to other works trucks classified under heading 8704, HTSUS (which were subject of the prior rulings discussed at length above), we compared the image of the Workman 3000 with the images of those vehicles provided on their respective websites. We conclude following this visual comparison that the Workman 3000 is substantially similar in form and intended use to those vehicles.

Based upon the holdings of the rulings cited above and the satisfaction of the criteria set forth in the ENs, we conclude that the Workman 3000 is properly classified under heading 8709, HTSUS, as a works truck. Accordingly, those rulings that classify the Workman 3000 under headings other than 8709, HTSUS, are being revoked.

The ENs to heading 8709, HTSUS, provide, pertaining to the classification of parts, the following:

This heading also covers parts of the vehicles specified in the heading, provided the parts fulfil both the following conditions:

- (i) They must be identifiable as being suitable for use solely or principally with such vehicles; and
- (ii) They must not be excluded from this heading by the provisions of the Notes to Section XVII (see the corresponding General Explanatory Note).

Parts of this heading include:

- (6) Axles.

The evidence presented is that the transaxles at issue are designed and manufactured solely for use in the Workman 3000. Thus, they are classifiable as parts of a works truck under heading 8709, HTSUS.

Holding:

The transaxle for the Workman 3000 Series Vehicles is classified under subheading 8709.90.00, HTSUS, which provides for, *inter alia*, parts of works trucks.

 Effect on Other Rulings:

HQs 954982 and 953670 are REVOKED.

MYLES B. HARMON,
Director,
Commercial Rulings Division.