

U.S. Customs and Border Protection

General Notices

ACCREDITATION AND APPROVAL OF AMSPEC SERVICES LLC, AS A COMMERCIAL GAUGER AND LABORATORY

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

ACTION: Notice of accreditation and approval of Amspec Services LLC, as a commercial gauger and laboratory.

SUMMARY: Notice is hereby given that, pursuant to 19 CFR 151.12 and 19 CFR 151.13, Amspec Services LLC, 360 East Elizabeth Ave., Linden, NJ 07036, has been approved to gauge and accredited to test petroleum and petroleum products, organic chemicals and vegetable oils for customs purposes, in accordance with the provisions of 19 CFR 151.12 and 19 CFR 151.13. Anyone wishing to employ this entity to conduct laboratory analyses and gauger services should request and receive written assurances from the entity that it is accredited or approved by the U.S. Customs and Border Protection to conduct the specific test or gauger service requested. Alternatively, inquires regarding the specific test or gauger service this entity is accredited or approved to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to cbp.labhq@dhs.gov. Please reference the website listed below for a complete listing of CBP approved gaugers and accredited laboratories.

http://cbp.gov/xp/cgov/import/operations_support/labs_scientific_svcs/commercial_gaugers/

DATES: The accreditation and approval of Amspec Services LLC, as commercial gauger and laboratory became effective on March 18, 2009. The next triennial inspection date will be scheduled for March 2012.

FOR FURTHER INFORMATION CONTACT: Anthony Malana, Laboratories and Scientific Services, U.S. Customs and Border Pro-

tection, 1300 Pennsylvania Avenue, NW, Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: July 2, 2009

IRA S. REESE,
*Executive Director,
Laboratories and Scientific Services.*

[Published in the Federal Register, July 10, 2009 (74 FR 33269)]

**ACCREDITATION AND APPROVAL OF INSPECTORATE
AMERICA CORPORATION, AS A COMMERCIAL GAUGER
AND LABORATORY**

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

ACTION: Notice of accreditation and approval of Inspectorate America Corporation, as a commercial gauger and laboratory.

SUMMARY: Notice is hereby given that, pursuant to 19 CFR 151.12 and 19 CFR 151.13, Inspectorate America Corporation, 16025-C Jacintoport Blvd., Houston, TX 77015, has been approved to gauge and accredited to test petroleum and petroleum products, organic chemicals and vegetable oils for customs purposes, in accordance with the provisions of 19 CFR 151.12 and 19 CFR 151.13. Anyone wishing to employ this entity to conduct laboratory analyses and gauger services should request and receive written assurances from the entity that it is accredited or approved by the U.S. Customs and Border Protection to conduct the specific test or gauger service requested. Alternatively, inquires regarding the specific test or gauger service this entity is accredited or approved to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to cbp.labhq@dhs.gov. Please reference the website listed below for a complete listing of CBP approved gaugers and accredited laboratories.

http://cbp.gov/xp/cgov/import/operations_support/labs_scientific_svcs/commercial_gaugers/

DATES: The accreditation and approval of Inspectorate America Corporation, as commercial gauger and laboratory became effective on November 10, 2008. The next triennial inspection date will be scheduled for November 2011.

FOR FURTHER INFORMATION CONTACT: Anthony Malana, Laboratories and Scientific Services, U.S. Customs and Border Pro-

tection, 1300 Pennsylvania Avenue, NW, Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: July 2, 2009

IRA S. REESE,
Executive Director;
Laboratories and Scientific Services.

[Published in the Federal Register, July 10, 2009 (74 FR 33268)]

APPROVAL OF THE STRAWN GROUP, AS A COMMERCIAL GAUGER

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

ACTION: Notice of approval of The Strawn Group, as a commercial gauger.

SUMMARY: Notice is hereby given that, pursuant to 19 CFR 151.13, The Strawn Group, 3855 Villa Ridge, Houston, TX 77068, has been approved to gauge petroleum, petroleum products, organic chemicals and vegetable oils for customs purposes, in accordance with the provisions of 19 CFR 151.13. Anyone wishing to employ this entity to conduct gauger services should request and receive written assurances from the entity that it is approved by the U.S. Customs and Border Protection to conduct the specific gauger service requested. Alternatively, inquires regarding the specific gauger service this entity is approved to perform may be directed to the U.S. Customs and Border Protection by calling (202) 344-1060. The inquiry may also be sent to cbp.labhq@dhs.gov. Please reference the website listed below for a complete listing of CBP approved gaugers and accredited laboratories.

http://cbp.gov/xp/cgov/import/operations_support/labs_scientific_svcs/commercial_gaugers/

DATES: The approval of The Strawn Group, as commercial gauger became effective on December 31, 2008. The next triennial inspection date will be scheduled for December 2011.

FOR FURTHER INFORMATION CONTACT: Anthony Malana, Laboratories and Scientific Services, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue, NW, Suite 1500N, Washington, DC 20229, 202-344-1060.

Dated: July 2, 2009

IRA S. REESE,
*Executive Director,
Laboratories and Scientific Services.*

[Published in the Federal Register, July 10, 2009 (74 FR 33269)]

19 CFR Part 149

Docket Number USCBP-2007-0077

RIN 1651-AA70

**Importer Security Filing and Additional Carrier
Requirements; Correction**

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

ACTION: Correcting amendments

SUMMARY: This document contains correcting amendments to the interim final rule entitled “Importer Security Filing and Additional Carrier Requirements” published in the **Federal Register** on November 25, 2008. The interim final rule’s regulatory text was inadvertently silent regarding the time frame for transmitting an Importer Security Filing for shipments intended to be transported in-bond for immediate exportation or for transportation and exportation. This document also corrects two CBP Responses to two comments in the preamble text to align them with the regulatory text. One correction involves when a carrier’s obligation to transmit container status messages ends and the other concerns when an Importer Security Filing must be updated.

DATES: This correction is effective on July 14, 2009. The compliance dates for the regulations are set forth in 19 CFR 4.7c(d), 4.7d(f), and 149.2(g).

FOR FURTHER INFORMATION CONTACT: Richard Di Nucci, Office of Field Operations, (202) 344-2513.

SUPPLEMENTARY INFORMATION:

I. Background

On November 25, 2008, Customs and Border Protection (CBP) published an interim final rule entitled “Importer Security Filing and Additional Carrier Requirements” in the **Federal Register** (73 FR 71730). Pursuant to that interim final rule, an Importer Security

Filing (ISF) must be submitted for cargo arriving within the limits of a port in the United States by vessel prior to arrival of the cargo. Generally, with certain exceptions, the Importer Security Filing must be filed no later than 24 hours before the cargo to which the information relates is laden aboard a vessel at a foreign port.

The interim rule added a new § 149.3 to title 19 of the Code of Federal Regulations (CFR) specifying the required ISF data elements. Paragraph (a) specifies the ten required data elements for shipments intended to be entered into the United States and shipments intended to be delivered to a foreign trade zone: (1) seller; (2) buyer; (3) Importer of record number/Foreign trade zone application identification number; (4) Consignee numbers(s); (5) Manufacturer (or supplier); (6) Ship to party; (7) Country of origin; (8) Commodity HTSUS number; (9) Container stuffing location; and (10) Consolidator (stuffer). Paragraph (b) specifies the five required data elements for shipments consisting entirely of foreign cargo remaining on board (FROB) and shipments intended to be transported in-bond as an immediate exportation (IE) or transportation and exportation (T&E): (1) Booking party; (2) Foreign port of unloading; (3) Place of delivery; (4) Ship to party; and (5) Commodity HTSUS number.

The interim final rule also added a new § 149.2, which requires the Importer Security Filing and specifies the timing for such filing by data element. Paragraphs (b)(1), (2) and (3) specify the timing requirements for the ten ISF data elements required under § 149.3(a) for shipments intended to be entered into the United States and for shipments intended to be delivered to a foreign trade zone. Except for two of the data elements for which flexibility regarding timing is provided (container stuffing location and consolidator) these data elements are required no later than 24 hours before the cargo is laden aboard the vessel at the foreign port.¹

CORRECTION TO REGULATORY TEXT

Paragraph (b) of § 149.2 provides the timing requirements for submitting the Importer Security Filing. Paragraph (b)(4) specifies the timing requirements for the five ISF data elements required under § 149.3(b) for foreign cargo remaining on board (FROB). This data must be provided prior to lading aboard the vessel at the foreign port. Paragraph (b) is silent as to when an ISF must be transmitted for the five ISF data elements required under § 149.3(b) for shipments intended to be transported in-bond for immediate exportation (IE) or for transportation and exportation (T&E). As explained

¹As provided in § 149.2(b)(3), the ISF Importer must submit the container stuffing location and consolidator as early as possible and in any event no later than 24 hours prior to arrival in a U.S. port (or upon lading at the foreign port if that is later than 24 hours prior to arrival in a U.S. port). This flexibility regarding timing is explained on page 71734 of the interim final rule.

below, this omission in the regulatory text was inadvertent. CBP's intention that these data elements would be required no later than 24 hours before the cargo is laden aboard the vessel at the foreign port was set forth in the ISF notice of proposed rulemaking (NPRM), which was published in the **Federal Register** (73 FR 90) on January 2, 2008, and is consistent with what CBP set forth in the Supplementary Information section of the interim rule.

In the proposed regulatory text contained in the NPRM published in the **Federal Register** on January 2, 2008, section 149.2(b) clearly states that "with the exception of any break bulk cargo pursuant to section 149.4(b) of this part and foreign cargo remaining on board (FROB), CBP must receive the Importer Security filing no later than 24 hours before the cargo is laden aboard the vessel at the foreign port. For FROB, CBP must receive the Importer Security Filing prior to lading aboard the vessel at the foreign port." This clearly includes IE and T&E shipments. In the interim final rule, in an effort to accommodate concerns of the trade regarding the time of transmission for certain data elements, namely, container stuffing location and consolidator(stuffer) name and address, § 149.2(b) was changed to distinguish between the data elements that must be filed 24 hours prior to lading and the two data elements that can be filed as early as possible, but not later than 24 hours prior to arrival in a United States port, i.e., container stuffing location and consolidator. When this change was made in the interim final rule, during the re-drafting process, the timing requirement for filing the Importer Security Filing for IE and T&E shipments, i.e., 24 hours before the cargo is laden aboard the vessel at the foreign port, was inadvertently omitted from the regulatory text.

The Supplementary Information section of the interim final rule is consistent with CBP's intention regarding the timing requirements for filing the ISF for IE and T&E shipments. The timing requirements for ISFs are described in the Supplementary Information section of the interim rule on page 71733: "This interim final rule requires Importer Security Filing (ISF) Importers, as defined in these regulations, or their agents, to transmit an Importer Security Filing to CBP, for cargo other than foreign cargo remaining on board (FROB), no later than 24 hours before cargo is laden aboard a vessel destined to the United States. See the 'Structured Review and Flexible Enforcement Period' section of this document for flexibilities related to timing for certain Importer Security Filing elements. Because FROB is frequently laden based on a last-minute decision by the carrier, the Importer Security Filing for FROB is required any time prior to lading."

Although there is no specific discussion in the Supplementary Information section or elsewhere in the interim final rule about the timing requirements for transmitting ISF data elements for IE and T&E shipments, the above statement makes it clear that CBP in-

tended that all ISF data elements would be required no later than 24 hours before cargo is laden aboard a vessel destined to the United States except for the data elements covered by the flexibilities for timing (container stuffing location and consolidator)² and for FROB.³

Accordingly, this document corrects the inadvertent omission in the regulatory text by adding a new paragraph (b)(5) to § 149.2 to clarify, consistent with the NPRM and the preamble language of the IFR, that Importer Security Filings for shipments intended to be transported in-bond as IEs and T&Es must be transmitted no later than 24 hours before the cargo is laden aboard a vessel destined to the United States.

OTHER CORRECTIONS

This document also corrects CBP Responses to two comments to align the responses to the regulatory text. On page 71741, in response to a comment about the carrier's responsibilities regarding the transmission of container status messages (CSMs), CBP stated in pertinent part that "the carrier's obligation to transmit CSMs ends upon discharge of the cargo in the United States . . ." This statement is incorrect. Paragraph (b) of the new § 4.7d lists the events that must be reported if the carrier creates or collects a CSM in its equipment tracking system. Each of the listed events applies when a container is destined to arrive within the limits of a port in the United States. Therefore, CSMs are only required for events that occur prior to first arrival of the goods at a United States port. Accordingly, this document modifies the response in the preamble text to clarify, consistent with the regulatory text, that CSMs are required for events that occur prior to first arrival of goods at a United States port.

On page 71753, in response to a comment about the obligation to amend the ISF, CBP stated that "for goods which will be unladen in the United States, the Importer Security Filing must be updated if there is a change before the goods enter the port of discharge". This statement is inconsistent with the new § 149.2 which provides in pertinent part that: "the party who submitted the Importer Security Filing . . . must update the filing if, after the filing and before the goods enter the limits of a port in the United States, any of the information submitted changes or more accurate information becomes available." Accordingly, this document modifies the response to clarify, consistent with the regulatory text, that the Importer Secu-

² Neither of these two data elements pertain to IE and T&E shipments. (Container stuffing location and consolidator are not required data elements for shipments of goods intended to be transported in-bond as an IE or T&E).

³ Unlike FROB, IE and T&E shipments are not frequently laden based on a last-minute decision by the carrier so it is not necessary to exclude IE and T&E shipments from the 24 hour prior to lading requirement.

rity Filing must be updated if there is a change before the goods enter the limits of the first port of arrival in the United States and to clarify that amendments to the ISF will be accepted at any time after the goods arrive in a port of the United States.

II. Corrections

In FR Doc. E8-27048 appearing on page 71730 in the **Federal Register** on Tuesday, November 25, 2008, the following corrections are made:

D. Public Comments: Container Status Messages [Corrected]

1. On page 71741, the first CBP Response in the second column, correct the CBP Response to read as follows:

Vessel operating carriers are required to submit CSMs. If a carrier currently does not create or collect CSMs in an equipment tracking system, the carrier is not required to submit CSMs to CBP. If a carrier does create or collect CSMs, the carrier is obligated to transmit CSMs for events that occur prior to the first arrival of the cargo at a port in the United States. However, a carrier may transmit other CSMs in addition to those required by these regulations. By transmitting additional CSMs, the carrier authorizes CBP to access and use those data. In order to minimize the cost to carriers whose volume of business does not justify the creation of CSMs, CBP is declining to impose an obligation upon carriers to create or collect any CSM data pursuant to this rule.

H. Public Comments: Update and Withdrawal of Importer Security Filing [Corrected]

2. On page 71753, the third CBP Response in the first column, correct the CBP Response to read as follows:

The Importer Security Filing must be amended if there is a change before the goods enter the limits of a port in the United States. "Port" refers to the first port of arrival in the United States. However, amendments to the Importer Security Filing will be accepted at any time after the goods arrive in a port in the United States.

§ 149.2 [Corrected]

3. On page 71783, in the second column, in § 149.2, a new paragraph (b)(5) is added to read as follows:

* * * * *
(b)
* * *

(5) The data elements required under § 149.3(b) of this part for shipments intended to be transported in-bond as an immediate ex-

portation (IE) or transportation and exportation (T&E), no later than 24 hours before cargo is laden aboard the vessel at the foreign port.

* * * * *

Date: July 8, 2009

JAYSON P. AHERN,
Acting Commissioner.

[Published in the Federal Register, July 14, 2009 (74 FR 33920)]

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

(No. 2 2009)

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

SUMMARY: Presented herein are the copyrights, trademarks, and trade names recorded with U.S. Customs and Border Protection during the month of March 2009. The last notice was published in the CUSTOMS BULLETIN on February 19, 2009.

Corrections or updates may be sent to: Department of Homeland Security, U.S. 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: Delois Johnson, Paralegal, Intellectual Property Rights Branch, (202) 572-8710.

Dated: July 14, 2009

RICHARD F. CHOVANEC,
*Acting Chief,
Intellectual Property Rights &
Restricted Merchandise Branch.*

CBP IPR RECORDATION - MARCH 2009

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tm	Owner Name	GM Restrict
TMK 93-00428	3/5/2009	11/15/2018	BOSS	HUGO BOSS TRADE MARK MANAGEMENT GMBH & CO. KG	No
TMK 97-00302	3/5/2009	10/21/2019	LACOSTE	LACOSTE ALLIGATOR S.A.	No
TMK 09-00242	3/16/2009	1/14/2013	MATE LISTO TARAGUJ	ESTABLECIMIENTO LAS MARIAS S.A.C.I.F.A.	No
TMK 96-00415	3/5/2009	11/19/2018	WELER	COOPER BRANDS, INC	No
TMK 99-00349	3/5/2009	2/3/2019	LYCRA	INVISTA NORTH AMERICA S.A.R.L.	No
TMK 99-00350	3/5/2009	2/3/2019	LYCRA	INVISTA NORTH AMERICA S.A.R.L.	No
TMK 99-00560	3/16/2009	7/31/2019	MISCELLANEOUS DESIGN	STANT MANUFACTURING, INC.	No
TMK 99-00572	3/5/2009	3/23/2019	CATERPILLAR AND DESIGN	CATERPILLAR, INC.	No
TMK 99-00580	3/16/2009	3/23/2019	CAT AND DESIGN	CATERPILLAR, INC.	No
TMK 05-01047	3/16/2009	10/20/2018	F-150	FORD MOTOR COMPANY	No
TMK 02-00117	3/27/2009	3/16/2019	76ERS AND DESIGN	PHILADELPHIA 76ERS L.P.	No
TMK 02-00341	3/27/2009	3/2/2019	DEVIL RAYS	TAMPA BAY DEVIL BASEBALL LTD.	No
TMK 02-00386	3/16/2009	1/5/2019	CHROME HEARTS (STYLIZED IN HORSESHOE DESIGN)	CHROME HEARTS, LLC	No
TMK 02-00388	3/16/2009	1/5/2019	CHROME HEARTS (STYLIZED IN SCROLL DESIGN)	CHROME HEARTS, LLC	No
TMK 02-01043	3/16/2009	11/17/2018	DORCO	DORCO CD., LTD.	No
TMK 03-00134	3/16/2009	12/29/2018	CHROME HEARTS PLUS DAGGER DESIGN	CHROME HEARTS, LLC	No
TMK 05-00698	3/27/2009	1/7/2019	EQUESTRIAN KNIGHT DESIGN	BURBERRY LIMITED	No
TMK 09-00042	3/27/2009	3/27/2029	LITTLE TWIN STARS, A BOY AND GIRL WITH STAR BACKGROUND.	SANRIO COMPANY, LTD.	No
COP 09-00043	3/27/2009	3/27/2029	ANIMAL CROSSING : WILD WORLD : NTR-ADME-USA : ANIMAL FOREST : COME ON : OIDEYO DOUBUTSU NO MORI	NINTENDO OF AMERICA, INC.	No
TMK 03-00263	3/16/2009	11/3/2018	GMC LABEL	GMB, INC.	No
TMK 09-00050	3/16/2009	6/3/2013	DESIGN ONLY	RITE LITE, LTD.	No
TMK 09-00243	3/16/2009	10/22/2011	DESIGN (INDIAN HEAD LOGO)	BOOTI ROYALTY COMPANY, L.P.	No
TMK 09-00051	3/16/2009	6/8/2009	THREE FISH BRAND	MUTUAL FISH COMPANY, INC.	No
TMK 07-01246	3/16/2009	1/5/2019	TOUS	S. TOUS, S.L.	No
TMK 04-01078	3/5/2009	3/16/2019	CISCO SYSTEMS & DESIGN OF BRIDGE	CISCO TECHNOLOGY, INC.	No
TMK 09-00048	3/5/2009	11/4/2018	N95	NOKIA CORPORATION	No
TMK 09-00055	3/16/2009	12/24/2012	BEACHBODY	PRODUCT PARTNERS, LLC	No
TMK 09-00173	3/16/2009	12/11/2012	ELLITE	SRI USA, INC.	No
TMK 09-00052	3/16/2009	6/23/2017	CONVERGA-FLOW	THE METAL WARE CORPORATION	No
COP 09-00064	3/27/2009	3/27/2029	NINTENDO WII	NINTENDO OF AMERICA, INC.	No

CBP IPR RECORDATION - MARCH 2009

TMK 09-00184	3/16/2009	11/11/2018	MYANALYST	S.P. RICHARDS COMPANY	No
COP 09-00026	3/16/2009	3/16/2009	BASIS OF THE PERFECT BROW : VOL. 1.	ANASTASIA BEVERLY HILLS, INC.,	No
TMK 09-00056	3/16/2009	9/5/2016	RED BARON	FELT GMBH	No
TMK 09-00183	3/16/2009	5/9/2016	BARON	FELT RACING, LLC	No
TMK 09-00194	3/16/2009	7/23/2012	FELT BICYCLES	FELT GMBH	No
TMK 09-00199	3/16/2009	7/8/2018	BACKYARD FARMS	BACKYARD FARMS, LLC	No
TMK 09-00053	3/16/2009	11/11/2018	HARGRAVE	HARGRAVE CUSTOM YACHTS, INC.	No
TMK 09-00054	3/16/2009	11/1/2018	THE TOTAL TRANSFORMATION	ADVANTAGE MEDIA GROUP	No
TMK 09-00175	3/16/2009	12/2/2018	CHRIST IS RIGHT	SEBBERN, LOUETTA A. (CALIFORNIA SOLE PROPRIETORSHIP) DBA CHRIST IS RIGHT	No
TMK 09-00057	3/16/2009	11/10/2012	AIR LOCKER	MOVELITES & MORE	No
TMK 09-00058	3/16/2009	11/18/2018	SIGNATURE	AIR LOCKER INC.	No
TMK 09-00198	3/16/2009	8/3/2009	JOSEPH A. QUIEST-CE QUE C'EST SILK?	DRAPER, INC.	No
TMK 09-00059	3/16/2009	10/20/2011	ICOM	JOSEPH A. HOLDINGS LLC	No
TMK 09-00183	3/16/2009	11/11/2018	00200 AND DESIGN	ICOM INCORPORATED	No
COP 09-00025	3/16/2009	3/16/2029	QUICK : STUFF IN THE PUFFS!	DIVINEAMERICA, INC.	No
COP 09-00027	3/16/2009	3/16/2029	HERE COMES PETER COTTONTAIL.	GLYNN, INC.	No
TMK 09-00244	3/16/2009	8/2/2015	DESIGN CHARACTERS	PBC INTERNATIONAL, INC.	No
TMK 09-00068	3/16/2009	7/18/2016	BEVERAGE BABE	HONG KONG LEE MAN SHAN MEDICINE MANUFACTURING LIMITED	No
TMK 09-00176	3/16/2009	11/18/2018	TRAILSIDE GOURMET	GRAND SOLUTIONS INTERNATIONAL	No
TMK 09-00190	3/16/2009	9/4/2017	HIP HOP ABS	MARK J. BLY	No
TMK 09-00195	3/16/2009	5/16/2012	LITTLE BY LITTLE	PRODUCT PARTNERS, LLC	No
COP 09-00047	3/5/2009	9/11/2017	KIA OPTIMA	WEAR ME APPAREL LLC	No
COP 09-00011	3/5/2009	3/5/2029	WEDDING AND ETERNITY BANDS.	KIA MOTORS AMERICA, INC.	No
TMK 09-00061	3/16/2009	7/24/2017	RONDO	BULGARI S.P.A.	No
COP 09-00013	3/5/2009	8/24/2014	SAIZEN AND DESIGN	KIA MOTORS AMERICA, INC.	No
TMK 09-00181	3/16/2009	5/19/2015	OHNIA GREEN JADE	ARES TRADING S.A.	No
TMK 09-00042	3/16/2009	6/13/2010	SPORTMATIC	BULGARI S.P.A.	No
TMK 09-00177	3/16/2009	7/8/2018	7653	KIA MOTORS AMERICA, INC.	No
TMK 09-00178	3/16/2009	7/8/2018	D369	OPPENHEIMER COMPANIES, INC.	No
TMK 09-00179	3/16/2009	7/8/2018	7479	KIA MOTORS AMERICA, INC.	No
TMK 09-00044	3/5/2009	10/7/2017	MARIO HEAD DESIGN	FRICITION MATERIALS STANDARDS	No
TMK 09-00064	3/16/2009	8/7/2015	AMANTI	INSTITUTE INC.	No
TMK 09-00180	3/16/2009	8/5/2013	SCORENITO	MUNTEGO OF AMERICA, INC.	No
				KIA MOTORS CORPORATION	No
				KIA MOTORS CORPORATION	No

CBP IPR RECORDATION - MARCH 2009

TMK 09-00039	3/5/2009	10/2/2017	MARIO HEAD DESIGN	NINTENDO OF AMERICA INC.	No
TMK 09-00063	3/16/2009	11/11/2013	RIO CINCO	KIA MOTORS CORPORATION	No
TMK 09-00185	3/16/2009	12/18/2011	MICHAEL KORS	MICHAEL KORS L.L.C.	No
TMK 09-00040	3/5/2009	12/8/2012	HOME DESIGN	UNIVERSITY OF NOTRE DAME DU LAC	No
TMK 09-00182	3/16/2009	7/8/2018	D785	FRICTION MATERIALS STANDARDS INSTITUTE, INC.	No
TMK 09-00043	3/5/2009	9/30/2013	SERAGIO	KIA MOTORS CORPORATION	No
TMK 09-00204	3/16/2009	9/4/2017	DESIGN OF A TREE	BROAD OAK ADVISORS, LLC	No
TMK 09-00045	3/5/2009	11/25/2018	M AND DESIGN (MARIO CHARACTER IMAGE FULL BODY DESIGN)	NINTENDO OF AMERICA INC.	No
TMK 09-00065	3/16/2009	7/20/2014	OPRUS	KIA MOTORS CORPORATION	No
TMK 09-00041	3/5/2009	7/1/2018	M AND DESIGN (MARIO CHARACTER IMAGE FULL BODY DESIGN)	NINTENDO OF AMERICA INC.	No
TMK 09-00066	3/16/2009	6/6/2016	KIA MOTORS AND DESIGN	KIA MOTORS CORPORATION	No
TMK 09-00186	3/16/2009	1/17/2015	PALGIC	PALLAB, L.L.C.	No
TMK 09-00067	3/16/2009	4/15/2018	MALIBU PILATES	GUTHY-RENKER LLC	No
TMK 09-00070	3/16/2009	7/26/2015	BROOKS & DUNN AND STEERHEAD LOGO	B&D, INC.	No
TMK 09-00069	3/16/2009	8/28/2017	HARRAH'S	HARRAH'S LICENSE COMPANY, LLC	No
TMK 09-00035	3/5/2009	5/9/2016	GBA	NINTENDO OF AMERICA INC.	No
TMK 09-00034	3/5/2009	7/1/2018	M MARIO CHARACTER IMAGE FULL BODY DESIGN	NINTENDO OF AMERICA INC.	No
TMK 09-00189	3/16/2009	4/18/2016	DALTON	DALTON WINERY LTD.	No
TMK 09-00187	3/16/2009	1/31/2015	PALLAB	PALLAB, L.L.C.	No
TMK 09-00188	3/16/2009	2/3/2019	R2C MAXXFLOW	R2C PERFORMANCE PRODUCTS, LLC	No
TMK 09-00038	3/5/2009	5/19/2018	APEX MICROTECHNOLOGY	CIRIUS LOGIC, INC.	No
TMK 09-00191	3/16/2009	6/10/2018	P90X	PRODUCT PARTNERS, LLC	No
TMK 09-00192	3/16/2009	5/3/2015	YOGA BOOTY BALLET	PRODUCT PARTNERS, LLC	No
TMK 09-00197	3/16/2009	1/11/2015	SLIM SERIES	PRODUCT PARTNERS, LLC	No
COP 09-00018	3/5/2009	3/5/2029	BULGARI FALL/WINTER 2007 ACCESSORIES COLLECTION	BULGARI S.P.A.	No
TMK 09-00201	3/16/2009	8/19/2018	TRIPLE E	SOUTHWIRE COMPANY	No
TMK 09-00200	3/16/2009	8/26/2018	BAKERY DELUXE COMPANY	FLERA FOODS COMPANY	No
TMK 09-00205	3/16/2009	12/30/2018	PLANETARY NIGHTS	ROBERT J. MCSWEENEY	No
TMK 09-00208	3/16/2009	3/19/2015	SHPRITZ FORTE	SEBASTIAN INTERNATIONAL, INC.	No
TMK 09-00071	3/16/2009	10/7/2018	FX35	NISSAN JIDOSHA KABUSHIKI KAISHA	No
TMK 09-00210	3/16/2009	4/1/2018	ROCKIN' BODY	PRODUCT PARTNERS, LLC	No
TMK 09-00202	3/16/2009	12/16/2018	BRAZILIAN BOOTY	PRODUCT PARTNERS, LLC	No
TMK 09-00207	3/16/2009	11/2/2018	EX-O-WRIST	FOLTZ, BRIAN G.	No
TMK 09-00174	3/16/2009	9/23/2018	PRECIOUS METALS RECYCLED & DESIGN	METALOR TECHNOLOGIES INTERNATIONAL SA (METALOR TECHNOLOGIES INTL AG)(METALOR TECHNOLOGIES INTL LTD)	No

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TMK 09-00205	3/16/2009	3/31/2017	VISAGE	VISAGE INC.	No
TMK 09-00203	3/16/2009	11/27/2017	TACTIO	WRIGHT LABORATORIES	No
TMK 09-00207	3/5/2009	8/4/2018	DESIGN (DANSY)	LOUIS VUITTON MALLETIER	No
TMK 09-00209	3/16/2009	12/9/2018	DESIGN	GRIZZLY INDUSTRIAL, INC.	No
TMK 03-00471	3/16/2009	10/13/2018	VERSACE THE DREAMER	GIANNI VERSACE S.P.A.	No
TMK 09-00033	3/5/2009	8/18/2018	DESIGN (DANSY)	LOUIS VUITTON MALLETIER	No
TMK 09-00213	3/16/2009	7/15/2017	KIDS HEADQUARTERS	WEAR ME APPAREL LLC	No
TMK 09-00072	3/16/2009	8/6/2012	SPECTRA	KIA MOTORS AMERICA, INC.	No
TMK 09-00215	3/16/2009	8/17/2014	BEARBODY AND DESIGN	PRODUCT PARTNERS, LLC	No
TMK 09-00218	3/16/2009	6/8/2014	PRESTONE	PRESTONE PRODUCTS CORPORATION	No
TMK 09-00073	3/16/2009	10/14/2018	FX45	NISSAN JIDOSHA KABUSHIKI KAISHA	No
TMK 09-00172	3/16/2009	6/10/2018	DEPLIN	PAMLAB, L.L.C	No
TMK 09-00211	3/16/2009	12/17/2012	COMFORT MAVEN BY MERCY	RAHMAN, ABRAHAM	No
COP 09-00039	3/16/2009	3/16/2029	MURANO SMALTO MOSIAC : COLLECTION NO. 1.	SICIS, SRL	No
TMK 09-00212	3/16/2009	1/13/2019	GELEEZ	PROKOP LABS LLC	No
COP 09-00008	3/5/2009	3/5/2029	BVLGARI THE NEW DIAGONO WATCH.	BVLGARI S.P.A.	No
TMK 09-00216	3/16/2009	3/28/2016	TURBO JAM	PRODUCT PARTNERS, LLC	No
TMK 09-00217	3/16/2009	12/8/2012	SLIM IN 5	PRODUCT PARTNERS, LLC	No
TMK 09-00222	3/16/2009	12/30/2018	CHALEAN EXTREME	PRODUCT PARTNERS, LLC	No
TMK 09-00074	3/16/2009	10/21/2018	ROGUE	NISSAN JIDOSHA KABUSHIKI KAISHA	No
TMK 09-00233	3/16/2009	1/6/2019	WHERE THE BARGAINS ARE EASY	OUTRCO, INC.	No
TMK 09-00219	3/16/2009	11/25/2018	MEGARENO	XPRTX, INC.	No
COP 09-00007	3/5/2009	3/5/2029	HANNAH MONTANA POP STAR : FALL/WINTER 2007 PRODUCT DEVELOPMENT PORTFOLIO.	DISNEY ENTERPRISES, INC.	No
COP 09-00009	3/5/2009	3/5/2029	ACCESSORIES COLLECTION FALL WINTER 2008.	BVLGARI S.P.A.	No
TMK 09-00220	3/16/2009	1/2/2016	LUSZ OVAL DESIGN	JACK SCHWARTZ SHOES, INC.	No
COP 09-00005	3/5/2009	3/5/2029	BVLGARI CORPORATE GIFTS 2008/2009.	BVLGARI S.P.A.	No
TMK 09-00230	3/16/2009	10/31/2016	COFFEEBERRY	VDF FUTURECEUTICALS, INC.	No
COP 09-00006	3/5/2009	3/5/2029	BVLGARI WATCHES 2008/2009	BVLGARI S.P.A.	No
COP 09-00014	3/5/2009	3/5/2029	BVLGARI JEWELRY 2008/2009.	BVLGARI S.P.A.	No
TMK 09-00231	3/16/2009	11/21/2016	ALPACAMARK & DESIGN	MERELINDA FARM LLC DBA MERELINDA LLC	No
TMK 09-00224	3/16/2009	11/22/2015	GLASURIT	BASF COATINGS AKTIENGESELLSCHAFT	No
TMK 09-00223	3/16/2009	1/6/2019	R2C POWERFLOW	R2C PERFORMANCE PRODUCTS, LLC	No
TMK 09-00232	3/16/2009	12/16/2018	PASTRY	RUN ATHLETICS INTERNATIONAL, LLC	No
TMK 09-00226	3/16/2009	9/2/2018	STAINER	QUALITY & TRADITION	No

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TMK 09-00227	3/16/2009	10/9/2017	PERISCOPE	EXPERT CHOICE, INC.	No
TMK 09-00160	3/16/2009	11/28/2016	RH ROYAL HAWAIIAN CHESS SET (STYLIZED)	EVERETT I. WHITNEY	No
TMK 09-00161	3/16/2009	2/17/2017	BEVERLY HILLS POLO CLUB WITH DESIGN	BHPC ASSOCIATES LLC	No
TMK 09-00225	3/16/2009	1/6/2019	GOURMET NATURALLY	JACO LABORATORIES, INC.	No
TMK 09-00166	3/16/2009	6/30/2018	LUGZ	JACK SCHWARTZ SHOES, INC.	No
TMK 09-00237	3/16/2009	9/16/2018	SMET	JEAN-PHILIPPE SMET, DIT JOHNNY HALLDAY	No
TMK 09-00075	3/16/2009	11/16/2014	PRESTONE	PRESTONE PRODUCTS CORPORATION	No
TMK 09-00167	3/16/2009	8/7/2017	TIMELESS SECRET	BASIC ESSENTIALS INC., DBA BASIC ESSENTIALS	No
TMK 09-00165	3/16/2009	5/2/2010	TAPOUT	TAPOUT, LLC	No
TMK 09-00163	3/16/2009	6/24/2018	DIATXZN	PAMLAB, L.L.C.	No
TMK 09-00076	3/16/2009	1/2/2011	RIO	KIA MOTORS CORPORATION	No
TMK 09-00077	3/16/2009	8/5/2013	CERATO	KIA MOTORS CORPORATION	No
TMK 09-00078	3/16/2009	2/13/2017	CAREMS	KIA MOTORS CORPORATION	No
TMK 09-00162	3/16/2009	1/13/2019	U (POCKET DESIGN)	GURU DENIM, INC	No
COP 09-00038	3/16/2009	3/16/2029	BABY CINNAMON	SANRIO COMPANY, LTD.	No
TMK 09-00030	3/5/2009	10/1/2014	PAUL STUART	PAUL STUART, INC.	No
TMK 09-00228	3/16/2009	10/22/2012	SINFUL	UNIQUE SPECIAL TEE, INC.	No
COP 09-00021	3/5/2009	3/5/2029	BULGARI EYEWEAR 2007 OPTICAL UPDATE 2.	BULGARI S.P.A.	No
TMK 09-00164	3/16/2009	12/16/2014	TAXILITE	HOWARD D LIPPIN	No
TMK 09-00079	3/16/2009	10/2/2017	MARIO HEAD DESIGN	NINTENDO OF AMERICA INC.	No
TMK 09-00169	3/16/2009	8/20/2016	PANLOR	PAMLAB, L.L.C	No
TMK 09-00240	3/16/2009	12/24/2012	POWERBALL	DYMAFLEX INTERNATIONAL, INC.	No
COP 09-00017	3/5/2009	3/5/2029	HIGH SCHOOL MUSICAL--BRANDING GUIDE.	DISNEY ENTERPRISES, INC.	No
TMK 09-00168	3/16/2009	11/22/2015	DESIGN (PARROT)	BASF COATINGS AKTIENGESELLSCHAFT	No
TMK 03-00127	3/16/2009	2/17/2019	VAN CAMPS	TRI-UNION SEAFOODS, LLC, DBA CHICKEN OF THE SEA INTERNATIONAL LTD.	Yes
TMK 09-00241	3/16/2009	4/18/2016	DESIGN	CANINE HARDWARE INC.	No
COP 09-00059	3/27/2009	3/27/2029	POLARUM : NTR-ASNE-JSA : CHOKKAN HITORUDE : INTUITION ONE STROKE.	NINTENDO OF AMERICA, INC.	No
TMK 09-00171	3/16/2009	10/10/2016	COFFEEBERRY	VDF FUTURECEUTICALS, INC.	No
TMK 09-00234	3/16/2009	7/18/2016	RADIESSE	BIOFORM MEDICAL, INC.	No
TMK 09-00031	3/5/2009	5/27/2018	M AND DESIGN (MARIO CHARACTER IMAGE FULL BODY DESIGN)	NINTENDO OF AMERICA INC.	No

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TMK 09-00032	3/5/2009	8/5/2018	M MARIO CHARACTER IMAGE FULL BODY DESIGN	NINTENDO OF AMERICA INC.	No
TMK 09-00196	3/16/2009	11/27/2010	WET	SEBASTIAN INTERNATIONAL, INC.	No
COP 09-00040	3/16/2009	3/16/2009	THE FUMETTO MOSAIC COLLECTION / DESIGN BY LATVERIA, MICHELE LOSETO, ROBERTO SERRINI ; PHOTO MAURIZIO MARCAIO.	SICS, SRL	No
TMK 09-00170	3/16/2009	3/4/2018	MEIAX	PAMIAB, L.L.C.	No
TMK 09-00146	3/16/2009	2/2/2019	STOMP ROCKET	FRED RAMIREZ	No
COP 09-00004	3/5/2009	3/5/2009	MICKEY BASICS.	WALT DISNEY COMPANY	No
TMK 09-00014	3/5/2009	10/26/2011	KRAKUS	SQUARE ENTERPRISES CORP	No
TMK 09-00080	3/16/2009	10/21/2018	FX50	NISSAN JIDOSHA KABUSHIKI KAISHA	No
TMK 09-00049	3/5/2009	3/12/2015	BRITISH KNIGHTS	S4 LLC COMPANY	No
TMK 09-00025	3/5/2009	4/8/2018	THE LEGEND OF ZELDA	NINTENDO OF AMERICA INC.	No
TMK 09-00024	3/5/2009	2/19/2018	WARIO	NINTENDO OF AMERICA INC.	No
TMK 09-00022	3/5/2009	8/12/2018	M AND DESIGN (MARIO CHARACTER IMAGE FULL BODY DESIGN)	NINTENDO OF AMERICA INC.	No
TMK 09-00156	3/16/2009	1/20/2019	XBP XTENDER BRAKE PARTS	DI MARJANA, CARINA & ANTONIO	No
COP 09-00016	3/5/2009	3/5/2029	PATTY AND JIMMY, A BOY AND GIRL WITH SCHOOL BOOKS.	SANRIO COMPANY, LTD.	No
TMK 09-00150	3/16/2009	8/15/2016	SNEAUX	JACK SCHWARTZ SHOES, INC.	No
TMK 09-00147	3/16/2009	1/13/2019	DESIGN (POCKET DESIGN)	GURU DENIM, INC.	No
TMK 09-00148	3/16/2009	1/13/2019	POCKET DESIGN (JOEY SUPER T)	GURU DENIM, INC.	No
COP 09-00003	3/5/2009	3/5/2029	MY MELODY, A BUNNY WITH HOOD.	SANRIO COMPANY, LTD.	No
COP 09-00015	3/5/2009	3/5/2029	HELLO KITTY	SANRIO COMPANY, LTD.	No
TMK 09-00026	3/5/2009	6/17/2018	MI	NINTENDO OF AMERICA INC.	No
TMK 09-00027	3/5/2009	5/30/2016	NINTENDDS	NINTENDO OF AMERICA INC.	No
TMK 09-00028	3/5/2009	5/16/2016	NINTENDO DS AND DESIGN	NINTENDO OF AMERICA INC.	No
TMK 09-00151	3/16/2009	1/5/2019	R2C POWERFLOW AND DESIGN	R2C PERFORMANCE PRODUCTS, LLC	No
TMK 09-00152	3/16/2009	1/13/2019	R2C MAXXFLOW	R2C PERFORMANCE PRODUCTS, LLC	No
TMK 09-00149	3/16/2009	5/31/2015	CEREFOLIN	PAMIAB, L.L.C.	No
TMK 09-00153	3/16/2009	8/1/2016	LOWPRO (WITH MOUNTAIN DESIGN)	DAYMEN PHOTO MARKETING LP	No
TMK 09-00235	3/16/2009	3/11/2018	PASTRY	RUN ATHLETICS INTERNATIONAL, LLC	No
TMK 09-00154	3/16/2009	9/17/2017	SUPPORTPOINT	PAIVIVA PTY. LTD	No
TMK 09-00236	3/16/2009	7/29/2018	DANBAR TOYS	DANBAR INTERNATIONAL LTD	No
TMK 09-00036	3/5/2009	4/8/2018	ZELDA	NINTENDO OF AMERICA INC.	No
TMK 09-00020	3/5/2009	5/16/2016	NINTENDO DS	NINTENDO OF AMERICA INC.	No
TMK 09-00046	3/5/2009	11/21/2016	OFFICIAL NINTENDO SEAL AND DESIGN	NINTENDO OF AMERICA INC.	No
TMK 09-00155	3/16/2009	8/7/2017	TAPOUT	TAPOUT, LLC	No
TMK 09-00023	3/5/2009	8/10/2009	SEDONA	KIA MOTORS CORPORATION	No
TMK 09-00157	3/16/2009	8/29/2010	DEMERARA	DEMERARA DISTILLERS LIMITED	No

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TMK 97-00319	3/15/2009	9/27/2018	ECLIPSE		E. GLUCK CORPORATION	No
TMK 09-00081	3/16/2009	7/1/2016	ALPINE		ALPINE ELECTRONICS INC.	No
TMK 09-00021	3/15/2009	10/2/2017	MARIO HEAD DESIGN (SILHOUETTE)		NINTENDO OF AMERICA INC.	No
TMK 09-00159	3/16/2009	3/12/2012	FOLTX		PANLAB, L.L.C.	No
TMK 09-00239	3/16/2009	3/4/2018	NEEVO		PANLAB, L.L.C.	No
TMK 09-00158	3/16/2009	6/3/2018	ZERLOR		PANLAB, L.L.C.	No
TMK 09-00130	3/16/2009	1/7/2013	DIATX		PANLAB, L.L.C.	No
TMK 09-00131	3/16/2009	6/17/2018	MOCO DE GORILA		NATTURA LABORATORIOS, S.A DE C.V.	No
TMK 09-00085	3/16/2009	7/11/2011	DOWNY		THE PROCTER & GAMBLE COMPANY	No
TMK 09-00082	3/16/2009	4/1/2017	MICHAEL KORS		MICHAEL KORS L.L.C.	No
TMK 09-00260	3/27/2009	12/9/2018	TIGER CLUB		BOY SCOUTS OF AMERICA	No
TMK 98-00454	3/27/2009	11/1/2018	WILDCAT HEAD DESIGN		ARIZONA BOARD OF REGENTS ON BEHALF OF THE UNIVERSITY OF ARIZONA	No
TMK 09-00251	3/27/2009	5/6/2017	MET-RX		MET-RX SUBSTRATE TECHNOLOGY, INC.	No
TMK 09-00252	3/27/2009	6/30/2018	MET-RX		MET-RX SUBSTRATE TECHNOLOGY INC.	No
COP 09-00060	3/27/2009	3/27/2029	WII WRIST STRAP REMINDER SCREEN.		NINTENDO OF AMERICA, INC.	No
COP 09-00062	3/27/2009	3/27/2029	WII PLAY ; YOUR FIRST STEP TO WII ; HAJIMETE NO WII.		NINTENDO OF AMERICA, INC.	No
COP 09-00063	3/27/2009	3/27/2029	MARIO		NINTENDO OF AMERICA, INC.	No
COP 09-00051	3/27/2009	3/27/2029	BIG BRAIN ACADEMY		NINTENDO OF AMERICA, INC.	No
COP 09-00050	3/27/2009	3/27/2029	WII SPORTS		NINTENDO OF AMERICA, INC.	No
COP 09-00052	3/27/2009	3/27/2029	YOSHI		NINTENDO OF AMERICA, INC.	No
COP 09-00053	3/27/2009	3/27/2029	HAJIMETE NO WII ; YOUR FIRST STEP TO WII ; WII PLAY		NINTENDO OF AMERICA, INC.	No
COP 09-00054	3/27/2009	3/27/2029	WII WRIST STRAP REMINDER SCREEN		NINTENDO OF AMERICA, INC.	No
COP 09-00055	3/27/2009	3/27/2029	WII WRIST STRAP REMINDER SCREEN		NINTENDO OF AMERICA, INC.	No
COP 09-00056	3/27/2009	3/27/2029	WII WRIST STRAP REMINDER SCREEN		NINTENDO OF AMERICA, INC.	No
TMK 04-00381	3/27/2009	5/9/2019	CAVS & DESIGN		CAVALIERS OPERATING COMPANY, LLC	No
COP 09-00036	3/16/2009	3/16/2029	HIGH SCHOOL MUSICAL--BRANDING GUIDE.		DISNEY ENTERPRISES, INC.	No
TMK 09-00084	3/16/2009	7/24/2017	HARRAH'S		HARRAH'S LICENSE COMPANY, LLC	No
COP 09-00019	3/5/2009	3/5/2029	BVLGARI JEWELRY 2008/2009 - RETAILERS.		BULGARI S.P.A.	No
COP 09-00023	3/16/2009	3/16/2029	BVLGARI SPRING SUMMER 2008 ACCESSORIES COLLECTION.		BULGARI S.P.A.	No

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TMK 09-00083	3/16/2009	3/7/2019	CAESARS	CAESARS WORLD, INC.	NO
TMK 09-00087	3/16/2009	8/7/2012	SWISHER SWEETS	SWISHER INTERNATIONAL, INC.	NO
TMK 09-00018	3/5/2009	11/29/2014	GRAMMY	NATIONAL ACADEMY OF RECORDING ARTS & SCIENCES, INC.	NO
TMK 09-00132	3/16/2009	1/6/2018	STUFFITTS	ITMS, INC DBA DRIFTEAT	NO
COP 09-00010	3/5/2009	3/5/2029	BVLGARI EYEWEAR	BVLGARI S.P.A.	NO
COP 09-00020	3/5/2009	3/5/2029	SUNGLASSES UPDATE 1.	BVLGARI S.P.A.	NO
TMK 09-00095	3/16/2009	10/12/2016	ALSO BVLGARI	BVLGARI S.P.A.	NO
TMK 09-00249	3/27/2009	1/6/2019	KING EDWARD THE SEVENTH & PORTRAIT	SWISHER INTERNATIONAL, INC.	NO
TMK 09-00086	3/16/2009	3/8/2017	SHAWWO	SQUARE ONE ENTERTAINMENT, INC.	NO
TMK 09-00092	3/16/2009	11/2/2014	PAMADOL	SMITHLINE BECHAM PLC	NO
COP 09-00028	3/16/2009	3/16/2029	HDMI	HDMI LICENSING, LLC	NO
TMK 09-00019	3/5/2009	3/7/2019	CAESARS	RENAISSANCE CARPET & TAPESTRIES, INC.	NO
TMK 09-00090	3/16/2009	8/24/2015	OPTIMO	CAESARS WORLD, INC.	NO
TMK 09-00089	3/16/2009	1/5/2016	BLACKSTONE	SWISHER INTERNATIONAL, INC.	NO
TMK 03-00133	3/16/2009	12/29/2018	CHROME HEARTS PLUS DAGGER DESIGN	CHROME HEARTS, LLC	NO
TMK 09-00091	3/16/2009	9/19/2018	SLIM-FAST	UNILEVER SUPPLY CHAIN, INC.	NO
TMK 09-00093	3/16/2009	3/9/2016	VITAMIN WORLD	VITAMIN WORLD, INC.	NO
TMK 09-00088	3/16/2009	3/29/2015	SLIM-FAST	UNILEVER SUPPLY CHAIN, INC.	NO
TMK 09-00103	3/16/2009	9/26/2016	FRESHLOOK DIMENSIONS	NOVARTIS AG CORPORATION	NO
TMK 09-00102	3/16/2009	1/2/2013	FRESH LOOK	NOVARTIS AG CORPORATION	NO
TMK 09-00104	3/16/2009	6/8/2009	FRESHLOOK COLOR BLENDS	NOVARTIS AG CORPORATION	NO
TMK 09-00101	3/16/2009	9/28/2014	FRESHLOOK COLORS	NOVARTIS AG CORPORATION	NO
TMK 09-00100	3/16/2009	9/28/2014	FRESHLOOK	NOVARTIS AG CORPORATION SEITZERLAND CH-4056	NO
TMK 09-00105	3/16/2009	2/11/2017	VITAMIN WORLD	VITAMIN WORLD, INC.	NO
TMK 09-00133	3/16/2009	7/10/2013	NATURE'S BOUNTY	NBTY, INC.	NO
TMK 09-00094	3/16/2009	2/24/2019	NFL & SHIELD DESIGN	NATIONAL FOOTBALL LEAGUE	NO
COP 09-00032	3/16/2009	3/16/2029	SAVONNERIE : DESIGN S-20.	RENAISSANCE CARPET & TAPESTRY (RCT)	NO
COP 09-00024	3/16/2009	3/16/2029	BVLGARI EYEWEAR - 2008 SUNGLASSES COLLECTION.	BVLGARI S.P.A.	NO
COP 09-00012	3/5/2009	3/5/2029	BVLGARI HOLIDAY 2007.	BVLGARI S.P.A.	NO
TMK 09-00015	3/5/2009	9/30/2013	SLIM-FAST	UNILEVER SUPPLY CHAIN, INC.	NO
TMK 09-00016	3/5/2009	1/24/2014	FIGHTIN' IRISH	UNIVERSITY OF NOTRE DAME DU LAC	NO

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TMK 09-00134	3/16/2009	1/12/2019	VAQUERO	TRADEMARK HOLDINGS CORPORATION	No
TMK 09-00097	3/16/2009	10/26/2014	HDMI HIGH-DEFINITION MULTIMEDIA INTERFERENCE	HDMI LICENSING, LLC	No
TMK 09-00106	3/16/2009	9/26/2012	PURITAN'S PRIDE	NBTY, INC.	No
TMK 09-00135	3/16/2009	4/24/2017	FLEX-A-MINI	NBTY, INC.	No
COP 09-00029	3/16/2009	3/16/2029	2016-A.	RENAISSANCE CARPET & TAPESTRIES, INC.	No
TMK 09-00136	3/16/2009	8/12/2017	AMERICAN EAGLE OUTFITTERS	RETAIL ROYALTY COMPANY	No
TMK 09-00017	3/16/2009	10/24/2017	NYTOL	BLOCK DRUG COMPANY, INC.	No
TMK 09-00137	3/16/2009	8/13/2012	NBTY INC.	NBTY, INC.	No
COP 09-00030	3/16/2009	3/16/2029	2016-D.	RENAISSANCE CARPET & TAPESTRIES, INC.	No
TMK 09-00107	3/16/2009	7/24/2017	HDMI	HDMI LICENSING, LLC	No
TMK 09-00138	3/16/2009	8/13/2012	NBTY INC AND DESIGN	NBTY, INC.	No
COP 09-00031	3/16/2009	3/16/2029	2016-C.	RENAISSANCE CARPET & TAPESTRIES, INC.	No
COP 09-00033	3/16/2009	3/16/2029	SAVONNERIE : NO. S-182-R.	RENAISSANCE CARPET & TAPESTRIES, INC.	No
TMK 09-00139	3/16/2009	3/10/2017	HKS	HKS CO., LTD.	No
TMK 09-00143	3/16/2009	10/16/2017	HUAWEI AND DESIGN	HUAWEI TECHNOLOGIES CO., LTD.	No
TMK 09-00140	3/16/2009	2/5/2018	LIVE YOUR LIFE	RETAIL ROYALTY COMPANY	No
TMK 09-00250	3/27/2009	1/13/2017	TAYLOR MADE	TAYLOR MADE GOLF COMPANY INC.	No
TMK 09-00141	3/16/2009	9/1/2018	GC FUJI PLUS	TRADEMARK HOLDINGS OF ILLINOIS LLC	No
TMK 09-00108	3/16/2009	12/9/2018	DUAL FLOW PATH	MISSAN JIDOSHA KABUSHIKI KAISHA	No
COP 09-00034	3/16/2009	3/16/2029	AUBUSSON WEAVE : DESIGN 61.	RENAISSANCE CARPET & TAPESTRY (RCT)	No
TMK 09-00098	3/16/2009	4/13/2019	VITAMIN WORLD AND DESIGN	VITAMIN WORLD, INC.	No
TMK 09-00109	3/16/2009	9/12/2016	R	ROCKPORT COMPANY, LLC	No
TMK 09-00142	3/16/2009	9/14/2029	NIPPLE HUGGERS	CLAUDIA CROFT	No
TMK 09-00145	3/16/2009	4/5/2015	BEYMA AND DESIGN	AGUSTICA BEYMA, S.A.	No
TMK 09-00144	3/16/2009	12/25/2017	DENDRACIN NEURODENDRACIN	PHYSICIAN'S SCIENCE AND NATURE, INC.	No
TMK 09-00110	3/16/2009	12/13/2015	TOKIDOKI AND DESIGN	TOKIDOKI, LLC	No
TMK 09-00118	3/16/2009	8/7/2017	1977	RETAIL ROYALTY COMPANY	No
TMK 09-00099	3/16/2009	2/16/2019	VITAMIN WORLD AND DESIGN	VITAMIN WORLD, INC.	No
COP 09-00035	3/16/2009	3/16/2029	CHOCOCAT	SANRIO COMPANY, LTD.	No
TMK 09-00261	3/27/2009	8/12/2018	THE ORIGINAL BLUNT WRAP	BLUNT WRAP U.S.A., INC.	No
TMK 09-00111	3/16/2009	6/5/2017	DESIGN ONLY	TOKIDOKI, LLC	No
TMK 09-00112	3/16/2009	6/5/2017	TOKIDOKI	TOKIDOKI, LLC	No
TMK 09-00119	3/16/2009	4/17/2017	FAJATE	DORA MARIA DIAZ	No
TMK 09-00120	3/16/2009	12/13/2015	DESIGN OF A HEART AND CROSS BONES	TOKIDOKI, LLC	No

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Case No.	Applicant	Design	Class	Priority	Registration Date	Registration Status	Remarks
TMK 09-00121	DESIGN MARTIN OSA AMERICAN EAGLE	AERIE	8/5/2016	3/16/2009	8/12/2018	No	RETAIL ROYALTY COMPANY
TMK 09-00122	AERIE	AMERICAN EAGLE	8/12/2018	3/16/2009	8/12/2018	No	RETAIL ROYALTY COMPANY
TMK 09-00123	AMERICAN EAGLE	PRINCESS PEACH	12/9/2018	3/16/2009	3/27/2029	No	NINTENDO OF AMERICA, INC.
COP 09-00057	PRINCESS PEACH	LINK	3/27/2029	3/27/2009	3/27/2029	No	NINTENDO OF AMERICA, INC.
COP 09-00058	LINK	AERIE	3/27/2029	3/16/2009	9/16/2018	No	RETAIL ROYALTY COMPANY
TMK 09-00124	MARTIN + OSA	HDMI HIGH DEFINITION MULTIMEDIA INTERFACE	6/3/2018	3/16/2009	6/3/2018	No	HDNI LICENSING, L.L.C.
TMK 09-00125	COACH	STARTER S AND DESIGN	8/19/2017	3/16/2009	3/17/2016	No	COACH SERVICES, INC.
TMK 09-00096	STARTER S AND DESIGN	STARTER S AND DESIGN	3/17/2016	3/16/2009	3/17/2016	No	STUDIO IP HOLDINGS LLC
TMK 09-00113	MOMMY'S READYMEALS JUST HEAT & EAT	U (STYLIZED)	10/11/2018	3/16/2009	10/11/2018	No	STUDIO IP HOLDINGS LLC
TMK 09-00262	MOMMY'S READYMEALS JUST HEAT & EAT	A-ONE	2/3/2019	3/27/2009	2/3/2019	No	MUASSAR ANJUM SHEIKH
TMK 09-00221	U (STYLIZED)	AMERICAN EAGLE OUTFITTERS	1/13/2019	3/16/2009	1/13/2019	No	GURU DENIM, INC.
TMK 09-00229	A-ONE	ROSETTA STONE	6/6/2016	3/16/2009	6/6/2016	No	LIN, JIANLIANG
COP 09-00046	DONKEY KONG	DESIGN OF A STYLIZED FLYING BIRD	3/27/2029	3/27/2009	3/27/2029	No	NINTENDO OF AMERICA, INC.
TMK 09-00126	DESIGN OF A STYLIZED FLYING BIRD	AMERICAN EAGLE OUTFITTERS	11/25/2018	3/16/2009	4/8/2017	No	RETAIL ROYALTY COMPANY
TMK 09-00114	AMERICAN EAGLE OUTFITTERS	ROSETTA STONE	4/8/2017	3/16/2009	9/9/2013	No	RETAIL ROYALTY COMPANY
TMK 09-00246	ROSETTA STONE	KNIGHTS OF ROUND TABLE AND DESIGN	9/9/2013	3/27/2009	10/8/2015	No	ROSETTA STONE LTD.
TMK 09-00258	KNIGHTS OF ROUND TABLE AND DESIGN	JAVA	10/8/2015	3/27/2009	10/23/2017	No	FORIA INTERNATIONAL, INC.
TMK 09-00238	JAVA	ROCKPORT	10/23/2017	3/16/2009	10/11/2017	No	SU ANNE KONG
TMK 09-00247	ROCKPORT	DESIGN ONLY	10/11/2017	3/27/2009	11/16/2016	No	ROCKPORT COMPANY, LLC
TMK 09-00248	DESIGN ONLY	B AND DESIGN	11/16/2016	3/27/2009	11/4/2018	No	ADIDAS AG
TMK 09-00129	B AND DESIGN	HERSHEY'S KISSES	11/4/2018	3/16/2009	7/25/2019	No	GRC INDUSTRIES (CALIFORNIA CORPORATION) DBA BELLA CORPORATION
TMK 01-00256	HERSHEY'S KISSES	M WITH MARIO CHARACTER IMAGE FULL BODY DESIGN	7/25/2019	3/5/2009	5/27/2018	No	HERSHEY CHOCOLATE & CONFECTIONER
TMK 09-00029	M WITH MARIO CHARACTER IMAGE FULL BODY DESIGN	MICHIO AND DESIGN	5/27/2018	3/5/2009	11/2/2014	No	MINTENDO OF AMERICA INC.
TMK 09-00128	MICHIO AND DESIGN	AMERICAN EAGLE REAL B.C.	11/2/2014	3/16/2009	4/15/2018	No	JEFF R. CHANG
TMK 09-00117	AMERICAN EAGLE REAL B.C.	DEERY LOU	4/15/2018	3/16/2009	11/22/2018	No	RETAIL ROYALTY COMPANY
TMK 96-00115	DEERY LOU	DESIGN ONLY	11/22/2018	3/27/2009	10/16/2017	Yes	THE TRUSTEES OF BOSTON COLLEGE
COP 09-00047	DESIGN ONLY	SANRIO 2002 HELLO KITTY STYLE GUIDE	3/27/2029	3/27/2009	3/27/2029	No	SANRIO COMPANY, LTD.
TMK 09-00127	SANRIO 2002 HELLO KITTY STYLE GUIDE	SKELANIMALS SERIES 1	10/16/2017	3/16/2009	3/16/2029	No	RETAIL ROYALTY COMPANY
COP 09-00048	SKELANIMALS SERIES 1	A. L. CHAMPIONS	3/16/2029	3/16/2009	11/17/2018	No	SANRIO COMPANY, LTD.
COP 09-00037	A. L. CHAMPIONS	OFFICE OF THE COMMISSIONER OF BASEBALL	11/17/2018	3/16/2009		No	SKELANIMALS, LLC..
TMK 05-00707	OFFICE OF THE COMMISSIONER OF BASEBALL			3/16/2009		No	OFFICE OF THE COMMISSIONER OF BASEBALL

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TMK 09-00257	3/27/2009	12/20/2015	BREATHE HEALTHY	DRISKILL, CLAUDE V.	No
COP 09-00044	3/27/2009	3/27/2019	BOWSER	NINTENDO OF AMERICA, INC.	No
TMK 91-00646	3/27/2009	3/21/2019	CHICAGO BULLS AND DESIGN	CHICAGO PROFESSIONAL SPORTS	No
COP 09-00045	3/27/2009	3/27/2029	MY MELODY & KURORI (FLOWER), HELLO KITTY (BEE BEAR) : EVERYDAY CATALOG, DEC. 2005.	SANRIO COMPANY, LTD.	No
COP 09-00049	3/27/2009	3/27/2029	LUIGI	NINTENDO OF AMERICA, INC.	No
COP 09-00041	3/16/2009	3/16/2029	BRAIN AGE : TRAIN YOUR BRAIN IN MINUTES A DAY.	NINTENDO OF AMERICA, INC.	No
COP 09-00022	3/16/2009	3/16/2029	BVLGARI ELISIA COLLECTION.	BULGARI S.P.A. ADDRESS: LUNGOTEVERE MARZIO 11, ROME, 00186, ITALY	No
TMK 09-00245	3/27/2009	11/24/2018	OSTEO BI-FLEX	NBY, INC.	No
TMK 05-00212	3/27/2009	3/7/2019	ORLANDO MAGIC	ORLANDO MAGIC, LTD.	No
TMK 09-00255	3/27/2009	9/18/2017	SCHYLLING AND DESIGN	SCHYLLING ASSOCIATES, INC.	No
TMK 09-00254	3/27/2009	2/17/2019	DU MI WITH HEART DESIGN	JAMBER TAYLOR	No
TMK 09-00256	3/27/2009	2/24/2019	SCHYLLING	SCHYLLING ASSOCIATES, INC.	No
TMK 09-00259	3/27/2009	5/10/2015	INVICTA AND DESIGN	INVICTA WATCH COMPANY OF AMERICA, INC.	No
COP 09-00061	3/27/2009	3/27/2029	WII WRIST STRAP REMINDER SCREEN	NINTENDO OF AMERICA, INC.	No
TMK 09-00253	3/27/2009	3/17/2019	MASTERBEADER	T&T TRADING, INC	No

Total Records: 340
Date as of: 4/2/2009

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

(No. 3 2009)

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

SUMMARY: Presented herein are the copyrights, trademarks, and trade names recorded with U.S. Customs and Border Protection during the month of May 2009. The last notice was published in the CUSTOMS BULLETIN on February 19, 2009.

Corrections or updates may be sent to: Department of Homeland Security, U.S. 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: Delois Johnson, Paralegal, Intellectual Property Rights Branch, (202) 572-8710.

Dated: July 14, 2009

RICHARD F. CHOVANEC,
*Acting Chief,
Intellectual Property Rights &
Restricted Merchandise Branch.*

CBP IPR RECORDATION - MAY 2009

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tm/Tm	Owner Name	GM Restrict
TMK 93-00115	5/19/2009	2/7/2019	TIMBERLAND STYLIZED	TIMBERLAND COMPANY, THE	NO
COP 09-00067	5/29/2009	5/29/2029	ROSETTA STONE : ESPANOL : LEVEL 1, 2 & 3 : SPANISH : LATIN AMERICA	ROSETTA STONE LTD.	NO
COP 09-00065	5/29/2009	5/29/2029	ZEBRA DESIGN - PINK AND BLACK ZEBRA	BEYOND ELECTRONICS INC., DBA BEYOND CELL	NO
COP 09-00066	5/29/2009	5/29/2029	ZEBRA DESIGN-PURPLE AND WHITE ZEBRA, PURPLE AND BLACK ZEBRA, AND PINK AND WHITE ZEBRA.	BEYOND ELECTRONICS INC., DBA BEYOND CELL	NO
TMK 09-00264	5/11/2009	7/8/2013	ORECK	ORECK HOLDINGS, LLC	NO
TMK 09-00263	5/1/2009	1/24/2016	RELENZA	GLAXO GROUP LIMITED	NO

Total Records: 6
Date as of: 7/14/2009

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

(No. 4 2009)

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

SUMMARY: Presented herein are the copyrights, trademarks, and trade names recorded with U.S. Customs and Border Protection during the month of June 2009. The last notice was published in the CUSTOMS BULLETIN on February 19, 2009.

Corrections or updates may be sent to: Department of Homeland Security, U.S. 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: Delois Johnson, Paralegal, Intellectual Property Rights Branch, (202) 572-8710.

Dated: July 14, 2009

RICHARD F. CHOVANEC,
*Acting Chief,
Intellectual Property Rights &
Restricted Merchandise Branch.*

CBP IPR RECORDATION - JUNE 2009

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tm/Trm	Owner Name	GM Restrict
TMK 93-00197	6/3/2009	4/25/2019	MISCELLANEOUS DESIGN	FRED PERRY (HOLDING) LIMITED	No
TMK 09-00278	6/2/2009	4/14/2019	WINDHAM HARBOUR	BDSRCO, INC.	No
TMK 09-00279	6/2/2009	5/6/2018	LUJST	MICHAEL-DAVID, LLC	No
TMK 97-00445	6/12/2009	10/11/2018	ETIENNE AIGNER	ETIENNE AIGNER, INC.	No
TMK 97-00446	6/12/2009	2/23/2018	HORSESHOE DEVICE	ETIENNE AIGNER, INC.	No
TMK 98-00608	6/30/2009	7/14/2018	DESIGN OF A TREE	VIOLE FOODS COMPANY, INC.	Yes
TMK 06-00142	6/4/2009	4/11/2019	LIGHTENING BOLT & DESIGN	ADVANCED POWER TECHNOLOGY	No
TMK 99-00060	6/4/2009	6/20/2019	CHICAGO CUBS	CHICAGO NATIONAL LEAGUE BALL	No
TMK 09-00275	6/2/2009	10/21/2018	TEAM BEACHBODY	PRODUCT PARTNERS, LLC	No
TMK 09-00276	6/2/2009	11/5/2016	DESIGN (POLO PLAYER SYMBOL)	PRL USA HOLDINGS, INC.	No
TMK 09-00277	6/2/2009	12/9/2018	BREAKTHROUGH IN BEAUTY	PRODUCT PARTNERS, LLC	No
TMK 99-00129	6/4/2009	4/17/2019	PRESCRIPTIVES	ESTEE LAUDER INC.	No
TMK 99-00449	6/30/2009	2/2/2019	LUCKY ROSE (FLOWER DESIGN)	LUCKY ROSE FOOD CORPORATION	No
TMK 99-00658	6/30/2009	7/24/2019	REVERSE UR (STYLIZED)	UNDERWRITERS LABORATORIES INC.	No
TMK 05-00678	6/4/2009	2/9/2019	STEELY DAN	STEELY DAN, INC.	No
TMK 01-00134	6/8/2009	1/26/2019	COMFORT CURVE	ROCHE DIAGNOSTICS OPERATION INC.	No
TMK 09-00271	6/2/2009	5/14/2014	RALPH LAUREN AND DESIGN	PRL USA HOLDINGS, INC.	No
TMK 01-00340	6/5/2009	3/2/2019	TRETOURN	TRETOURN AKTIEBOLAG	No
TMK 02-00242	6/30/2009	4/20/2019	AVANDIA	SMITHKLINE BEECHAM (CORK) LIMITED	No
TMK 09-00272	6/2/2009	2/6/2011	ROWE FURNITURE ROWE AND DESIGN	LEXINGTON-ROWE FURNITURE, INC.	No
TMK 01-00556	6/4/2009	7/5/2013	STOLI	SPIRITS INTERNATIONAL B.V.	No
TMK 02-00110	6/4/2009	7/27/2019	WARRIORS AND DESIGN	GOLDEN STATE WARRIORS, LLC	No
TMK 09-00273	6/2/2009	7/13/2014	RISPERDAL CONSTA	JOHNSON & JOHNSON	No
TMK 09-00274	6/2/2009	4/18/2013	ETIENNE AIGNER AND DESIGN	ETIENNE AIGNER, INC.	No
TMK 02-00487	6/5/2009	4/11/2019	FLOWER FAIRIES	FREDERICK WARNE & CO., LTD.	No
TMK 02-00752	6/8/2009	12/21/2019	CG	ROGER CLEVELAND GOLF COMPANY INC	No
TMK 03-00723	6/4/2009	4/3/2019	CENTRUM	WYETH HOLDINGS CORPORATION	No
TMK 03-00656	6/4/2009	5/22/2019	SEATTLE MARINERS	THE BASEBALL CLUB OF SEATTLE LP.	No
TMK 04-00134	6/4/2009	4/25/2019	MONOPOLY & LOGO DESIGN	HASBRO, INC.	No
TMK 04-00397	6/4/2009	12/7/2013	PATRON	PATRON SPIRITS INTERNATIONAL AG	No
TMK 04-00398	6/8/2009	3/31/2018	PATRON BOTTLE SHAPE	PATRON SPIRITS INTERNATIONAL AG	No
TMK 04-00399	6/8/2009	1/23/2016	PATRON XO CAFE (STYLIZED LETTERING)	PATRON SPIRITS INTERNATIONAL AG	No
TMK 04-00402	6/4/2009	7/30/2016	BEE DESIGN	PATRON SPIRITS INTERNATIONAL AG	No
TMK 04-00894	6/30/2009	9/27/2019	DESIGN ONLY (CAT)	THE BILTRITE CORPORATION	No

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TMK 05-00210	6/4/2009	1/19/2019	WASHINGTON WIZARDS	WASHINGTON SHORTS & ENTERTAINMENT INC.	NO
TMK 04-01037	6/8/2009	11/22/2014	CTRONGE	PATRON SPIRITS INTERNATIONAL AG	NO
TMK 04-01071	6/5/2009	9/6/2014	STOLICHNAYA	SPIRITS INTERNATIONAL B.V.	NO
TMK 04-01083	6/4/2009	6/6/2019	CISCO	CISCO TECHNOLOGY, INC.	NO
TMK 05-00818	6/4/2009	7/11/2019	SDX (STYLIZED)	CHICAGO WHITE SOX, LTD.	NO
TMK 05-00679	6/4/2009	2/23/2019	STEELY DAN	STEELY DAN, INC.	NO
TMK 09-00302	6/8/2009	5/30/2016	MEG-3	OCEAN NUTRITION CANADA LIMITED	NO
TMK 09-00303	6/8/2009	8/23/2015	AIR HOGS AND DESIGN	SPIN MASTER LTD.	NO
TMK 06-00684	6/8/2009	6/6/2019	ARROWS FORMING A CIRCLE OR AN ARC OF A CIRCLE	PHASETRONICS, INC.	NO
TMK 06-00586	6/8/2009	8/31/2019	PHASETRONICS	PHASETRONICS, INC.	NO
TMK 90-00300	6/8/2009	4/18/2019	TEENAGE MUTANT NINJA TURTLES AND DESIGN	MIRAGE STUDIOS INC.	NO
TMK 91-00165	6/4/2009	1/17/2019	ORIGINS	ORIGINS NATURAL RESOURCES INC.	NO
TMK 92-00133	6/8/2009	2/14/2019	76ERS AND DESIGN	PHILADELPHIA 76ERS, L.P. GENERAL PARTNER PHILADELPHIA 76ERS, INC.	NO
TMK 09-00292	6/4/2009	4/1/2016	DIESEL	SAZERAC COMPANY, INC. D/B/A THE BRASS BULL COMPANY	NO
TMK 09-00304	6/8/2009	2/21/2019	SUNDOWN	REXALL-SUNDOWN, INC.	NO
TMK 97-00724	6/4/2009	3/7/2019	BILLBOARD	VNU BUSINESS MEDIA, INC.	NO
TMK 92-00078	6/4/2009	5/22/2019	DALLAS MAVERICKS AND DESIGN	DALLAS BASKETBALL LIMITED	NO
TMK 09-00305	6/8/2009	9/7/2019	DESIGN	HANSEN INTERNATIONAL, INC.	NO
TMK 09-00307	6/8/2009	6/1/2019	DESIGN	HANSEN INTERNATIONAL, INC.	NO
TMK 09-00308	6/8/2009	9/23/2018	UPLAND	AMERICA - GW, LLC, D/B/A GOLDEN WHEEL AMERICA	NO
TMK 09-00309	6/8/2009	4/4/2016	REVO	TRAXXAS LP	NO
TMK 09-00280	6/4/2009	1/29/2012	STAR WARS	LUCASFILM LTD.	NO
TMK 09-00310	6/8/2009	1/7/2017	MAXX	TRAXXAS LP	NO
TMK 09-00311	6/8/2009	1/7/2012	TRX	TRAXXAS LP	NO
TMK 09-00313	6/8/2009	9/6/2015	CONFIGURATION OF A CLOSED UNLATCHED DOOR LATCH	HANSEN INTERNATIONAL, INC.	NO
TMK 09-00314	6/8/2009	10/14/2018	H WITHIN A CIRCLE	HANSEN INTERNATIONAL, INC.	NO
TMK 09-00293	6/4/2009	10/22/2012	THE SEVEN DEADLY ZINS	MICHAEL-DAVID, LLC	NO
TMK 09-00316	6/8/2009	8/28/2017	PLASTIC CUP LID CONFIGURATION	SOLO CUP OPERATING CORPORATION	NO
TMK 09-00317	6/8/2009	1/7/2016	PANDORA JEWELRY	PANDORA JEWELRY, LLC	NO
TMK 09-00312	6/8/2009	2/6/2017	TRAXXAS	TRAXXAS LP	NO
TMK 09-00318	6/8/2009	2/22/2015	CONFIGURATION OF A VEHICLE LATCH	HANSEN INTERNATIONAL, INC.	NO
TMK 09-00306	6/8/2009	4/28/2012	DURAGESIC	JOHNSON & JOHNSON	NO
TMK 06-01318	6/8/2009	2/28/2019	ST LOGO	STMICROELECTRONICS, INC.	NO
TMK 07-00013	6/4/2009	2/7/2019	NBC	NBC UNIVERSAL, INC.	NO

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TMK 07-00025	6/8/2009	1/5/2019	CHROME HEARTS AND DESIGN	CHROME HEARTS LLC	NO
TMK 07-01380	6/4/2009	3/9/2019	DESIGN ONLY	STAWSKI DISTRIBUTING CO., INC.	NO
TMK 07-01314	6/8/2009	6/29/2019	JAZZ	STAWSKI DISTRIBUTING CO., INC.	NO
TMK 07-00792	6/8/2009	3/14/2019	SANYO	SANYO ELECTRIC CO. LTD.	NO
TMK 07-01184	6/4/2009	2/16/2019	TRUMPET DESIGN WITH THE WORD JAZZ	STAWSKI DISTRIBUTING CO., INC.	NO
TMK 07-01068	6/8/2009	3/13/2019	ANDIAMO	PARAGON LUGGAGE, INC.	NO
TMK 89-00564	6/4/2009	3/14/2019	BOSTON RED SOX DESIGN	BOSTON RED SOX BASEBALL CLUB LIMITED PARTNERSHIP	Yes
TMK 09-00329	6/12/2009	4/25/2016	RUGER	STURM, RUGER & COMPANY, INC.	NO
TMK 07-01191	6/8/2009	3/16/2019	MURPHY	THE MURPHY-PHOENIX COMPANY	NO
TMK 08-00666	6/12/2009	4/6/2019	FILTHY RICH	WMS GAMING INC.	NO
TMK 09-00395	6/30/2009	8/15/2016	REVASSIST	CELGENE CORPORATION	NO
TMK 08-00252	6/8/2009	1/28/2019	HALLMARK AND CROWN DESIGN	HALLMARK LICENSING, INC.	NO
TMK 09-00396	6/30/2009	4/9/2017	AFFLICTION	AFFLICTION HOLDINGS, LLC	NO
TMK 09-00397	6/30/2009	9/9/2018	POWERED BY NIAGARA	NIAGARA CONSERVATION CORPORATION	NO
TMK 09-00320	6/8/2009	11/12/2012	SLOW AGED	COMPANIA LICORERA DE CENTROAMERICA	NO
TMK 08-01241	6/4/2009	10/30/2017	STOLICHNAYA ELIT	SPIRITS INTERNATIONAL B.V.	NO
CDP 09-00072	6/30/2009	6/30/2029	TOY CAR - NASCAR (5369-382)	SPIN MASTER LTD.	NO
TMK 09-00321	6/8/2009	8/2/2015	DESIGN ONLY	HONG KONG LEE MAN SHAM MEDICINE MANUFACTURING LIMITED	NO
TMK 09-00214	6/8/2009	2/17/2014	BABY HEADQUARTERS	WEAR ME APPAREL LLC	NO
TMK 09-00319	6/8/2009	12/26/2015	THE PUMP	REEBOK INTERNATIONAL, LTD.	NO
TMK 91-00647	6/8/2009	2/21/2019	NBA LOGO	NBA PROPERTIES, INC.	NO
TMK 09-00324	6/8/2009	5/27/2018	ZUMBA FITNESS	ZUMBA FITNESS, LLC	NO
TMK 09-00323	6/8/2009	1/19/2019	SD	JIANLIANG LIN	NO
TMK 05-00404	6/8/2009	3/21/2018	EATON	EATON CORPORATION	NO
TMK 09-00294	6/4/2009	8/12/2018	DESIGN ONLY	STONERIDGE CONTROL DEVICES, INC.	NO
GOP 09-00074	6/30/2009	6/30/2029	TOY CAR - SUV (5369-386)	SPIN MASTER LTD.	NO
GOP 09-00076	6/30/2009	6/30/2029	TOY CAR - RUGGED (5369-384)	SPIN MASTER LTD.	NO
GOP 09-00075	6/30/2009	6/30/2029	COSMOS	COSMOS SOCCER CLUB, INC. (PWH)	NO
TMK 09-00330	6/12/2009	1/30/2011	WORLDWIDE SPORT NUTRITION	INBTY, INC.	NO
TMK 09-00326	6/8/2009	1/2/2010	SS AND DESIGN	SILVER SPUR CORPORATION	NO
TMK 09-00325	6/8/2009	1/13/2016	LITTELFUSE	LITTELFUSE, INC.	NO
TMK 03-00326	6/4/2009	11/26/2018	GEBRUDER MERKEL SUHL (STYLIZED)	MERKEL USA	NO
TMK 09-00266	6/2/2009	9/16/2018	BE BACCHUS AND DESIGN	CYNTHIA D JOHNSON	NO
TMK 09-00267	6/2/2009	7/22/2018	PEGASO SINCE 1984	CHUMPA USA, INC.	NO
TMK 92-00417	6/8/2009	5/28/2018	ALPS	ALPS ELECTRIC CO., LTD.	NO
TMK 09-00353	6/16/2009	11/5/2012	KARL KANI	KARL KANI INTERNATIONAL, INC.	NO

CBP IPR RECORDATION - JUNE 2009

COP 09-00071	6/16/2009	6/16/2009	6/16/2009	ROSETTA STONE : ITALIANO : LEVEL 1, 2 & 3 : ITALIAN.	ROSETTA STONE LTD., ADDRESS: 1101 WILSON BLVD., STE. 1130, ARLINGTON, VA, 22209	No
COP 09-00086	6/30/2009	6/30/2009	6/30/2009	ROSETTA STONE : LEVEL 1 & 2 : CHINESE : MANDARIN	ROSETTA STONE LTD., ADDRESS: 1101 WILSON BLVD., STE. 1130, ARLINGTON, VA, 22209	No
COP 09-00087	6/30/2009	6/30/2009	6/30/2009	ROSETTA STONE AMERICAN ENGLISH : LEVEL 1, AGES 6-ADULT.	FAIRFIELD & SONS, LTD. D.B.A. FAIRFIELD LANGUAGE TECHNOLOGIES	No
COP 09-00088	6/30/2009	6/30/2009	6/30/2009	ROSETTA STONE : ENGLISH : LEVEL 1, 2 & 3 : ENGLISH : AMERICAN.	ROSETTA STONE LTD.	No
TMK 09-00358	6/16/2009	6/16/2009	1/20/2014	HAIR FOOD FORMULA	E.T. BROWNE DRUG CO., INC.	No
TMK 09-00359	6/16/2009	6/16/2009	12/16/2013	EVENTONE	E.T. BROWNE DRUG CO., INC.	No
TMK 09-00346	6/12/2009	6/12/2009	8/22/2010	PALMER'S DESIGN	E.T. BROWNE DRUG CO., INC.	No
TMK 09-00288	6/2/2009	6/2/2009	12/16/2018	ROSETTA STONE : ESPANOL : LEVEL 1, 2 & 3 : SPANISH : SPAIN	VICTORINOX AG	No
COP 09-00089	6/30/2009	6/30/2009	6/30/2009	ROSETTA STONE LTD., ADDRESS: 1101 WILSON BLVD., STE. 1130, ARLINGTON, VA, 22209	ROSETTA STONE LTD., ADDRESS: 1101 WILSON BLVD., STE. 1130, ARLINGTON, VA, 22209	No
TMK 09-00355	6/16/2009	6/16/2009	12/16/2018	CENESTRA HEALTH	CENESTRA, LLC	No
TMK 09-00345	6/12/2009	6/12/2009	3/30/2010	SKIN SUCCESS	E.T. BROWNE DRUG CO., INC.	No
TMK 09-00374	6/17/2009	6/17/2009	3/3/2019	BULLETOUR	CHRISTIAN ROSE	No
COP 09-00091	6/30/2009	6/30/2009	6/30/2009	AMERICAN ENGLISH LEVEL II.	FAIRFIELD & SONS, LTD. D.B.A. FAIRFIELD LANGUAGE TECHNOLOGIES	No
COP 09-00092	6/30/2009	6/30/2009	6/30/2009	ROSETTA STONE ENGLISH US : LEVEL 3.	FAIRFIELD & SONS, LTD. D.B.A. FAIRFIELD LANGUAGE TECHNOLOGIES	No
TMK 09-00348	6/12/2009	6/12/2009	12/5/2015	NORTH RIVER	FORJA INTERNATIONAL, INC.	No
TMK 09-00351	6/12/2009	6/12/2009	6/9/2018	ACTIVA	INVICTA WATCH COMPANY OF AMERICA, INC.	No
TMK 09-00356	6/16/2009	6/16/2009	11/25/2013	PREGNANT WOMAN OUTLINE DESIGN	E.T. BROWNE DRUG CO., INC.	No
COP 09-00077	6/30/2009	6/30/2009	6/30/2009	TOY CAR - RALLY (5369-383)	SPIN MASTER LTD.	No
TMK 09-00344	6/12/2009	6/12/2009	10/15/2011	TECCOR	LITTELFUSE, INC.	No
TMK 09-00268	6/4/2009	6/4/2009	12/15/2018	SENSORY MARK - NO DRAWING	EDGAR RICE BURROUGHS, INC.	No
TMK 09-00352	6/12/2009	6/12/2009	7/20/2009	SS	SILVER SPUR CORPORATION	No
TMK 09-00361	6/16/2009	6/16/2009	8/3/2014	PALMER'S WRAP	E.T. BROWNE DRUG CO., INC.	No
TMK 09-00398	6/30/2009	6/30/2009	10/13/2018	BLUNT WRAP ALL NATURAL TOBACCO WRAP	BLUNT WRAP U.S.A., INC.	No
TMK 09-00295	6/4/2009	6/4/2009	5/29/2017	BLUNT WRAP	BLUNT WRAP U.S.A., INC.	No
TMK 09-00365	6/16/2009	6/16/2009	7/31/2011	SUNDOWN AND DESIGN	REKALL SUNDOWN, INC.	No
TMK 09-00366	6/16/2009	6/16/2009	6/11/2012	SUNDOWN AND DESIGN	REKALL SUNDOWN, INC.	No
TMK 09-00357	6/16/2009	6/16/2009	9/11/2011	CONFIGURATION OF CHESTPIECE OF A STETHOSCOPE	3M COMPANY	No

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TMK 09-00373	6/17/2009	12/9/2018	BOOTHEEL TRADING CO.	BOOTHEEL LLC	No
TMK 09-00443	6/30/2009	4/7/2019	DEPLOY WITH SPEED. PROTECT WITH STRENGTH	BASE-X, INC	No
TMK 09-00372	6/17/2009	2/24/2019	POSTUREPAL AND DESIGN	BERNARD L BROWN	No
TMK 09-00297	6/4/2009	7/21/2017	DESIGN (POLO PLAYER SYMBOL)	PRL USA HOLDINGS, INC.	No
TMK 09-00296	6/4/2009	12/9/2016	TAYLOR MADE	TAYLOR MADE GOLF COMPANY INC.	No
TMK 09-00327	6/8/2009	9/16/2015	ADIDAS EQUIPMENT AND DESIGN	ADIDAS AG	No
TMK 09-00284	6/4/2009	5/7/2016	RALPH LAUREN	PRL USA HOLDINGS, INC.	No
TMK 09-00371	6/16/2009	12/6/2014	TUFF GONG AND DESIGN	THE ROBERT MARLEY FOUNDATION LTD.	No
TMK 09-00298	6/4/2009	8/22/2015	RALPH LAUREN	PRL USA HOLDINGS, INC.	No
COP 09-00068	6/4/2009	6/4/2029	WWW.BUBBAKEG.COM BUBBA KEG PRODUCTS WEB PAGE.	IN ZONE, INC.	No
TMK 09-00401	6/30/2009	11/28/2009	L	3M COMPANY	No
TMK 09-00402	6/30/2009	1/28/2013	L LITTMANN QUALITY AND DESIGN	3M COMPANY	No
TMK 09-00299	6/4/2009	10/7/2015	RALPH LAUREN	PRL USA HOLDINGS, INC.	No
TMK 09-00363	6/16/2009	7/28/2017	RALPH LAUREN	PRL USA HOLDINGS, INC.	No
COP 09-00069	6/4/2009	6/4/2029	WWW.BUBBAKEG.COM BUBBA GRUB PRODUCTS WEB PAGE.	IN ZONE, INC.	No
TMK 99-00285	6/4/2009	4/18/2019	M (STYLIZED LETTER)	MINNESOTA TWINS	No
TMK 09-00444	6/30/2009	11/26/2017	BP-R1	BENDIX COMMERCIAL VEHICLE SYSTEMS LLC	No
TMK 09-00399	6/30/2009	9/18/2016	UPC AND SHIELD DESIGN	INTERNATIONAL ASSOCIATION OF PLUMBING AND MECHANICAL OFFICIALS	No
TMK 09-00403	6/30/2009	7/4/2013	LITTMANN	3M COMPANY	No
TMK 09-00404	6/30/2009	6/19/2017	MASTER CARDIOLOGY	3M COMPANY	No
TMK 09-00322	6/8/2009	8/26/2018	LIFEBATT	DDN HARRIN	No
TMK 09-00265	6/2/2009	9/7/2016	ROMEO Y JULIETA	MAX KOHR, INC.	No
TMK 09-00300	6/4/2009	7/15/2018	CONFIGURATION OF AN ACTUATOR PLATFORM OF A GUN ACCESSORY MOUNT	RICHARD E. SWAN	No
TMK 09-00378	6/17/2009	3/18/2013	SWAN LOGO	RICHARD E. SWAN	No
TMK 09-00301	6/4/2009	2/28/2010	A.R.M.S.	RICHARD E. SWAN	No
TMK 09-00375	6/17/2009	8/5/2018	DESIGN ONLY (LEVER)	RICHARD E. SWAN	No
TMK 09-00376	6/17/2009	8/5/2018	DESIGN ONLY	RICHARD E. SWAN	No
TMK 09-00379	6/17/2009	3/18/2013	S.I.R.	RICHARD E. SWAN	No
TMK 09-00384	6/17/2009	2/17/2019	IPPOLITA	SENO JEWELRY LLC	No
TMK 09-00377	6/17/2009	1/6/2014	SELECTIVE INTEGRATED RAIL	RICHARD E. SWAN	No
TMK 09-00347	6/12/2009	5/10/2014	DESIGN ONLY (SWAN LOGO)	RICHARD E. SWAN	No
TMK 09-00380	6/17/2009	2/10/2019	GI OFISH	YORKTOWN TECHNOLOGIES, L.P.	No
TMK 09-00343	6/12/2009	11/11/2010	SOLGAR AND DESIGN	SOLGAR, INC.	No
TMK 09-00385	6/17/2009	2/4/2013	SOLGAR	SOLGAR, INC.	No

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TMK 09-00386	6/17/2009	8/26/2018	VLTOR	ABRAMS AIRBORNE MANUFACTURING INC.	NO
TMK 09-00370	6/16/2009	2/22/2015	DESIGN OF A DOOR LATCH WITH LATCH HANDLE	HANSEN INTERNATIONAL, INC.	NO
TMK 09-00342	6/12/2009	11/7/2018	SOLGAR, INC.	SOLGAR, INC.	NO
TMK 09-00349	6/12/2009	5/29/2010	ESTER-C	THE ESTER-C COMPANY	NO
TMK 09-00328	6/10/2009	5/16/2016	RED BULL	RED BULL GMBH	NO
TMK 09-00383	6/17/2009	2/24/2019	RE	ROCHESTER ELECTRONICS, LLC	NO
COP 09-00078	6/30/2009	6/30/2029	SAVONNERIE : DESIGN S-43.	RENAISSANCE CARPET & TAPESTRY (RCT)	NO
TMK 90-00298	6/8/2009	4/18/2019	TEENAGE MUTANT NINJA TURTLES AND DESIGN	MIRAGE STUDIOS INC.	NO
COP 09-00079	6/30/2009	6/30/2029	SAVONNERIE : NO. SA-141.	RENAISSANCE CARPET & TAPESTRIES, INC.	NO
TMK 09-00339	6/12/2009	8/27/2015	STARCREST DESIGN	REEROK INTERNATIONAL LTD.	NO
TMK 05-00452	6/8/2009	3/21/2019	ATHLETICS (STYLIZED)	ATHLETICS INVESTMENT GROUP, LLC.	NO
COP 09-00080	6/30/2009	6/30/2029	SAVONNERIE DESIGN S-118-1.	RENAISSANCE CARPET & TAPESTRIES, INC.	NO
TMK 09-00391	6/17/2009	6/20/2016	IMPULSE	LINE ONE LABORATORIES INC.	NO
TMK 09-00338	6/12/2009	10/23/2016	BURNER	TAYLOR MADE GOLF COMPANY, INC.	NO
TMK 09-00407	6/30/2009	10/2/2017	RE-6	BENDIX COMMERCIAL VEHICLE SYSTEMS LLC	NO
TMK 09-00336	6/12/2009	4/22/2015	REEROK	REEROK INTERNATIONAL, LTD.	NO
TMK 09-00381	6/17/2009	2/10/2019	RITA HAZAN	RITA HAZAN	NO
TMK 09-00282	6/4/2009	12/8/2017	POLO	PRL USA HOLDINGS, INC.	NO
TMK 09-00281	6/4/2009	10/1/2015	POLO	PRL USA HOLDINGS, INC.	NO
TMK 09-00291	6/4/2009	12/15/2017	RALPH LAUREN	PRL USA HOLDINGS, INC.	NO
TMK 09-00332	6/12/2009	4/3/2014	TOUR PREFERRED	TAYLORMADE GOLF COMPANY, INC.	NO
TMK 09-00337	6/12/2009	12/3/2015	TAYLOR MADE DESIGN	TAYLOR MADE GOLF COMPANY, INC.	NO
TMK 09-00393	6/17/2009	8/11/2018	ADIDAS AG	ADIDAS AG	NO
TMK 09-00340	6/12/2009	10/19/2016	ADIDAS	ADIDAS AG	NO
TMK 09-00394	6/17/2009	2/24/2018	ADIDAS	ADIDAS AG	NO
TMK 09-00341	6/12/2009	1/30/2019	RESPONDER	RAULAND-BORG CORPORATION	NO
TMK 09-00409	6/30/2009	11/13/2017	PP-1	BENDIX COMMERCIAL VEHICLE SYSTEMS LLC	NO
TMK 09-00410	6/30/2009	11/13/2017	DC-4	BENDIX COMMERCIAL VEHICLE SYSTEMS LLC	NO
TMK 09-00269	6/2/2009	6/10/2017	EOTECH	E-3 COMMUNICATIONS EOTECH, INC.	NO
TMK 09-00333	6/12/2009	2/11/2016	MONTE CRISTO AND DESIGN	CUBAN CIGAR BRANDS, N.Y.	NO
TMK 09-00411	6/30/2009	10/2/2017	R-12	BENDIX COMMERCIAL VEHICLE SYSTEMS LLC	NO
TMK 09-00382	6/17/2009	7/16/2012	DECORA	LEVITON MANUFACTURING CO., INC.	NO
TMK 89-00550	6/8/2009	4/4/2019	TEENAGE MUTANT NINJA TURTLES	MIRAGE STUDIOS INC.	NO

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TMK 05-00459	6/8/2009	9/21/2014	APPLE BOTTOMS AND DESIGN R-14	APPLE BOTTOMS, L.L.C.	No
TMK 09-00405	6/30/2009	10/27/2017		BERDIX COMMERCIAL VEHICLE SYSTEMS LLC	No
TMK 09-00406	6/30/2009	5/27/2018	CORELESS	BERDIX COMMERCIAL VEHICLE SYSTEMS LLC	No
TMK 09-00270	6/2/2009	3/29/2015	EOTECH	L-3 COMMUNICATIONS EOTECH, INC.	No
TMK 05-00460	6/8/2009	9/21/2014	APPLE BOTTOMS	APPLE BOTTOMS, L.L.C.	No
TMK 98-01120	6/4/2009	1/24/2019	NESTLE AND DESIGN	SOCIETE DES PRODUITS NESTLE S.A.	No
COP 09-00081	6/30/2009	6/30/2029	2006 SCHYLLING TOY CATALOG	SCHYLLING ASSOCIATES, INC.	No
TMK 09-00408	6/30/2009	10/2/2017	TP-3	BERDIX COMMERCIAL VEHICLE SYSTEMS LLC	No
TMK 02-00250	6/30/2009	4/20/2019	TWINRIX	GLAXOSMITHKLINE BIOLOGICALS S.A.	No
TMK 09-00350	6/12/2009	12/22/2012	ESTER-C	THE ESTER C COMPANY	No
TMK 96-00121	6/4/2009	4/5/2018	THE UNIVERSITY OF ALABAMA 1831 & DESIGN	BOARD OF TRUSTEES OF THE UNIVERSITY OF ALABAMA	No
TMK 09-00445	6/30/2009	7/14/2017	DESIGN (POLO PLAYER SYMBOL)	PRL USA HOLDINGS, INC	No
TMK 09-00400	6/30/2009	7/5/2016	HONEYWELL	HONEYWELL INTERNATIONAL INC.	No
TMK 09-00389	6/17/2009	1/8/2012	ESTER-C BOOST	THE ESTER C COMPANY	No
TMK 09-00390	6/17/2009	7/26/2015	ESTER-C AND DESIGN	THE ESTER C COMPANY	No
TMK 96-00122	6/5/2009	2/24/2017	ALABAMA	BOARD OF TRUSTEES OF THE UNIVERSITY OF ALABAMA	No
TMK 09-00412	6/30/2009	10/21/2018	WRAY & NEPHEW WHITE OVERPROOF RUM PRODUCT OF JAMAICA LONDON, 1862	J. WRAY & NEPHEW LIMITED	No
COP 09-00070	6/4/2009	6/4/2029	WWW.BUBBAKEG.COM BUBBA SPORT PRODUCTS.WEB PAGE.	IN ZONE, INC.	No
TMK 09-00290	6/4/2009	11/14/2015	POLO RALPH LAUREN	PRL USA HOLDINGS, INC.	No
TMK 09-00283	6/4/2009	10/9/2017	POLO RALPH LAUREN	PRL USA HOLDINGS, INC.	No
TMK 09-00289	6/4/2009	10/9/2017	POLO RALPH LAUREN AND DESIGN	PRL USA HOLDINGS, INC.	No
TMK 09-00364	6/16/2009	7/7/2017	POLO	PRL USA HOLDINGS, INC.	No
TMK 09-00287	6/4/2009	3/18/2017	LAUREN RALPH LAUREN	PRL USA HOLDINGS, INC.	No
TMK 09-00286	6/4/2009	10/11/2018	POLO BY RALPH LAUREN AND DESIGN	PRL USA HOLDINGS, INC.	No
COP 09-00082	6/30/2009	6/30/2029	JESTER JACK IN THE BOX	SCHYLLING ASSOCIATES, INC.,	No
TMK 09-00388	6/17/2009	2/10/2019	FEATHER	ROBERT L. BARNETT	No
COP 09-00083	6/30/2009	6/30/2029	S-162.	RENAISSANCE CARPET & TAPESTRIES, INC.	No
TMK 09-00288	6/4/2009	1/9/2011	LAUREN	PRL USA HOLDINGS, INC.	No
TMK 09-00285	6/4/2009	4/19/2018	POLO PLAYER SYMBOL	PRL USA HOLDINGS, INC.	No
TMK 99-00613	6/3/2009	1/26/2019	BOZO	LARRY HARMON PICTURES CORP.	No
TMK 00-00006	6/4/2009	9/7/2019	WS (STYLIZED)	WROUGHT WASHER MFG. INC.	No
TMK 09-00413	6/30/2009	7/19/2018	SYNOVEX	WYETH	No
TMK 00-00572	6/8/2009	4/25/2019	DUXIANA	DUX DESIGN AB	No

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THK 04-00401	6/8/2009	6/9/2012	PATRON BOTTLE DESIGN	PATRON SPIRITS INTERNATIONAL AG	No
THK 05-00045	6/8/2009	12/2/2013	POCKET STITCH DESIGN	SEVEN FOR ALL MANKIND, LLC.	No
THK 00-00573	6/8/2009	1/31/2019	DUX	DUX DESIGN AB	No
THK 09-00413	6/30/2009	6/2/2018	PROHEART	WYETH	No
THK 09-00331	6/12/2009	1/13/2019	LADY GOLF	RANCHO MIRAGE GOLF, INC.	No
THK 09-00446	6/30/2009	3/27/2017	REFRIGWEAR	REFRIGWEAR, INC.	No
THK 09-00367	6/16/2009	7/31/2019	RUSTLER	WRANGLER APPAREL CORP	No
THK 09-00416	6/30/2009	11/20/2017	E-8P	BENDIX COMMERCIAL VEHICLE SYSTEMS LLC.	No
THK 09-00414	6/30/2009	10/2/2017	R-12DC	BENDIX COMMERCIAL VEHICLE SYSTEMS LLC.	No
THK 09-00418	6/30/2009	4/12/2015	ADVANTAGE	ROCHE DIAGNOSTICS OPERATIONS INC.	No
THK 09-00417	6/30/2009	5/1/2017	MV-3	BENDIX COMMERCIAL VEHICLE SYSTEMS LLC	No
THK 09-00419	6/30/2009	7/4/2015	ADVANTAGE	ROCHE DIAGNOSTICS OPERATIONS, INC.	No
THK 09-00335	6/12/2009	12/28/2018	WRANGLER	WRANGLER APPAREL CORP.	No
THK 09-00421	6/30/2009	11/13/2017	QR-1	BENDIX COMMERCIAL VEHICLE SYSTEMS LLC	No
THK 09-00420	6/30/2009	1/28/2017	OXYCONTIN	PURDUE PHARMA LP.	No
THK 09-00334	6/12/2009	5/21/2018	WRANGLER	WRANGLER APPAREL CORP	No
THK 09-00442	6/30/2009	11/13/2017	QR-1C	BENDIX COMMERCIAL VEHICLE SYSTEMS LLC.	No
THK 09-00447	6/30/2009	11/13/2017	E-6	BENDIX COMMERCIAL VEHICLE SYSTEMS LLC	No
THK 09-00449	6/30/2009	6/3/2018	SOYBU	COLORADO TRADING & CLOTHING COMPANY	No
THK 09-00448	6/30/2009	6/23/2012	WHIZZER	WHIZZER U.S.A., INC.	No
THK 05-00046	6/8/2009	10/5/2014	7 FOR ALL MANKIND	SEVEN FOR ALL MANKIND LLC.	No
THK 99-00561	6/4/2009	1/26/2019	BOTTLE EXTREME A	BULGARI S.P.A.	No
THK 09-00315	6/8/2009	2/24/2019	S	ITMS, INC. DBA DRIFTEAT	No
THK 09-00424	6/30/2009	1/15/2018	R STYLIZED EAGLE	STURM, RUGER AND CO., INC.	No
THK 09-00425	6/30/2009	10/30/2017	SR AND DESIGN	STURM, RUGER AND CO., INC.	No
THK 09-00422	6/30/2009	5/25/2019	LAUREN	PRL USA HOLDINGS, INC	No
THK 09-00423	6/30/2009	7/14/2017	RALPH LAUREN	PRL USA HOLDINGS INC	No
THK 09-00450	6/30/2009	11/6/2017	TORISEL	WYETH CORPORATION	No
THK 09-00452	6/30/2009	5/12/2019	DESIGN LOGO	SONY ERICSSON MOBILE COMMUNICATIONS AB	No
THK 09-00426	6/30/2009	7/3/2017	DESIGN	BALENCIAGA S.A.	No
THK 09-00434	6/30/2009	12/16/2018	BIB	ALLERGAN, INC.	No
THK 09-00432	6/30/2009	6/10/2018	MATRELLE	ALLERGAN, INC.	No
THK 09-00369	6/16/2009	2/17/2019	NANO COPTER	DANBAR INTERNATIONAL LTD	No
THK 09-00431	6/30/2009	7/15/2013	RESTASIS	ALLERGAN, INC.	No

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TMK 09-00433	6/30/2009	5/18/2014	ZYMAR	ALLERGAN, INC.	No
TMK 09-00430	6/30/2009	9/24/2012	POSURDEX	ALLERGAN, INC.	No
TMK 09-00368	6/16/2009	7/7/2012	TIMBER CREEK BY WRANGLER	WRANGLER APPAREL CORP.	No
TMK 09-00435	6/30/2009	1/27/2019	7C43 \$2.50 INITIAL FARE NYCTAXI (STYLIZED)	CITY OF NEW YORK BY AND THROUGH THE NEW YORK CITY TAXI AND LIMOUSINE COMMISSION	No
TMK 09-00436	6/30/2009	2/17/2019	TAXICAB MEDALLION DESIGN	NEW YORK CITY TAXI AND LIMOUSINE COMMISSION	No
TMK 01-00555	6/4/2009	2/25/2019	STOLICHNAYA	SPIRITS INTERNATIONAL B.V.	No
TMK 09-00437	6/30/2009	3/28/2010	REMICADE	CENTACOR, INC	No
TMK 99-00661	6/4/2009	11/4/2018	UND. LAB. INC. LIST.	UNDERWRITERS LABORATORIES INC.	No
TMK 09-00438	6/30/2009	10/21/2018	7C43 \$2.50 INITIAL FARE NYCTAXI	CITY OF NEW YORK BY AND THROUGH THE NEW YORK CITY TAXI AND LIMOUSINE COMMISSION	No
TMK 09-00439	6/30/2009	10/3/2016	ANDROPENIS	ANDROMEDICAL, S. L.	No
TMK 04-01070	6/4/2009	8/21/2014	STOLICHNAYA	SPIRITS INTERNATIONAL B.V.	No
TMK 01-00539	6/4/2009	2/15/2010	STOLICHNAYA AND DESIGN	SPIRITS INTERNATIONAL B.V.	No
COP 09-00085	6/30/2009	6/30/2029	ROSETTA STONE : DEUTSCH : LEVEL 1, 2, & 3 : GERMAN.	ROSETTA STONE LTD. ADDRESS: 1101 WILSON BLVD., STE. 1130, ARLINGTON, VA, 22209	No
COP 09-00090	6/30/2009	6/30/2029	ROSETTA STONE VERSION 3 : LEVEL 1, 2 & 3 : CHINESE : MANDARIN.	ROSETTA STONE LTD. ADDRESS: 1101 WILSON BOULEVARD, SUITE 1130, ARLINGTON, VA, 22209, UNITED STATES.	No
TMK 09-00427	6/30/2009	5/30/2016	RUGER	STURM, RUGER & COMPANY, INC.	No
TMK 09-00354	6/16/2009	11/17/2018	QUEEN ROSE	EXPORTADORA ACONCAGUA LIMITADA	No
TMK 99-00067	6/4/2009	4/18/2019	C REDS AND DESIGN	THE CINCINNATI REDS LCC	Yes
TMK 96-00120	6/5/2009	2/28/2019	BAHA	THE UNIVERSITY OF ALABAMA	Yes
TMK 09-00360	6/16/2009	6/12/2011	PALMER'S COCOA BUTTER FORMULA	E.T. BROWNE DRUG CO., INC.	No
TMK 09-00440	6/30/2009	1/29/2015	FRED PERRY	FRED PERRY (HOLDINGS) LIMITED	No
TMK 09-00428	6/30/2009	4/18/2016	RUGER	STURM, RUGER & COMPANY, INC.	No
TMK 09-00044	6/4/2009	10/5/2014	7 FOR ALL MANKIND AND DESIGN	SEVEN FOR ALL MANKIND LLC	No
TMK 09-00387	6/17/2009	10/14/2018	RUGER	STURM, RUGER AND CO., INC.	No
TMK 09-00429	6/30/2009	3/14/2016	PALMER'S SHEA BUTTER FORMULA	E.T. BROWNE DRUG CO., INC.	No
TMK 09-00362	6/16/2009	6/3/2013	TOY CAR - SPORTS (5369-385)	SPIN MASTER LTD. ADDRESS: 450 FRONT STREET WEST, TORONTO, ONTARIO, M5V 1B6, CANADA	No
COP 09-00073	6/30/2009	6/30/2029	PP-DC	BENDIX COMMERCIAL VEHICLE SYSTEMS LLC	No

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COP 09-00084	6/30/2009	6/30/2029	ROSETTA STONE : FRANCAIS : LEVEL 1, 2 & 3 : FRENCH.	ROSETTA STONE LTD., ADDRESS: 1101 WILSON BLVD., STE. 1130, ARLINGTON, VA, 22209	NO
THK 06-00271	6/30/2009	3/7/2019	DODGERS	LOS ANGELES DODGERS LLC	NO
THK 09-00451	6/30/2009	11/18/2018	XYNTHA	WYETH CORPORATION	NO
THK 09-00228	6/12/2009	10/22/2012	SINFUL	AFFLICTION HOLDINGS, LLC	NO
THK 07-00841	6/12/2009	6/27/2016	AFFLICTION	AFFLICTION HOLDINGS, LLC	NO

Total Records: 297
Date as of: 7/14/2009

DEPARTMENT OF HOMELAND SECURITY,
OFFICE OF THE COMMISSIONER OF CUSTOMS.
Washington, DC, July 15, 2009

The following documents of U.S. 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.

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

**PROPOSED REVOCATION OF A RULING LETTER AND
PROPOSED REVOCATION OF TREATMENT RELATING TO
THE TARIFF CLASSIFICATION OF LAWN SWEEPER
HOPPER BAGS**

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

ACTION: Notice of proposed revocation of a ruling letter and proposed revocation of treatment relating to the tariff classification of lawn sweeper hopper bags.

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 CPB intends to revoke a ruling concerning the tariff classification of lawn sweeper hopper bags. Similarly, CBP intends to revoke any treatment previously accorded by CBP to substantially identical transactions. Comments are invited on the correctness of the proposed actions.

DATE: Comments must be received on or before September 5, 2009.

ADDRESS: Written comments are to be addressed to the U.S. Customs and Border Protection, Office of International Trade, Regulations & Rulings, Attention: Trade and Commercial Regulations Branch, 799 9th Street, N.W., 5th Floor, Washington, D.C. 20229–1179. Submitted comments may be inspected at the address stated above during regular business hours. Arrangements to inspect sub-

mitted comments should be made in advance by calling Mr. Joseph Clark at (202) 325-0118.

FOR FURTHER INFORMATION CONTACT: Jacinto P. Juarez, Jr., Tariff Classification and Marking Branch: (202) 325-0027.

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 CBP 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 CBP 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 to provide any other information necessary to enable CBP 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 CBP is proposing to revoke one ruling letter pertaining to the tariff classification of lawn sweeper hopper bags. Although in this notice, CBP is specifically referring to New York Ruling Letter (NY) K87594, dated July 22, 2004 (Attachment A), this notice covers any rulings on this merchandise which may exist but have not been specifically identified. CBP has undertaken reasonable efforts to search existing databases for rulings in addition to the one identified. No further rulings have been found. Any party who has received an interpretive ruling or decision (i.e., a ruling letter, internal advice memorandum or decision or protest review decision) on the merchandise subject to this notice should advise CBP during the 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, CBP is proposing to revoke any treatment previously accorded by CBP to substantially identical transactions. Any person involved in substantially identical transactions should advise CBP during this notice pe-

riod. An importer's failure to advise CBP 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 its agents for importations of merchandise subsequent to the effective date of the final decision on this notice.

In NY K87594, CBP determined that a lawn sweeper bag made predominantly of plastics, and designed to be pulled behind a lawn tractor was classified under heading 3926, HTSUS, as an article of plastic. It is now CBP's position that the lawn sweeper bags are classified under heading 8479, HTSUS, as parts of machines with individual functions.

Pursuant to 19 U.S.C. §1625(c)(1), CBP is proposing to revoke NY K87594, and any other ruling not specifically identified, to reflect the tariff classification of the subject merchandise according to the analysis contained in proposed Headquarters Ruling Letter (HQ) H042584, set forth as Attachment B to this notice. Additionally, pursuant to 19 U.S.C. §1625(c)(2), CBP is proposing to revoke any treatment previously accorded by CBP to substantially identical transactions. Before taking this action, consideration will be given to any written comments timely received.

DATED: July 8, 2009

Gail A. Hamill for MYLES B. HARMON,
Director,
Commercial and Trade Facilitation Division.

Attachments



[ATTACHMENT A]

NY K87594
July 22, 2004 CLA-2-39:RR:NC:SP:221 K87594
CATEGORY: Classification
TARIFF NO.: 3926.90.9880

MR. ROBERT GARDENIER
M.E. DEY & CO. INC.
5007 S. Howell Ave. P.O. Box 370080
Milwaukee, WI 53237-0080

RE: The tariff classification of lawn sweeper bags from China.

DEAR MR. GARDENIER:

In your letter dated May 26, 2004, which was received in this office on July 7, 2004, on behalf of Custom Faberkin Inc., you requested a tariff classification ruling.

Two samples were submitted with your request. The product is described as a lawn sweeper bag designed to be pulled behind a lawn tractor. The bag is imported without metal supports, which are added after importation. You

state that the bottom is laminated vinyl and the sides are low density polyethylene. The samples are composed predominantly of plastics. Each sample bag has a bottom made of thick, embossed plastic sheeting. The three sides are made of textile fabric heavily and visibly coated with plastic material. Material of this construction is considered to be of chapter 39 plastics for tariff classification purposes. The top is made of woven strip material. The samples are being returned as you requested.

The applicable subheading for the lawn sweeper bags will be 3926.90.9880, Harmonized Tariff Schedule of the United States (HTS), which provides for other articles of plastics, other. The rate of duty will be 5.3 percent ad valorem.

This ruling is being issued under the provisions of Part 177 of the Customs Regulations (19 C.F.R. 177).

A copy of the ruling or the control number indicated above should be provided with the entry documents filed at the time this merchandise is imported. If you have any questions regarding the ruling, contact National Import Specialist Joan Mazzola at 646-733-3023.

ROBERT B. SWIERUPSKI,
*Director,
National Commodity,
Specialist Division.*

[ATTACHMENT B]

HQ H042584
CLA-2 OT:RR:CTF:TCM H042584 JPJ
CATEGORY: Classification
TARIFF NO.: 8479.90.94

MR. ROBERT GARDENIER,
M.E. DEY & Co. INC.
*5007 South Howell Avenue
P.O. Box 370080
Milwaukee, WI 53237-0080*

RE: Classification of lawn sweeper bags; Revocation of NY K87594

DEAR MR. GARDENIER:

This letter is to inform you that U.S. Customs and Border Protection (CBP) has reconsidered New York Ruling letter (NY) K87594, issued to you on July 22, 2004. In NY K87594, we determined that lawn sweeper bags designed to be pulled behind a lawn tractor and made predominantly of plastics were classified under heading 3926, HTSUS, as other articles of plastics. CBP has determined that NY K87594 is incorrect.

FACTS:

In NY K87594, the product was described as follows:

The product is described as a lawn sweeper bag designed to be pulled behind a lawn tractor. The bag is imported without metal supports, which are added after importation. You state that the bottom is laminated vinyl and the sides are low density polyethylene. The samples

are composed predominantly of plastics. Each sample bag has a bottom made of thick, embossed plastic sheeting. The three sides are made of textile fabric heavily and visibly coated with a plastic material. Material of this construction is considered to be of chapter 39 plastics for tariff classification purposes. The top is made of woven strip material.

ISSUE:

Are the lawn sweeper hopper bags classifiable under heading 3926, HTSUS, as “Other articles of plastics”, or under heading 8479, as “Parts” of “Machines and mechanical appliances having individual functions”?

LAW AND ANALYSIS:

Classification under the HTSUS is made in accordance with the General Rules of Interpretation (GRIs). GRI 1 provides that the classification of goods shall be determined according to the terms of the headings of the tariff schedule and any relative section or chapter notes. In the event that the goods cannot be classified solely on the basis of GRI 1, and if the headings and legal notes do not otherwise require, the remaining GRIs may then be applied.

The HTSUS provisions under consideration are as follows:

- | | |
|------|---|
| 3926 | Other articles of plastics and articles of other materials of headings 3901 to 3914: |
| 8479 | Machines and mechanical appliances having individual functions, not specified or included elsewhere in this chapter; parts thereof: |

Note 2 to Section XVI (which includes Chapter 84), HTSUS, states, in relevant part:

2. Subject to note 1 to this section, note 1 to chapter 84 and to note 1 to chapter 85, parts of machines (not being parts of the articles of heading 8484, 8544, 8545, 8546 or 8547) are to be classified according to the following rules:

* * *

- (b) Other parts, if suitable for use solely or principally with a particular kind of machine, or with a number of machines of the same heading (including a machine of heading 8479 or 8543) are to be classified with the machines of that kind or in heading 8409, 8431, 8448, 8466, 8473, 8503, 8522, 8529 or 8538 as appropriate. However, parts which are equally suitable for use principally with the goods of headings 8517 and 8525 to 8528 are to be classified in heading 8517[.]

The Harmonized Commodity Description and Coding System Explanatory Notes (“EN’s”) constitute the official interpretation of the Harmonized System at the international level. While neither legally binding nor dispositive, the EN’s provide a commentary on the scope of each heading of the HTSUS and are generally indicative of the proper interpretation of these headings. See T.D. 89–80, 54 Fed. Reg. 35127–28 (Aug. 23, 1989).

General Explanatory Note (I)(B) to Section XVI, HTSUS, states, in relevant part:

GENERAL**(I) GENERAL CONTENT OF THE SECTION**

* * *

(B) In general, the goods of this Section may be of any material. In the great majority of cases they are of base metal, but the Section also covers certain machinery of other materials (e.g., pumps wholly of plastics) and parts of plastics, of wood, precious metals, etc.

Heading 3926, HTSUS, provides, in relevant part, for “other articles of plastics”. However, it is a so-called “basket” provision within Chapter 39, in which classification “is appropriate only when there is no tariff category that covers the merchandise more specifically.” See *EM Industries, Inc. v. United States*, 22 Ct. Int’l Trade 156, 165, 999 F. Supp. 1473, 1480 (1998) (“ ‘Basket’ or residual provisions of HTSUS Headings . . . are intended as a broad catch-all to encompass the classification of articles for which there is no more specifically applicable subheading”). See also *Apex Universal, Inc., v. United States*, 22 Ct. Int’l Trade 465 (CIT 1998).

Heading 8479, HTSUS, provides for machines that have individual functions as well as their parts. In HQ H029996, dated November 7, 2008, CBP classified, among other merchandise, lawn sweepers, imported without the lawn sweeper bags, under heading 8479, HTSUS.¹ Because the lawn sweeper bags are dedicated solely for use with the lawn sweeper, we now conclude that the lawn sweeper bags are “parts” of the lawn sweeper within the meaning of the HTSUS, and the text of heading 8479, HTSUS. See *Bauerhin Technologies Limited v. United States*, 914 F.Supp. 554, (Ct. Int’l Trade, 1995).

Per *EM Industries*, we find that heading 8479, HTSUS, provides a more specific description of the bags as a part of a machine that has an individual function than does heading 3926, HTSUS, which more generally provides for other articles of plastics. Pursuant to Note 2(b) to Section XVI, which states, in relevant part, that “. . . parts, if suitable for use solely or principally with a particular kind of machine . . . are to be classified with the machines of that kind . . .”, the lawn sweeper hopper bags are classified in heading 8479, (subheading 8479.90) HTSUS.

HOLDING:

Pursuant to GRI 1 and Note 2(b) to Section XVI, HTSUS, the lawn sweeper hopper bags are classified in heading 8479, HTSUS. Specifically, they are classified in subheading 8479.90.94, HTSUS, which provides for “Machines and mechanical appliances having individual functions, not specified or included elsewhere in this chapter; parts thereof: Parts: Other.” The 2009 column one general rate of duty is Free.

¹ In HQ H029996, we described the lawn sweepers at issue as follows:

Lawn sweepers (Models 45-0320, 45-0326, 45-0331, and 45-0337,) consist of a steel polyethylene housing which incorporates a series of brushes which are rotated by means of geared wheels or a drive shaft. The brushes pick up leaves, grass clippings, and other lawn debris and deposit them in a hopper, which consists of a bag, supported by steel tubing and typically fastened to the rear of the housing, for disposal. Lawn sweepers may vary in terms of the width of the housing and certain features, such as height adjustment, bag capacity, and brush speed.

Duty rates are provided for convenience and are subject to change. The text of the most recent HTSUS and the accompanying duty rates are provided on World Wide Web at <http://www.usitc.gov/tata/hts/>.

EFFECT ON OTHER RULINGS:

NY K87594, dated July 22, 2004, is revoked.

MYLES B. HARMON,
Director,
Commercial and Trade Facilitation Division.

**REVOCATION OF A RULING LETTER AND REVOCATION
OF TREATMENT RELATING TO THE TARIFF
CLASSIFICATION OF A CARRIER OF SKIS AND SKI POLES**

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

ACTION: Notice of revocation of a tariff classification ruling letter and revocation of treatment relating to the classification of a carrier of skis and ski poles.

SUMMARY: Pursuant to section 625(c), Tariff Act of 1930 (19 U.S.C. §1625(c)), this notice advises interested parties that U.S. Customs and Border Protection (CBP) is revoking a ruling letter relating to the tariff classification, under the Harmonized Tariff Schedule of the United States (HTSUS), of a carrier of skis and ski poles. CBP also is revoking any treatment previously accorded by it to substantially identical transactions. Notice of the proposed revocation was published on May 29, 2009, in Vol. 43, No. 22, of the Customs Bulletin. No comments were received in response to the notice.

EFFECTIVE DATE: This action is effective for merchandise entered or withdrawn from warehouse for consumption on or after October 5, 2009.

FOR FURTHER INFORMATION CONTACT: Isaac D. Levy, Tariff Classification and Marking Branch: (202) 325-0028.

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 CBP 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 CBP 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 to provide any other information necessary to enable CBP 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, a notice was published in the Customs Bulletin, Vol. 43, No. 22, on May 29, 2009, proposing to revoke one ruling letter pertaining to the tariff classification of a ski and ski pole carrier. Although in that notice, CBP specifically proposed to revoke New York Ruling Letter (NY) N006891, dated February 15, 2007, the notice covers any rulings on this merchandise which may exist but have not been specifically identified. CBP has undertaken reasonable efforts to search existing databases for rulings in addition to the one identified. No further rulings have been found. Any party who has received an interpretive ruling or decision (i.e., a ruling letter, internal advice memorandum or decision or protest review decision) on the merchandise subject to this notice should have advised CBP during the 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, CBP is revoking any treatment previously accorded by CBP to substantially identical transactions. Any person involved in substantially identical transactions should have advised CBP during the notice period. An importer's failure to advise CBP 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 its agents for importations of merchandise subsequent to the effective date of the final decision on this final decision.

Pursuant to 19 U.S.C. § 1625(c)(1), CBP is revoking NY N006891, and revoking or modifying any other ruling not specifically identified to reflect the proper classification of the subject merchandise according to the analysis contained in proposed Headquarters Ruling Letter (HQ) H007654, set forth as Attachment "A" to this document. Additionally, pursuant to 19 U.S.C. § 1625(c)(2), CBP is revoking any treatment previously accorded by CBP to substantially identical transactions. In accordance with 19 U.S.C. § 1625(c), this ruling will become effective 60 days after publication in the Customs Bulletin.

DATED: July 8, 2009

Gail A. Hamill for MYLES B. HARMON,
Director,
Commercial and Trade Facilitation Division.

Attachment

HQ H007654
July 8, 2009
CLA-2 OT:RR:CTF:TCM H007654 IDL
CATEGORY: Classification
TARIFF NO.: 8479.89.98

MR. ANGELO SPADACCINI
VELOCITER AXA, LLC
13308 Bondy Way
Damestown, Maryland 20878

Re: Ski and Ski Pole Carrier; Revocation of NY N006891

DEAR MR. SPADACCINI:

This letter is in response to your request, dated February 22, 2007, for reconsideration of New York Ruling Letter (NY) N006891, dated February 15, 2007, issued to your company, Velociter AXA, LLC, by the National Commodity Specialist Division, U.S. Customs and Border Protection (CBP). The issue in NY N006891 was the correct classification of a "Sling-Ski® Universal Ski & Ski-Pole Carrying System" ("Sling-Ski®") under the Harmonized Tariff Schedule of the United States (HTSUS). We have reviewed NY N006891 and have found that it is incorrect.

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, 2186 (1993), notice of the proposed modification was published in the Customs Bulletin, Vol. 43, No. 22, on May 29, 2009. No comments were received in response to the notice.

FACTS:

In NY N006891, the "Sling-Ski®" was described as follows:

The product is a ski and ski pole carrier that allows . . . user[s] to carry their ski equipment hands-free.

We have obtained a sample from you, and additional information on the "Sling-Ski®" through your company's Web site. The Web site provides the following:

One Sling-Ski® set consists of two tough and flexible Hytrel holding members . . . that contain a soft inner lining to protect skis from abrasion, a proprietary alloy ring for attachment of the clasps of shoulder strap . . . and a micro-adjustable ratcheting closure system that allows [for] maximum tightening with minimal effort. The length of the shoulder strap . . . is adjustable to suit large adults to small children equally and has a weight-distributing flexible pad and 2-light-weight

* * *

9506.19.80 Other

* * *

9506.19.8080 Other. . . .

Note 3 to chapter 95, states, in pertinent part, that “. . . parts and accessories which are suitable for use solely or principally with articles of this chapter are to be classified with those articles.”

In understanding the language of the HTSUS, the Harmonized Commodity Description and Coding System Explanatory Notes (ENs), although not dispositive or legally binding, provide a commentary on the scope of each heading of the HTSUS, and are the official interpretation of the Harmonized System at the international level. See T.D. 89–80, 54 Fed. Reg. 35127, 35128 (August 23, 1989).

EN 84.79 provides, in pertinent part, as follows:

This heading is **restricted to** machinery having individual functions, which:

- (a) Is not excluded from this Chapter by the operation of any Section or Chapter Note[;] and
- (b) Is not covered more specifically by a heading in any other Chapter of the Nomenclature[;] and
- (c) Cannot be classified in any other particular heading of this Chapter since:
 - (i) No other heading covers it by reference to its method of functioning, description or type[;] and
 - (ii) No other heading covers it by reference to its use or to the industry in which it is employed[;] or
 - (iii) It could fall equally well into two (or more) other such headings (general purpose machines).

* * *

For this purpose the following are to be regarded as having “individual functions”:

- (A) Mechanical devices, with or without motors or other driving force, whose function can be performed distinctly from and independently of any other machine or appliance.

* * *

- (B) Mechanical devices which cannot perform their function unless they are mounted on another machine or appliance, or are incorporated in a more complex entity, **provided** that this function:
 - (i) is distinct from that which is performed by the machine or appliance whereon they are to be mounted, or by the entity wherein they are to be incorporated, and
 - (ii) does not play an integral and inseparable part in the operation of such machine, appliance or entity.

* * *

The many and varied machines covered by this heading include *inter alia*: . . . [emphasis added].

EN 95.06 provides, in pertinent part, as follows:

This heading covers:

* * *

(B) **Requisites for other sports and outdoor games (other than toys presented in sets, or separately, of heading 95.03)**, e.g. :

(1) Snow-skis and other snow-ski equipment, (e.g., ski-fastenings (ski-bindings), ski brakes, ski poles).

* * *

In NY N006891, CBP held that the “Sling-Ski®” is not an accessory to a snow ski, because the “carrier is not designed in its operation to contribute to the operational effectiveness of snow skis[, and] . . . does not relate directly to ski performance because the carrier has no effect on how well the skis will operate.” Consequently, CBP classified the subject merchandise under subheading 9506.19.80, HTSUS, as: “Articles and equipment for general physical exercise, gymnastics, athletics, other sports (including table tennis) or outdoor games, not specified or included elsewhere in this chapter; swimming pools and wading pools; parts and accessories thereof: Snow-skis and other snow-ski equipment; parts and accessories thereof: Other: Other.”

In your request for reconsideration, you challenge CBP’s interpretation of “accessory” in that decision, contending that the “Sling-Ski®” meets the criteria set forth in HQ 958924, because “use of the ‘Sling-Ski®’ can allow elderly people with arthritis/joint problems in their wrists and hands to carry skis and ski poles hands-free and allows small children to carry their own equipment when skiing-thereby facilitating the use or handling of the principal article [skis and poles]. . . . By allowing access to the elderly and the young . . . the ‘Sling-Ski®’ also ‘widens the range of the uses of the principal article . . .’ [emphasis added]. Therefore, you contend that the subject merchandise should have been classified under subheading 9506.11.60, HTSUS, as: “Articles and equipment for general physical exercise, gymnastics, athletics, other sports (including table tennis) or outdoor games, not specified or included elsewhere in this chapter; swimming pools and wading pools; parts and accessories thereof: Snow-skis and other snow-ski equipment; parts and accessories thereof: Skis and parts and accessories thereof, except ski poles: Parts and accessories.”

In accordance with Note 3 to Chapter 95, HTSUS, we must first determine whether classification in heading 9506, HTSUS, as an accessory, is appropriate before consideration is given to classification in heading 8479, HTSUS.

The term “accessory” is not defined in the HTSUS or in the ENs. However, this office has stated that the term “accessory” is generally understood to mean an article which is not necessary to enable the goods with which they are intended to function. They are of secondary importance, but must, however, contribute to the effectiveness of the principal article (e.g., facilitate the use or handling of the particular article, widen the range of its uses, or improve its operation). See Headquarters Ruling Letter (HQ) 958710, dated April 8, 1996; HQ 950166, dated November 8, 1991. We also employ the common and commercial meanings of the term “accessory”, as the courts did in

Rollerblade v. United States, wherein the Court of International Trade derived from various dictionaries that an accessory must relate directly to the thing accessorized. See *Rollerblade, Inc. v. United States*, 116 F.Supp. 2d 1247 (CIT 2000), *aff'd*, 282 F.3d 1349 (Fed. Cir. 2002) (holding that inline roller skating protective gear is not an accessory because the protective gear does not directly act on or contact the roller skates in any way); *see, also*, HQ 966216, dated May 27, 2003.

Thus, for the merchandise to be considered an “accessory” of heading 9506, HTSUS, it must contribute directly to the effectiveness of the primary article (a snow-ski or other snow-ski equipment), and be suitable for use solely or principally with the primary article.

The “Sling-Ski®” does not directly act on or contact the snow-skis or other snow-ski equipment in any way or contribute to the effectiveness of the principal article. It is used to allow users to carry their ski equipment hands-free. As such, it is excluded from heading 9506, HTSUS.

Rather, our examination of the sample reveals that the “Sling-Ski®” is a type of machine that meets the provisions of heading 8479, HTSUS. *See*, HQ 089411, dated June 20, 1991, wherein we classified in heading 8479, HTSUS, a “Combo Tie Down Pack,” described as follows:

The Combo Tie Down Pack consists of four tie downs used to secure various articles. Two tie down employ nylon straps with metal locking buckles for fastening the strap and locking in into place. The buckles are spring operated. At either end of the strap is a vinyl covered “S” hook used for attaching the strap.

The pack also contains two ratcheting nylon straps that also have “S” hooks on either end of the strap. Each of the ratcheting straps are themselves two piece units consisting of a shorter strap with an “S” hook and a ratcheting action lock mechanism for locking the strap in place. The second and longer piece consists of a nylon strap and an “S” hook on one end. In use, the longer strap is inserted through the ratchet action mechanism and pulled through to the desired position. The ratchet mechanism is then used to securely tighten the strap at its optimum, non-slipping position.

See, also, HQ 950334, dated January 24, 1992, wherein we classified in heading 8479, HTSUS, “trailer winches,” described as follows:

Heading 8479 encompasses machinery having individual functions which is not more specifically provided for elsewhere in the HTSUS. The devices here have sufficient mechanical capability to qualify as machinery. Moreover, although they must be mounted on a flatbed trailer, their function is separate and distinct from that of the trailer. They therefore have an individual function as required of classification in heading 8479[, HTSUS]. In a ruling dated June 10, 1991 ([HQ] 089411), ratchet tie down instruments consisting of nylon straps and gear and pawl mechanisms, and used to secure various articles, were held to be classifiable in heading 8479[, HTSUS].

Like the merchandise at issue in the rulings cited above, the instant “Sling-Ski®” contains an alloy ring for attachment, textile straps and a gear and pawl mechanism that function together to securely tighten the ski equipment to facilitate transport by the user.

Accordingly, the “Sling-Ski®” is classified under heading 8479, HTSUS.

HOLDING:

By application of GRI 1, the "Sling-Ski® Universal Ski & Ski-Pole Carrying System" is classified in heading 8479, HTSUS, and specifically provided for under subheading 8479.89.98, HTSUS, as: "Machines and mechanical appliances having individual functions, not specified or included elsewhere in this chapter . . . : Other machines and mechanical appliances: Other: Other." The 2009 general, column one rate of duty is 2.5% ad valorem, and may be subject to quota under subheadings 9817.84.01 and 9902.11.17, HTSUS.

Duty rates are provided for your convenience and are subject to change. The text of the most recent HTSUS and the accompanying duty rates are provided on the World Wide Web at <http://www.usitc.gov/tata/hts/>.

EFFECT ON OTHER RULINGS:

NY N006891, dated February 15, 2007, is revoked. In accordance with 19 U.S.C. 1625(c), this ruling will become effective 60 days after publication in the Customs Bulletin.

Gail A. Hamill for MYLES HARMON,
Director,
Commercial and Trade Facilitation Division.

