

U.S. Customs and Border Protection



POST-ENTRY AMENDMENT (PEA) PROCESSING TEST: MODIFICATION, CLARIFICATION, AND EXTENSION

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

ACTION: General notice.

SUMMARY: This document announces a modification of U.S. Customs and Border Protection's (CBP's) Post-Entry Amendment (PEA) Processing test, which allows the amendment of entry summaries prior to liquidation. The test is being modified to reflect that PEA procedures will no longer be accepted for entry summaries filed in the Automated Commercial Environment (ACE). In addition, this notice clarifies that for any PEA which results in Antidumping/Countervailing Duty (AD/ CVD) cash deposits due (or bond, if allowed), such deposits or bond are due with the submission of the PEA. Lastly, this notice announces that the PEA test is extended for an additional three-year period.

DATES: The Post-Entry Amendment (PEA) Processing test modification set forth in this document is effective September 22, 2011. The PEA test is extended for a three-year period, or such period as may be subsequently announced by CBP, commencing on June 24, 2011.

ADDRESSES: Written comments regarding this notice should be addressed to U.S. Customs and Border Protection, Entry and Drawback Management Branch, Office of International Trade, ATTN: Post-Entry Amendment, 1300 Pennsylvania Avenue, NW., Washington, DC 20229.

FOR FURTHER INFORMATION CONTACT: Questions pertaining to any aspect of this notice should be directed to Laurie Dempsey, U.S. Customs and Border Protection, Entry and Drawback Management Branch, Office of International Trade, at (202) 863-6509 or via e-mail at *laurie.dempsey@dhs.gov*.

SUPPLEMENTARY INFORMATION:

Background

I. Post-Entry Amendment Processing Test Program

The Post-Entry Amendment (PEA) Processing test procedure is authorized under § 101.9(a) of title 19 of the Code of Federal Regulations (19 CFR 101.9(a)), and allows importers to amend entry summaries (not informal entries) prior to liquidation by filing with Customs and Border Protection (CBP) either an individual amendment letter upon discovery of certain kinds of errors or a quarterly tracking report covering certain other errors that occurred during the quarter.

In a notice published in the **Federal Register** (65 FR 70872) on November 28, 2000, CBP announced and described the PEA processing test (the test or PEA test). The notice announced that the test would commence no earlier than December 28, 2000, and run approximately one year.

The PEA test was extended on four subsequent occasions by publication of notice in the **Federal Register** as follows: To December 21, 2002 (67 FR 768, published January 7, 2002); to December 31, 2003 (68 FR 8329, published February 20, 2003); to December 31, 2004 (69 FR 5860, published February 6, 2004); and to August 21, 2008 (72 FR 46654, published August 21, 2007).

II. Modification and Clarification of the PEA Test

In a related notice published in this edition of the **Federal Register**, CBP announces its plan to conduct a National Customs Automation Program test concerning new ACE Entry Summary, Accounts and Revenue (ESAR IV) capabilities. These new capabilities include functionalities specific to Automated Broker Interface processing of post-summary corrections (PSCs) for entry summaries filed in ACE. The notice announces that, for purposes of ESAR IV, a PSC transaction will replace the existing Post-Entry Amendment (PEA) hard copy process for entry summaries filed under ACE. Accordingly, this notice announces conforming changes to the PEA test whereby PEA procedures will no longer be accepted for entry summaries filed in ACE effective September 22, 2011.

This notice also clarifies that for any PEA which results in Antidumping/ Countervailing Duty (AD/CVD) cash deposits due (or bond, if allowed), such deposits or bond are due with the submission of the PEA. There is no *de minimis* amount for AD/CVD duties. Liquidated damages may apply if the appropriate AD/CVD duties (or bond) are not submitted with the PEA.

In addition, CBP requests that participants not use submissions made under this test as a means of submitting a prior disclosure under 19 U.S.C. 1592. If a participant wishes to file a prior disclosure

for an entry summary amended under this test, the rules and procedures set forth in 19 CFR 162.74 should be followed. For more information on prior disclosures *see* CBP's Informed Compliance Publication "The ABC's of Prior Disclosure" available on *cbp.gov*.

Other than this modification and clarification, the PEA test procedures remain as set forth in previously published notices.

III. Extension of the PEA Test

This notice announces a further extension of the PEA test for a three-year period, or such period as may be subsequently announced by CBP, commencing on the date this document is published in the **Federal Register**.

Dated: May 23, 2011.

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

[Published in the Federal Register, June 24, 2011 (76 FR 37136)]



ACCREDITATION AND APPROVAL OF INTERTEK USA, INC., AS A COMMERCIAL GAUGER AND LABORATORY

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

ACTION: Notice of accreditation and approval of Intertek USA, Inc., as a commercial gauger and laboratory.

SUMMARY: Notice is hereby given that, pursuant to 19 CFR 151.12 and 19 CFR 151.13, Intertek USA, Inc., 4398 Highway 77 N, Marion, AR 72364, has been approved to gauge and accredited to test petroleum and petroleum products 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, inquiries 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 Web site 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 Intertek USA, Inc., as commercial gauger and laboratory became effective on February 16, 2011. The next triennial inspection date will be scheduled for February 2014.

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: June 16, 2011.

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

[Published in the Federal Register, June 24, 2011 (76 FR 37135)]



POST-SUMMARY CORRECTIONS TO ENTRY SUMMARIES FILED IN ACE PURSUANT TO THE ESAR IV TEST

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

ACTION: General notice.

SUMMARY: This document announces U.S. Custom and Border Protection's (CBP's) plan to conduct a National Customs Automation Program test concerning new Automated Commercial Environment (ACE) Entry Summary, Accounts and Revenue (ESAR IV) capabilities. Specifically, importers will be allowed to use the Automated Broker Interface (ABI) to file post-summary corrections (PSCs) of certain pre-liquidation ACE entry summaries. As the PSC procedure replaces the existing Post-Entry Amendment (PEA) hard copy process for entry summaries filed under ACE, PEA procedures will no longer be accepted for entry summaries filed in ACE effective September 22, 2011. This notice also describes ESAR IV Portal enhancements and announces test particulars including commencement date, eligibility, procedural and documentation requirements, and test development and evaluation methods.

DATES: The ESAR IV test will commence July 25, 2011, and will continue until concluded by way of announcement in the **Federal Register**. Effective September 22, 2011, PEA procedures will no longer be accepted for entry summaries filed in ACE. Comments concerning this notice and any aspect of the test may be submitted at any time during the test period to the address set forth below.

ADDRESSES: Comments concerning this notice should be submitted via e-mail to Monica Crockett at *ESARinfoinbox@dhs.gov*. Please indicate “ESAR IV (Post Summary Corrections Processing)” in the subject line of your e-mail.

FOR FURTHER INFORMATION CONTACT: For policy-related questions, contact Cynthia Whittenburg at *cynthia.whittenburg@dhs.gov*. For technical questions related to ABI transmissions, contact your assigned client representative. Interested parties without an assigned client representative should direct their questions to the Client Representative Branch at (703) 650-3500.

SUPPLEMENTARY INFORMATION:

Background

I. Automated Commercial Environment (ACE) Test Programs

Automated Commercial Environment (ACE) prototypes are tested in accordance with § 101.9(b) of title 19 of the Code of Federal Regulations (19 CFR 101.9(b)), which provides for the testing of National Customs Automation Program (NCAP) components. A chronological listing of **Federal Register** publications detailing ACE test developments is set forth below in section VII of this document. The procedures and criteria related to participation in the prior ACE tests remain in effect unless otherwise explicitly changed by this or subsequent notices published in the **Federal Register**.

II. ACE Entry Summary, Accounts and Revenue (ESAR IV) Capabilities Relating to the Automated Broker Interface (ABI) Processing of Post-Summary Corrections (PSCs) for ACE Entry Summaries

A. In General

This notice announces CBP’s plan to conduct a test concerning new ACE Entry Summary, Accounts and Revenue (ESAR IV) functionalities that permit importers to file post-summary corrections (PSCs) of certain ACE entry summaries using the Automated Broker Interface (ABI). Under ESAR IV, importers will be allowed to use ABI to file PSCs to those pre-liquidation ACE entry summaries that have been accepted by CBP and are fully paid and under CBP control.

A PSC/ABI transaction contains all of the data elements in the original entry summary and constitutes a complete replacement of that entry summary, as well as a replacement of any prior PSCs that may have been made to the original entry summary.

CBP requests that participants not use submissions made under this test as a means of submitting a prior disclosure under 19 U.S.C. 1592. If a participant wishes to file a prior disclosure for an entry summary corrected under this test, the rules and procedures set forth in 19 CFR 162.74 should be followed. For more information on prior disclosures *see* CBP's Informed Compliance Publication entitled "The ABC's of Prior Disclosure," available on http://www.cbp.gov/xp/cgov/trade/legal/informed_compliance_pubs/.

B. Portal Capability

ACE Portal Account owners who have the ability to select "portal" as their mode of communication will now be able to respond to CBP Forms 28, 29 and 4647 via the ACE Portal for both ACS and ACE entry summaries. ACE Portal Reports will be enhanced to include improvements to the current list of entry summary data elements. The enhanced entry summary list will be easier to use and will provide additional flexibility when the user is creating and modifying entry summary reports. PSC data elements will also be available for further customization of existing entry summary reports. Additional PSC data elements include a PSC indicator, PSC filer, PSC reason codes at both the header and the line level, and an accelerated liquidation request indicator.

C. Electronic Data Interface (EDI) Capability

Trade participants will be able to submit a PSC for existing ACE formal (type 01) entries and Antidumping/ Countervailing (type 03) entries. Informal entries (type 11) are not eligible for PSC. An authorized ACE entry summary filer may submit a PSC for an ACE entry summary originally submitted by another ACE entry summary filer if authorized by the same importer of record.

As noted above, a PSC transaction contains all of the data elements in the original entry summary. It is a complete replacement of the entry summary originally filed with CBP (including any previously filed PSCs) and will be processed through all existing validations including Census warnings. Accordingly, the act of filing a PSC will constitute "customs business" as defined in 19 CFR 111.1.

D. Criteria and Rules for Filing a Post-Summary Correction (PSC)

To file a PSC on an existing ACE entry type 01 or 03, the original entry summary or previously filed PSC must satisfy the following requirements:

- The entry summary or previously filed PSC cannot be liquidated.

- The entry summary must be fully paid or revenue free.
- When a PSC results in a type 01 entry being changed/corrected to indicate it is a type 03 entry, or if a PSC for a change/correction to a type 03 entry results in additional AD/CVD duties due, the importer of record must deposit the associated AD/CVD duties (or bond, if allowed) at the same time the PSC is filed. The failure to make the deposit (or bond, if allowed) may result in a claim for liquidated damages.
- The entry summary or previously filed PSC must be in “accepted” status. “Accepted” status is defined as an entry summary or previously filed PSC that has passed through all technical edits and validations.
- The entry summary or previously filed PSC must be in “CBP control,” accepted and fully paid, and not in “trade control.” The entry summary or previously filed PSC is in “trade control” when it is successfully accepted in the system and not on a statement. The entry summary or previously filed PSC is in “CBP control” when it is placed on a statement.
- The PSC filing must be transmitted within 270 days of the date of entry.
- The entry summary or previously filed PSC cannot be filed within 20 calendar days of the scheduled liquidation date.
- The entry summary or previously filed PSC cannot be under CBP review. The filer will receive a message indicating “PSC not allowed under CBP Review” if a PSC is submitted where the entry summary or previously filed PSC is in CBP review.
- An entry summary or previously filed PSC that has been flagged for reconciliation may only be corrected by a PSC that does not affect the flagged issue.
- A text explanation and at least one reason code (both to be submitted electronically with the PSC entry summary) are required for each PSC submission.
- There are no limitations to the number of PSCs that can be submitted for any one entry so long as the PSC is not within the disallowed timeframe and all other requirements are met.

E. Data Elements That Cannot Be Changed Via Post Summary Correction (PSC)

Certain data elements cannot be changed using PSC procedures and CBP will reject any PSC submission containing prohibited data elements. The following is a list of data elements that cannot be changed via PSC:

- A type 03 entry cannot be changed to a type 01 entry.
- Importer of record.
- Consolidated summary indicator.
- District/port of entry.
- Cargo release certification request indicator (this includes Department of Transportation (DOT) grouping; Food and Drug Administration (FDA) grouping; and Participating Government Agency (PGA) grouping).
- Live entry indicator.
- NAFTA indicator.
- Reconciliation issue code.
- Preliminary statement print date.
- Periodic statement month.
- Statement client branch identifier.
- Location of goods code.
- Any release detail (release entry filer code, release entry number).

Where applicable, a test participant may file a prior disclosure to reflect a change to these data elements pursuant to 19 CFR 162.74.

F. Liquidation Notices

For non-type 03 entries, when a filer changes the entry summary data via PSC, and CBP makes no further changes to that data, the entry will liquidate “no change” as entered. A status of “no change” on the bulletin notice of liquidation will signify that CBP did not change the data submitted on the last accepted PSC. A type 03 entry will not be liquidated until the Department of Commerce issues liquidation instructions to CBP covering that entry.

G. ACE ABI CATAIR

To reflect the new ESAR IV capabilities, CBP has revised the following ACE ABI CATAIR chapters:

- Entry Summary Create/Update
- Entry Summary Query
- Entry Summary Status Notification
- Appendix G—ACE Condition Codes and Narrative Text

Documentation specifying the details of electronic submissions of PSCs may be found in the ACE ABI CATAIR on the CBP Web site located at http://www.cbp.gov/xp/cgov/trade/automated/modernization/ace_edi_messages/catair_main/abi_catair. Operational documentation addressing PSC may be found in the ACE Entry Summary “Business Rules and Process Document” located at http://www.cbp.gov/linkhandler/cgov/trade/trade_programs/entry_summary/ace/ace_es_business.ctt/ace_es_business.pdf. Both the CATAIR and the “Business Rules and Process Document” will continue to be updated to reflect future deployments of ACE functionality.

H. Access by Filers to Entry and Post Summary Correction (PSC) Data

Entry summary data is confidential commercial information. With regard to visibility to the information, the full content of the original entry summary will be provided only to the filer of that entry summary. As stated above, once a PSC is filed it fully replaces the original entry summary. Accordingly, full information with respect to the PSC is only available to the filer of the PSC. The filer of the original entry summary will be notified that the entry summary has been fully replaced by a PSC, but will not have visibility to the new filing. Similarly, if a subsequent PSC is filed, it fully replaces the previously filed PSC (which had fully replaced the original entry summary) and full information is visible only to the filer of the subsequent PSC. The filer of the original entry summary or the filer of the previously filed PSC will be notified that a new replacement entry summary has been filed by a PSC, but will not have visibility to the new filing. For example, if filer A files the original entry summary and then filer B submits a PSC, filer A will receive notification that a PSC has been filed. If filer A then submits a subsequent PSC, filer B will receive notification of the PSC filing but filer A will not have visibility to what filer B submitted. Conversely, filer B will not have visibility to what filer A submitted. Only the filer of the latest PSC will be able to get the latest full entry summary replacement data in response to a query.

As the information in the entry summary, including any PSC, is the property of the importer, full access to the original entry summary

and all PSCs may be provided by the importer of record to filers through normal business communication channels. In the alternative, if the importer of record has a portal account, the importer of record may elect to grant user access to his portal account.

In situations where an earlier filer does not have access to information provided by a subsequent PSC filer, CBP notes that each entry filer and PSC filer is individually responsible and accountable for the accuracy, completeness, and content of the information contained in their separate submissions. Each filer has recordkeeping obligations for the records on which their filing is based; therefore entry filers and PSC filers are not responsible or accountable for any submission not made by them and they do not incur recordkeeping obligations related to such submissions.

I. Post-Entry Amendments (PEAs) To Be Phased Out for Entry Summaries Filed in ACE

The Post-Entry Amendment (PEA) test allows importers to amend entry summaries (excluding informal entries) prior to liquidation by filing with CBP either an individual amendment letter upon discovery of an error or a quarterly tracking report covering any errors that occurred during the quarter. General guidelines and other applicable criteria for filing post-entry amendments were published in the following series of **Federal Register** notices: 65 FR 70872 (November 8, 2000); 67 FR 768 (January 7, 2002); 68 FR 8329 (February 20, 2003); 69 FR 5860 (February 6, 2004); and 72 FR 46654 (August 21, 2007).

This notice announces that, for purposes of ESAR IV, a PSC transaction will replace the existing Post-Entry Amendment (PEA) hard-copy process for entry summaries filed under ACE. For this reason, effective September 22, 2011, PEA procedures will no longer be accepted for entry summaries filed in ACE. Prior to this date, test participants may file either a PSC or a PEA to correct an entry summary filed in ACE. It is noted, however, that a filer should not use both methods to correct the same data element in the same entry summary. A related notice announcing this change to the PEA test is published in this edition of the **Federal Register**.

III. Confidentiality

All data submitted and entered into the ACE Portal is subject to the Trade Secrets Act (18 U.S.C. 1905) and is considered confidential, except to the extent as otherwise provided by law (*see* 19 U.S.C. 1431(c)). As stated in previous notices, participation in this or any of the previous ACE tests is not confidential and upon a written Freedom of Information Act request, a name(s) of an approved partici-

pant(s) will be disclosed by CBP in accordance with 5 U.S.C. 552. If necessary, CBP will reserve the right to limit the number of participants and locations during the initial stages of the test.

IV. Waiver of Affected Regulations

Any provision in 19 CFR including, but not limited to, provisions found in parts 141, 142, 143 and 151 thereof relating to entry/entry summary processing that are inconsistent with the requirements set forth in this notice are waived for the duration of the test. *See* 19 CFR 101.9(a). Additionally, any previous practice pertaining to party definitions, including but not limited to “ultimate consignee,” that are inconsistent with the requirements set forth in this notice are waived for the duration of the test. The CATAIR should be consulted for appropriate terms and definitions for purposes of this test.

V. Misconduct Under the Test

An ACE test participant may be subject to civil and criminal penalties, administrative sanctions, liquidated damages, and/or suspension from this test for any of the following:

- Failure to follow the terms and conditions of this test.
- Failure to exercise reasonable care in the execution of participant obligations.
- Failure to abide by applicable laws and regulations.
- Failure to timely deposit duties or fees, including any applicable AD/CVD cash deposits (or bond, if allowed).
- Misuse of the ACE Portal. Engagement in any unauthorized disclosure or access to the ACE Portal.
- Engagement in any activity that with the successful evaluation of the new technology.

Suspensions for misconduct will be administered by the Executive Director, Commercial Targeting and Enforcement, Office of International Trade, CBP Headquarters. A written notice proposing suspension will be issued to the participant that apprises the participant of the facts or conduct warranting suspension and informs the participant of the date the suspension will begin. Any decision proposing suspension of a participant may be appealed in writing to the Assistant Commissioner, Office of International Trade within 15 calendar days of the notification date. An appeal of a decision of proposed suspension must address the facts or conduct charges contained in the notice and state how compliance will be achieved. In cases of

non-payment, late payment, willful misconduct or where public health interests or safety is concerned, a suspension may be effective immediately.

VI. Test Evaluation Criteria

To ensure adequate feedback, participants are required to participate in an evaluation of this test. CBP also invites all interested parties to comment on the design, implementation and conduct of the test at any time during the test period. CBP will publish the final results in the **Federal Register** and the Customs Bulletin as required by 19 CFR 101.9(b). The following evaluation methods and criteria have been suggested:

1. Baseline measurements to be established through data analysis.
2. Questionnaires from both trade participants and CBP addressing such issues as:
 - Workload impact (workload shifts/ volume, cycle times, etc.).
 - Cost savings (staff, interest, reduction in mailing costs, etc.).
 - Policy and procedure accommodation.
 - Trade compliance impact.
 - Problem resolution.
 - System efficiency.
 - Operational efficiency.
 - Other issues identified by the participant group.

VII. Development of ACE Prototypes

A chronological listing of **Federal Register** publications detailing ACE test developments is set forth below.

- ACE Portal Accounts and Subsequent Revision Notices: 67 FR 21800 (May 1, 2002); 70 FR 5199 (February 1, 2005); 69 FR 5360 and 69 FR 5362 (February 4, 2004); 69 FR 54302 (September 8, 2004).
- ACE System of Records Notice: 71 FR 3109 (January 19, 2006).
- Terms/Conditions for Access to the ACE Portal and Subsequent Revisions: 72 FR 27632 (May 16, 2007); 73 FR 38464 (July 7, 2008).
- ACE Non-Portal Accounts and Related Notice: 70 FR 61466 (October 24, 2005); 71 FR 15756 (March 29, 2006).

- ACE Entry Summary, Accounts and Revenue (ESAR I) Capabilities: 72 FR 59105 (October 18, 2007).
- ACE Entry, Summary, Accounts and Revenue (ESAR II) Capabilities: 73 FR 50337 (August 26, 2008); 74 FR 9826 (March 6, 2009).
- ACE Entry, Summary, Accounts and Revenue (ESAR III) Capabilities: 74 FR 69129 (December 30, 2009).

Dated: May 23, 2011.

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

[Published in the Federal Register, June 24, 2011 (76 FR 37136)]



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

(No. 6 2011)

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 2011. The last notice was published in the CUSTOMS BULLETIN on June 29, 2011.

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., Mail Stop 1179, Washington, D.C. 20229-1179

FOR FURTHER INFORMATION CONTACT: Delois Johnson, Paralegal, Intellectual Property Rights Branch, (202) 325-0088.

Dated: July 1, 2011

CHARLES R. STEUART
*Chief,
Intellectual Property Rights &
Restricted Merchandise Branch*

CBP IPR RECORDATION — June 2011

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 05-01061	6/9/2011	9/4/2021	F-250	FORD MOTOR COMPANY	No
TMK 05-01062	6/17/2011	9/18/2021	F-350	FORD MOTOR COMPANY	No
TMK 06-00166	6/17/2011	7/26/2015	CHARLIE 1 HORSE	LUCCHESI INC.	No
TMK 01-00515	6/9/2011	7/7/2021	KAHLUA AND DESIGN	THE KAHLUA COMPANY	No
TMK 02-00282	6/17/2011	1/19/2021	DIOR ESSENCE	PARFUMS CHRISTIAN DIOR, S.A.	No
TMK 02-00342	6/27/2011	3/27/2011	DEVIL RAYS	TAMPA BAY RAYS BASEBALL LTD.	No
TMK 02-01013	6/17/2011	5/19/2021	ANBESOL	WYETH LLC	No
TMK 02-00964	6/27/2011	11/6/2021	ADVAIR DISKUS	GLAXO GROUP LTD	No
TMK 03-00379	6/9/2011	4/2/2012	T & DESIGN	TAYLOR MADE GOLF COMPANY, INC.	No
TMK 04-00472	6/27/2011	5/29/2021	27X	HEWLETT-PACKARD DEVELOPMENT COMPANY, L.P.	No
TMK 05-00118	6/17/2011	9/25/2021	TENNESSEE TITANS	TENNESSEE FOOTBALL, INC.	No
TMK 05-00119	6/17/2011	7/24/2021	CIRCLE WITH T AND FLAME DESIGN	TENNESSEE FOOTBALL, INC.	No
TMK 05-00484	6/17/2011	5/29/2021	BRONCOS	PDB SPORTS LTD.	No
TMK 05-00720	6/17/2011	3/27/2021	CELERON	INTEL CORPORATION	No
TMK 06-00770	6/17/2011	7/24/2021	DESIGN ONLY	TENNESSEE FOOTBALL, INC.	No
TMK 06-00756	6/27/2011	7/10/2021	DESIGN ONLY	JACKSONVILLE JAGUARS, LTD.	No
TMK 06-01467	6/27/2011	8/28/2021	BEXXAR	GLAXOSMITHKLINE LLC	No

CBP IPR RECORDATION — June 2011

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 11-00766	6/30/2011	7/29/2013	DUAC	STIEFEL LABORATORIES, INC.	No
TMK 11-00767	6/30/2011	4/6/2014	MPRUV	STIEFEL LABORATORIES, INC.	No
TMK 11-00768	6/30/2011	11/8/2016	OILATUM	STIEFEL LABORATORIES, INC.	No
TMK 11-00413	6/28/2011	8/13/2021	A	ANHING CORPORATION	No
TMK 07-00282	6/27/2011	10/3/2021	PHAZYME	BLOCK DRUG COMPANY, INC.	No
TMK 07-00515	6/17/2011	7/14/2021	NOLVASAN	WYETH LLC	No
TMK 07-01056	6/9/2011	10/2/2017	TUSTACA OJALDRA	LISTO LLC.	No
TMK 07-01060	6/28/2011	10/9/2017	EL SALVADORENO AUTHENTICO	LISTO LLC.	No
TMK 08-00269	6/27/2011	6/5/2021	HALLMARK AND CROWN DESIGN	HALLMARK LICENSING, INC.	No
TMK 08-00476	6/27/2011	6/15/2021	STONE	DIAL BRANDS, INC.	No
TMK 08-00598	6/28/2011	5/29/2021	CUTTIN' HORSE & DESIGN (COWBOY RIDING HORSE)	TAYLOR BRANDS, LLC	No
TMK 11-00774	6/30/2011	11/13/2017	ECOFLEX	SMOOTH-ON, INC.	No
TMK 09-00360	6/9/2011	6/12/2021	PALMER'S COCOA BUTTER FORMULA	E.T. BROWNE DRUG CO., INC.	No
TMK 11-00687	6/8/2011	7/19/2016		BAYERISCHE MOTOREN WERKE AK-TIENGESELLSCHAFT	No
TMK 11-00686	6/8/2011	10/14/2018		BAYERISCHE MOTOREN WERKE AK-TIENGESELLSCHAFT	No

CBP IPR RECORDATION — June 2011

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 11-00685	6/8/2011	11/14/2016		BAYERISCHE MOTOREN WERKE AK-TIENGESELLSCHAFT	No
TMK 11-00776	6/30/2011	8/4/2019	ANTERUS	AMX LLC	No
TMK 11-00688	6/8/2011	10/1/2019		BAYERISCHE MOTOREN WERKE AK-TIENGESELLSCHAFT	No
TMK 11-00689	6/8/2011	7/19/2016		BAYERISCHE MOTOREN WERKE AK-TIENGESELLSCHAFT	No
TMK 10-00540	6/9/2011	5/8/2021	TONY HAWK	TONY HAWK, INC.	No
TMK 11-00737	6/17/2011	8/12/2018	GEARWRENCH	APEX BRANDS, INC.	No
TMK 11-00733	6/17/2011	7/25/2020	PRO-LITE	AUTO METER PRODUCTS, INC.	No
TMK 11-00682	6/8/2011	3/30/2013		HALO ELECTRONICS, INC.	No
TMK 11-00732	6/17/2011	6/21/2014	ZAPPA	ZAPPA FAMILY TRUST	No
COP 11-00070	6/17/2011	6/17/2031	MOD SQUARE SHOWER CURTAIN DESIGN.	INTERDESIGN, INC	No
COP 11-00072	6/17/2011	6/17/2031	ABSTRACT SHOWER CURTAIN	INTERDESIGN, INC.	No
COP 11-00071	6/17/2011	6/17/2031	LEAVES SHOWER CURTAIN!	INTERDESIGN, INC.	No
TMK 11-00736	6/17/2011	7/23/2012	OPUS	OPUS ONE WINERY LLC	No
TMK 11-00715	6/17/2011	8/7/2017	NEXUS	AUTO METER PRODUCTS, INC.	No
TMK 11-00730	6/17/2011	2/1/2021	AUTO GAGE	AUTO METER PRODUCTS, INC.	No

CBP IPR RECORDATION — June 2011

Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 11-00717	6/17/2011	6/21/2014	ZAPPA	ZAPPA FAMILY TRUST	No
TMK 11-00718	6/17/2011	8/28/2017	FLEXFOAM-IT	SMOOTH-ON, INC.	No
TMK 11-00734	6/17/2011	5/3/2021	DANCOLY DANCOLY ANGEL PROFESSIONAL PARIS THE POWER OF THE OCEAN DEPTHS	LE SECRET INC. AND MAHMOOD JAMAL	No
TMK 92-00168	6/17/2011	4/3/2021	DUNHILL	ALFRED DUN HILL LIMITED	No
TMK 11-00739	6/22/2011	4/27/2017	TEST	STEVE CHAU	No
TMK 02-00926	6/17/2011	5/28/2021	DOLBY & DD DESIGN	DOLBY LABORATORIES LICENSING CORPORATION	No
TMK 11-00719	6/17/2011	6/11/2015	OPUS ONE	OPUS ONE WINERY LLC	No
TMK 11-00731	6/17/2011	4/6/2014	MAGNUM OPUS	OPUS ONE WINERY LLC	No
TMK 02-00617	6/9/2011	7/28/2020	MAN WITH GOLF CLUB (DESIGN)	KARSTEN MANUFACTURING CORPORATION	No
TMK 11-00708	6/9/2011	4/4/2016	CFMARTIN & CO.	DREADNOUGHT, INC.	No
TMK 11-00707	6/9/2011	5/29/2014	THE MARTIN GUITAR COMPANY	DREADNOUGHT, INC.	No
TMK 11-00680	6/2/2011	9/28/2012	STEVE CHAU TEST	STEVE CHAU TEST	No
TMK 11-00681	6/8/2011	3/29/2021		PHILADELPHIA 76ERS L.P.	No
TMK 11-00727	6/17/2011	9/13/2015	THE ERGO BABY CARRIER AND DESIGN SIGN	THE ERGO BABY CARRIER	No

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Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 11-00706	6/9/2011	5/10/2021	SAMURAI	MIZUNO USA, INC.	No
TMK 11-00720	6/17/2011	5/24/2021	BLUE SOL	BDSRCO, INC.	No
TMK 11-00705	6/9/2011	2/17/2019	DALIYOBU	ANHING CORPORATION	No
TMK 11-00721	6/17/2011	10/29/2012	MOLD MAX	SMOOTH ON, INC.	No
TMK 11-00722	6/17/2011	6/22/2020	ENOVA	AMX LLC.	No
TMK 11-00684	6/8/2011	11/23/2020		THE PROFESSIONAL BASKETBALL CLUB, LLC	No
TMK 11-00699	6/8/2011	5/17/2021	EGRIFTA	THERATECHNOLOGIES, INC, (CANADA CORPORATION)	No
TMK 11-00729	6/17/2011	11/11/2013	WORLD-CLASS FIREWORKS ON TOP OF THE WORLD (AND DESIGN)	JAKE'S FIREWORKS INC.	No
TMK 11-00702	6/9/2011	5/11/2020	H UNICO	HUBLOT SA	No
TMK 11-00703	6/9/2011	11/24/2019	H	HUBLOT SA	No
TMK 11-00711	6/9/2011	10/11/2015	D28	DREADNOUGHT, INC.	No
TMK 11-00710	6/9/2011	9/27/2015	D45	DREADNOUGHT, INC.	No
TMK 11-00712	6/9/2011	10/19/2020	DALIYOBU AND DESIGN	ANHING CORPORATION	No
TMK 11-00700	6/8/2011	1/20/2019	DESIGN (WINKING BOY IN SHORTS)	ANHING CORPORATION	No
TMK 11-00704	6/9/2011	10/10/2016	WINDYDREAM	BAO,BINBIN	No
TMK 11-00709	6/9/2011	5/28/2014	CF MARTIN (STYLIZED)	DREADNOUGHT, INC.	No

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Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 11-00690	6/8/2011	5/12/2019	DESIGN	GREENLAND TRADING CORP.	No
TMK 11-00693	6/8/2011	5/30/2021	DESIGN	THE MOST VENERABLE ORDER OF THE HOSPITAL OF ST. JOHN OF JERUSALEM	No
TMK 11-00691	6/8/2011	3/16/2020	AUTO METER	AUTO METER PRODUCTS, INC.	No
TMK 11-00692	6/8/2011	5/10/2021	PRECISION DECOMPRESSION FROM THE INSIDE OUT	BAXANO, INC.	No
TMK 11-00683	6/8/2011	9/27/2018		NBA PROPERTIES, INC.	No
TMK 07-00526	6/9/2011	2/13/2017	CATRACHO	LISTO LLC.	No
TMK 11-00724	6/17/2011	6/8/2020	HYDRAPORT	AMX LLC.	No
TMK 11-00735	6/17/2011	4/19/2021	CANDYBOARD	VISIONTEK PRODUCTS LLC.	No
COP 11-00069	6/17/2011	6/17/2031	ENERGY BEAM BLK/WHL.	EVEREADY BATTERY COMPANY, INC.,	No
TMK 11-00694	6/8/2011	7/6/2020	KING POWER	HUBLOT SA	No
TMK 11-00696	6/8/2011	6/1/2020	D1	DREADNOUGHT, INC.	No
TMK 11-00697	6/8/2011	12/21/2020	LA VACHE CREME	GREENLAND TRADING CORP.	No
TMK 11-00728	6/17/2011	8/12/2018	GEARWRENCH AND DESIGN	APEX BRANDS, INC.	No
TMK 11-00725	6/17/2011	12/24/2012	GUIDE SERIES	GANDER MOUNTAIN COMPANY	No
TMK 11-00726	6/17/2011	4/2/2022	IBEX GOAT DESIGN	IBEX OUTDOOR CLOTHING, LLC	No

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Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 11-00695	6/8/2011	5/17/2021	SWITCHING TO A GREENER TOMORROW	CLODI L.L.C.	No
TMK 11-00698	6/8/2011	12/14/2020	DR. DRE	ANDRE YOUNG A/K/A DR. DRE	No
TMK 11 00701	6/8/2011	3/4/2018	DRAGON SKIN	SMOOTH-ON, INC.	No
COP 11-00073	6/28/2011	6/28/2031	CUP WITH MAP DESIGN	ECO-PRODUCTS, INC.	No
TMK 11-00714	6/17/2011	1/1/2018	OXO	HELEN OF TROY LIMITED	No
TMK 11-00713	6/17/2011	12/16/2015	SURE	HELEN OF TROY LIMITED	No
TMK 02-00923	6/30/2011	6/11/2021	DOLBY	DOLBY LABORATORIES LICENSING COR	No
TMK 11-00742	6/28/2011	1/2/2020	PERT PLUS	HELEN OF TROY LIMITED	No
TMK 11-00738	6/17/2011	11/17/2019	STACK	AUTO METER PRODUCTS, INC.	No
TMK 11-00723	6/17/2011	10/21/2018	GANDER MOUNTAIN	GANDER MOUNTAIN COMPANY	No
TMK 11-00769	6/30/2011	5/17/2021	COMMUTER SERIES	OTTER PRODUCTS, LLC	No
TMK 11-00716	6/17/2011	6/21/2014	ZAPPA	ZAPPA FAMILY TRUST	No
TMK 11-00785	6/30/2011	9/28/2020	POPOCHOS	SQUAN DI PASCUAL LUNA MARIA; PAULA & C. SAS BUSINESS PARTNER- SHIP ITALY	No
TMK 11-00761	6/28/2011	9/20/2015	NIXON	NIXON INC.	No
TMK 11-00764	6/28/2011	3/28/2020	TEARDROP DESIGN	NIXON INC.	No

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Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 11-00781	6/30/2011	10/27/2018	HONEYWELL	HONEYWELL INTERNATIONAL INC.	No
TMK 11-00747	6/28/2011	1/29/2015	DURO CK	UNITED STATES GYPSUM COMPANY	No
TMK 01-00615	6/28/2011	8/14/2011	ENEGIZER E2	EVEREADY BATTERY COMPANY INC.	No
TMK 11-00760	6/28/2011	6/14/2021	DESIGN	SULZER MIXPAC AG	No
TMK 11-00757	6/28/2011	6/14/2021	MY NATURAL K9	FELINE INSTINCTS, LLC	No
TMK 11-00758	6/28/2011	11/18/2013	MICTREAT	BTI PRODUCTS, LLC	No
TMK 11-00754	6/28/2011	8/17/2020	MICKIT	BTI PRODUCTS, LLC	No
TMK 11-00750	6/28/2011	8/27/2019	USG	USG CORPORATION	No
TMK 11-00743	6/28/2011	6/12/2014	USG	USG CORPORATION	No
TMK 11-00765	6/28/2011	12/14/2021	ANGRY BIRDS	ROVIO MOBILE OY	No
TMK 11-00746	6/28/2011	8/18/2019	SECUROCK	UNITED STATES GYPSUM COMPANY	No
TMK 11-00762	6/28/2011	8/1/2016	DESIGN (CIRCLE WITH JAGGED OUTER CIRCUMFERENCE)	RAZOR USA LLC	No
TMK 11-00759	6/28/2011	3/2/2020	POKO PANO	SEASIDE BRANDS INC.	No
TMK 11-00745	6/28/2011	3/1/2021	ICON A5	ICON AIRCRAFT, INC.	No
TMK 11-00753	6/28/2011	5/11/2020	OTTER BOX	OTTER PRODUCTS LLC	No
TMK 11-00784	6/30/2011	2/1/2021	DESIGN	PR TRADING COMPANY, INC.	No
TMK 11-00786	6/30/2011	12/28/2013	THREE LADIES BRAND	VINH-SANH TRADING CORPORATION	No

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Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 11-00740	6/27/2011	9/7/2020	SUN-V AND DESIGN	TIME PLAZA	No
TMK 11-00741	6/27/2011	6/14/2021	GAC (STYLIZED)	GOVERNORS AMERICA CORP.	No
TMK 11-00755	6/28/2011	1/11/2015	FELINE INSTINCTS	FELINE INSTINCTS, LLC	No
TMK 11-00756	6/28/2011	6/14/2021	GAC	GOVERNORS AMERICA CORP.	No
TMK 11-00770	6/30/2011	7/2/2013	ZEASORB	STIEFEL LABORATORIES INC.	No
TMK 11-00771	6/30/2011	4/5/2021	W	EM PIONEER CORP	No
TMK 11-00772	6/30/2011	2/9/2020	RED SHED	TRACTOR SUPPLY COMPANY OF TEXAS LP	No
TMK 11-00773	6/30/2011	11/28/2018	REVALÉSKIN	STIEFEL LABORATORIES, INC.	No
TMK 11-00775	6/30/2011	5/11/2014	SARNA	STIEFEL LABORATORIES INC.	No
TMK 11-00748	6/28/2011	6/14/2021	MY NATURAL CAT	FELINE INSTINCTS, LLC	No
TMK 11-00783	6/30/2011	3/17/2019	RED SHED	TRACTOR SUPPLY COMPANY OF TEXAS LP	No
COP 11-00074	6/30/2011	6/30/2031	MONSTER ENERGY 4 PACK PACKAGING.	HANSEN BEVERAGE COMPANY	No
TMK 11-00751	6/28/2011	10/3/2020	RESTYLANE	HA NORTH AMERICAN SALES AB	No
TMK 11-00777	6/30/2011	8/28/2013	PANOXYL	STIEFEL LABORATORIES, INC.	No
TMK 11-00763	6/28/2011	9/7/2020	RESTYLANE-L	HA NORTH AMERICAN SALES AB	No
TMK 11-00752	6/28/2011	9/7/2020	PERLANE-L	HA NORTH AMERICAN SALES AB	No

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Recordation No.	Effective Date	Expiration Date	Name of Cop/Tmk/Tnm	Owner Name	GM Restricted
TMK 11-00778	6/30/2011	2/1/2021	FIREFIELD AND DESIGN	SELLMARK CORPORATION	No
TMK 11-00749	6/28/2011	9/4/2017	ZIANA	MEDICIS PHARMACEUTICAL CORP.- RATION	No
TMK 11-00744	6/28/2011	11/28/2016	SOLODYN	MEDICIS PHARMACEUTICAL CORP.- RATION	No
TMK 11-00779	6/30/2011	3/18/2015	VERITAS	SADDLEBACK FARM, WINERY, VINE- YARDS AND STABLES, LLC	No
TMK 11-00780	6/30/2011	4/22/2018	SIGHT MARK & DESIGN	SELLMARK CORPORATION	Yes
TMK 11-00782	6/30/2011	2/15/2021	PERPETUA	MARK ANTHONY PROPERTIES LTD.	No

Total Records: 146

Date as of: 7/12/2011

AGENCY INFORMATION COLLECTION ACTIVITIES:**Generic Clearance for the Collection of Qualitative Feedback on Agency Service Delivery**

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

ACTION: 30-Day notice and request for comments; Establishment of a new information collection.

SUMMARY: As part of a Federal Government-wide effort to streamline the process to seek feedback from the public on service delivery, U.S. Customs and Border Protection has submitted a Generic Information Collection Request (Generic ICR): “Generic Clearance for the Collection of Qualitative Feedback on Agency Service Delivery” to OMB for approval under the Paperwork Reduction Act (PRA) (44 U.S.C. 3501 *et seq.*) This document is published to obtain comments from the public and affected agencies. This proposed information collection was previously published in the **Federal Register** (75 FR 80542) on December 22, 2010, allowing for a 60-day comment period.

DATES: Written comments should be received on or before July 28, 2011.

ADDRESSES: Interested persons are invited to submit written comments on this proposed information collection to the Office of Information and Regulatory Affairs, Office of Management and Budget. Comments should be addressed to the OMB Desk Officer for Customs and Border Protection, Department of Homeland Security, and sent via electronic mail to oir_submission@omb.eop.gov or faxed to (202) 395-5806.

SUPPLEMENTARY INFORMATION: U.S. Customs and Border Protection (CBP) encourages the general public and affected Federal agencies to submit written comments and suggestions on proposed and/or continuing information collection requests pursuant to the Paperwork Reduction Act (Pub. L. 104-13). Your comments should address one of the following four points:

1. Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency/component, including whether the information will have practical utility;
2. Evaluate the accuracy of the agencies/components estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

3. Enhance the quality, utility, and clarity of the information to be collected; and
4. Minimize the burden of the collections of information on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological techniques or other forms of information.

Title: Generic Clearance for the Collection of Qualitative Feedback on Agency Service Delivery.

Abstract: The information collection activity will garner qualitative customer and stakeholder feedback in an efficient, timely manner, in accordance with the Administration's commitment to improving service delivery. By qualitative feedback we mean information that provides useful insights on perceptions and opinions, but are not statistical surveys that yield quantitative results that can be generalized to the population of study. This feedback will provide insights into customer or stakeholder perceptions, experiences and expectations, provide an early warning of issues with service, or focus attention on areas where communication, training or changes in operations might improve delivery of products or services. These collections will allow for ongoing, collaborative and actionable communications between the Agency and its customers and stakeholders. It will also allow feedback to contribute directly to the improvement of program management.

Feedback collected under this generic clearance will provide useful information, but it will not yield data that can be generalized to the overall population. This type of generic clearance for qualitative information will not be used for quantitative information collections that are designed to yield reliably actionable results, such as monitoring trends over time or documenting program performance. Such data uses require more rigorous designs that address: the target population to which generalizations will be made, the sampling frame, the sample design (including stratification and clustering), the precision requirements or power calculations that justify the proposed sample size, the expected response rate, methods for assessing potential non-response bias, the protocols for data collection, and any testing procedures that were or will be undertaken prior fielding the study. Depending on the degree of influence the results are likely to have, such collections may still be eligible for submission for other generic mechanisms that are designed to yield quantitative results.

Current Actions: Request for new collection of information.

Type of Review: New Collection.

Affected Public: Individuals and Households, Businesses and Organizations, State, Local or Tribal Government.

Estimated Number of Respondents: 60,000.

Frequency of Response: Once per request.

Estimated Time per Response: 13 minutes.

Estimated Total Annual Burden Hours: 13,000 hours.

FOR FURTHER INFORMATION CONTACT: Tracey Denning, U.S. Customs and Border Protection, Regulations and Rulings, Office of International Trade, 799 9th Street, NW., 5th Floor, Washington, DC 20229-1177, at 202-325-0265.

Dated: June 23, 2011.

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

[Published in the Federal Register, June 28, 2011 (76 FR 37825)]