



August 2023 - Info Expeditor

## What's New?

- [President's Report](#)
- [Ocean Committee Updates](#)
- [COAC September Public Meeting September 20th, to be Held Virtually](#)
- [CBFANC and Richard Wortman Present Anti-Dumping Seminar](#)
- [WESCCON 2023, Register Now!!!](#)
- [WESCCON 2023 Keynote Speakers Announced](#)
- [Happy Labor Day!!](#)
- [Indirect Source Rule \(ISR\) Poses Serious Threat to Port Operations](#)
- [NCBFAA Issues Objections to Proposed ISR Which Threaten Port Operations](#)
- [Kathleen McGuire Appointed New Supervisor at Broker Management Office](#)
- [CBP Opens New Cargo Desk Location in Oakland](#)
- [CBFANC Social Media](#)
- [Register for WESCCON!!!](#)

## CBFANC Social Media

Please connect with us!

**Twitter - @cbfanc**

**LinkedIn - CBFANC**

**Facebook - CBFANC**

## Events Around the Bay

## President's Report

*Sung Wook (John) Lee, SW Logistics, CBFANC President*



### **Sung Wook (John) Lee, CBFANC President, SW Logistics**

Some of the membership has inquired about the CBP 'Final Rule states that brokers must complete 36 continuing education credit hours per triennial status period, CBP will allow brokers to complete fewer than 36 hours to meet the requirement for the initial 2024-2027 triennial status period. Further guidance on how many continuing education credits will be required for the 2024-2027 triennial status period will be published on CBP.gov and in a Federal Register notice.' [2023-12921.pdf \(govinfo.gov\)](#) CBFANC is gearing up to provide an education program to meet the new continuing education requirements so please look for further announcements.

Port of Oakland has been in the news lately. The **Port of Oakland** unveiled its FITS Project and broke ground on the 7th Street Separation Project. Thanks to local, state, and federal partnerships, the port can now deliver faster shipping times, while reducing vehicle congestion and neighborhood pollution.

- [P.A.E.I](#) - Professional Association of Exporters and Importers
- [www.paei.org](http://www.paei.org).
- [OWIT NC](#) - Organization of Women in International Trade Check website for updates
- [Monterey Bay International Trade Association \(MBITA\)](#) - Monterey Bay International Trade Association Check Website for updates
- [Norcal W.T.C.](#) - The Northern California World Trade Center Check Website for updates
- [PTA](#) - Pacific Transportation Association Check Website for updates

### Register for WESCCON!!!

WESCCON  
OCTOBER 26 - 29, 2023  
RANCHO LAS PALMAS, Rancho Mirage, CA

[WESCCON | pacificcoastcouncil](https://www.wescccon.org)



**Local officials commemorate FITS Project**

### Ocean Committee Updates

*Evey Hwang, CBFANC Board Chair, Ocean Committee*



**Evey Hwang, CBFANC Board Chair, CBFANC Ocean Committee**

Topics included in Evey's report:  
ILWu Contract Update;  
New Challenges at Panama Canal;  
Yellow Freight Closes;  
Trucker Working Group Updates;  
BCDC Still Ponders Fate of Howard Terminal;  
\$119 Million Grant to Port of Oakland--How will it be spent?

On June 14, 2023, Pacific Merchant Association (PMA) and International Longshore Warehouse Union (ILWU) reached tentative agreement on brokered by US Labor Secretary Julie Su. After 13 months of negotiations (when contract expired July 1, 2022 when it expired), the agreement needs to be ratified through union rank and file. In August, while the ILWU leadership have fully endorsed and sent agreement to its members, ratification, which typically takes months, is far from certain as some union locals voice some descent. On August 7, 2023, Canada's ILWU union ratified their labor contract which agreement was brokered Canada's government after union issued strike action on July 18, 2023.

<https://www.reuters.com/world/americas/some-dock-workers-employers-canadas-pacific-port-reach-tentative-deal-2023-07-21/>

With West Coast ports recovering from some labor disruptions

in June, Panama's drought crisis caused restrictions on vessels passing through Panama Canal. Since June when the restrictions started, growing backup vessels have faced delays and container transshipping. Current backlog estimated at 200+ vessels. Accounting for 40% of global shipping routes, Panama's 10 months restrictions are impacting supply chain into 2023 holiday season.

<https://www.reuters.com/business/environment/historic-drought-hot-seas-slow-panama-canal-shipping-2023-08-21/>

[Evey's article continues here..](#)

## COAC September Public Meeting September 20th, to be Held Virtually

*Lori Azzopardi, CBFANC Board*



### **Lori Azzopardi, CBFANC Board, EFI Logistics Next COAC Meeting on Sept. 20 Provided Virtually to Public**

Customs and Border Protection (CBP) announced that the next Commercial Customs Operations Advisory Committee (COAC) quarterly meeting will be held on Sept. 20 from 1-5 p.m. ET. While the meeting is open to the public, there will not be an on-site or in-person option for the public to attend this quarterly meeting, the agency said.

The meeting will be open to the public via webinar only, CBP said. The webinar link and conference number will be posted by 5 p.m. ET on Sept. 19 [here](#). For information or to request special assistance for the meeting, contact Ms. Latoria Martin of CBP's Office of Trade Relations, at (202) 344-1440 as soon as possible.

CBP said there will be "multiple public comment periods" during the COAC meeting. Speakers are asked to limit their comments to two minutes or less to "facilitate greater participation."

Comments for this COAC meeting must be submitted by Sept. 15 and identified by Docket No. USCBP-2023-0021. CBP said submissions received must also include the words "Department of Homeland Security." All comments received will be posted without change [here](#).

Details regarding the agenda for COAC's Intelligent Enforcement Subcommittee, Next Generation Facilitation Subcommittee, Rapid Response Subcommittee, and Secure Trade Lanes Subcommittee are available in this Aug.

30 [Federal Register notice](#).

Meeting materials will be available by Sept. 11 [here](#).

### CBFANC and Richard Wortman Present Anti-Dumping Seminar



#### CBFANC and Richard Wortman Webinar Antidumping: Good Guidance and Best Practices

**Wednesday September 20, 2023  
10:00 a.m. to 11:30 a.m.**

**Join CBFANC in welcoming Richard Wortman to learn and understand what is needed for Reasonable Care on Antidumping.**

- **Good Practices considered Reasonable Care**
- **Bad Situations to avoid if Best Practices not considered**
- **Ugly Consequences if Best Practices is not applied**

**Register by September 18**  
**\$45.00 CBFANC and PCC Association members**  
**\$65.00 non-members/guests**

*Richard Wortman is Managing Partner of the Los Angeles office of Grunfeld, Desiderio, Lebowitz, Silverman @ Klestadt (GDLSK). His practice is focused on import and export trade law, trade regulations and customs law, regulatory law and transportation law. He has represented clients before US Customs and Border Protection on a variety of issues including the classification and valuation of imported merchandise, focused assessments and averting penalties. He also regularly appears before other government agencies with responsibilities over import and export transactions. Richard helps companies implement duty savings strategies and internal compliance programs. Richard has lectured extensively on issues pertaining to import and export law on behalf of various organizations. He has also taught import and export trade law to both industry and Customs brokerage associations.*

**WESCCON 2023, Register Now!!!**

PCC-Pacific Coast Council



WESCCON 2023

See the [WESCCON Website](#).

October 26 - 29, 2023

Omni Rancho Las Palmas, Rancho Mirage, CA

[Click Here to Register](#)

After you register for WESCCON, you will receive the link to book your hotel room.

Hear how customs brokers, forwarders, NVO's engage with experts on:

- Supply Chain still not recovered – how to cope
- What's CBP cooking up for customs brokers
- Protecting forwarders/brokers from Detention & Demurrage
- China-US Tariffs – new challenges
- eCommerce – deminimis -- keeping customs brokers relevant
- Role of the Customs Broker in the 21st Century
- ACE migration - the saga continues
- Customs Brokers, keeping Southern Border commerce flowing
- Ocean carriers competing with brokers and forwarders?
- Updates on trade negotiations,
- CBP enforcement,
- And much more!

Questions? Contact Rachel Hunn  
at [Rachel@FederalRelations.com](mailto:Rachel@FederalRelations.com) or 202-783-3333

## **WESCCON 2023 Keynote Speakers Announced**

*Peter Friedmann, OurManInDC*





**Peter Friedmann, OurManInDC**

WESSCON announces that CBP Commissioner, Troy Miller, and FMC Commissioner Dan Maffei will be keynote speakers at WESSCON 2023 to be held in Palm Springs, CA.



**Troy Miller, CBP Commissioner**



**Dan Maffei, FMC Commissioner**

Hear the latest updates from these two leaders from Washington DC. Be sure to register for WESSCON 2023 now!!

## Happy Labor Day!!



### Indirect Source Rule (ISR) Poses Serious Threat to Port Operations

*John McLaurin, PMSA President*



**John McLaurin,, PMSA President**

Southern California may create a regional port authority later this year, making the port authorities of Los Angeles and Long Beach irrelevant, if a proposed rulemaking by the South Coast Air Quality Management District (SCAQMD) is approved.

The SCAQMD, a regional air quality agency representing Los Angeles, Orange, Riverside and San Bernardino counties, hopes to enact a Port Indirect Source Rule (ISR) for the ports of Los Angeles and Long Beach by December 2023, a rule that would cap cargo volumes at the nation's busiest container gateway.

Despite the fact that all port operations-related emissions sources are currently regulated — through international treaties, federal law, state regulations, port policies, tariffs and lease agreements — the ISR attempts to create new jurisdictional power for a regional agency over mobile emissions. Ironically, the ISR does not reduce emissions, and the SCAQMD cannot directly regulate mobile sources — i.e., cars and trucks, aircraft, trains, ships and other equipment that can move from one area to another.

This power grab would extend the SCAQMD's regulatory

authority beyond state, federal and international laws and regimes, would impede interstate and international commerce and would effectively shut down investment at the largest US port complex.

The SCAQMD is not mandating specific equipment upgrades or technology enhancements, nor is it setting emission limits for individual supply chain elements, as the California Air Resources Board has done in the past. Instead, SCAQMD bureaucrats are setting hard target dates for total emission reductions on all supply chain components and making those reductions the responsibility of the ports and terminal operators, regardless of whether they have a contractual relationship with those entities.

### **NCBFAA Issues Objections to Proposed ISR Which Threaten Port Operations**



#### **NCBFAA Joins PMSA and 110 Organizations Warning L.A., Long Beach Against Indirect Source Rule**

NCBFAA joined approximately 110 other trade organizations, led by the Pacific Merchant Shipping Association (PMSA), in an Aug. 25 letter urging the mayors of Los Angeles and Long Beach to oppose a potential Indirect Source Rule (ISR) proposed by the South Coast Air Quality Management District (SCAQMD). If approved, the ISR threatens to limit the import and export of goods through the ports of Los Angeles and Long Beach.

Specifically, the SCAQMD initial staff proposal establishes volume caps on port activities at Los Angeles and Long Beach.

The trade organizations said the proposed rule would be “counter-productive to additional zero-emission reduction efforts and will actually increase GHG emissions by forcing the diversion of cargo to other North American trade gateways” and “inhibit the ability of the supply chain to finance the equipment and infrastructure upgrades necessary to transition to zero emission infrastructure, defeating the purpose of California’s zero emission strategies and the ports’ Clean Air Action Plan.”

### **Kathleen McGuire Appointed New Supervisor at Broker Management Office**

*Alice J. Buchanan, CBP*



**U.S. Customs and  
Border Protection**



**Expires:** When superseded.

**Subject:** New San Francisco Broker Management Entry Supervisor

Ms. Kathleen Maguire is the new Supervisory Entry Specialist over the San Francisco Broker Management Office (BMO) in the Apparel, Footwear, and Textiles (AFT) Center. As many of you know, BMO Supervisor Patricia Chapman retired at the end of last year.

**Contact Point:** Kathleen Maguire, Broker Management Entry Supervisor

[KATHLEEN.MAGUIRE@cbp.dhs.gov](mailto:KATHLEEN.MAGUIRE@cbp.dhs.gov)

(415) 782-9410

We are very fortunate to have Ms. Maguire on board in the AFT Center. She brings a wealth of knowledge and experience to her new position at the San Francisco Customhouse. For many years she has worked in trade out of the San Francisco Customhouse, as an import specialist, Fine, Penalties & Forfeiture Officer, Entry Supervisor, and Team leader. Ms. Maguire is an excellent communicator and is looking forward to getting to know the Customs Broker community.

Please join me in congratulating Ms. Maguire on her new supervisory position over the San Francisco BMO.

Additionally, please note the BMO has a new mailbox, [SF-BROKER-COMP@cbp.dhs.gov](mailto:SF-BROKER-COMP@cbp.dhs.gov). Please email inquiries pertaining to San Francisco Broker management to this address.

The BMO can also be reached by phone at (415) 782-9403.

Alice Buchanan

Alice J. Buchanan

Assistant Center Director, Apparel, Footwear, and Textiles  
Center San Francisco

## CBP Opens New Cargo Desk Location in Oakland

*Jefferey Anderson, Chief Supervisory CBO Officer*

**Action:** Beginning August 25, 2023, Trade and Agriculture Cargo Desk operations will be moving to the new office space located at 2001 Maritime Street, Suite B. After this date, CBP Trade staff will no longer be located at 700 Maritime St.

The Cargo Desk (Trade) will handle the following processes at the new location:

1. Permits to Transfer
2. Carnet Processing
3. Letters of Correction
4. Applications for Destruction and or Manipulation (CBP3499)
5. Foreign Trade Zone Movements (CBP214)
6. Vehicle Importations
7. Household goods and personal effects importations
8. Manifest Discrepancy Reports
9. Registration of Goods Taken Abroad (CBP4457)
10. Informal Entries

1. CBP 3499, CBP 3299, CF3311, C28's, Section 321
2. Military Effects (DD1252)
3. Instruments of International Traffic (CBP10.41a)
11. Processing of in-bond arrivals and departures
12. Processing of warehouse entries and withdrawals
13. Processing of General Order (G.O.) notifications
14. FDA Refusal
15. CBP Form 7553 Notice of Intent to Export, Destroy or Return Merchandise for Purpose of Drawback
16. DCMA Entries

\*\*\*All Diplomatic Clearances are processed by SFIA (DS-1504)\*\*\*

**The above services will not be offered at the current location, 700 Maritime St. Oakland, CA, after August 25, 2023. Current functions handled by staff at the Custom House will not be affected. Phone numbers at the new facility are:**

**Trade** (510) 463-6264 Option 2  
DAU (510) 463-6295  
Supervisor Lorenzo Angara Supervisor Yat Chan

**Agriculture** (510) 463-6264 Option 1  
DAU (510) 463-6291  
Chief John Machado Supervisor Carmin Cerullo

**Email Addresses for the Cargo Desk / DAU will remain the same:**

Trade: [oak-dau@cbp.dhs.gov](mailto:oak-dau@cbp.dhs.gov)  
Agriculture: [oakagdau@cbp.dhs.gov](mailto:oakagdau@cbp.dhs.gov)

**Hours of Operation at the new facility are:**  
Monday-Friday 0800-1600; Closed on Federal Holidays

**Please note: Maritime clearances of vessels and vehicle exportation will remain at the current location, 700 Maritime, Oakland, Ca.**