



December 2018 - Info Expeditor

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## 2019 Educational & Program Events

[Free Trade Agreements](#)  
01/09/2019

[State of the Port Dinner Banquet 2019](#)  
01/29/2019

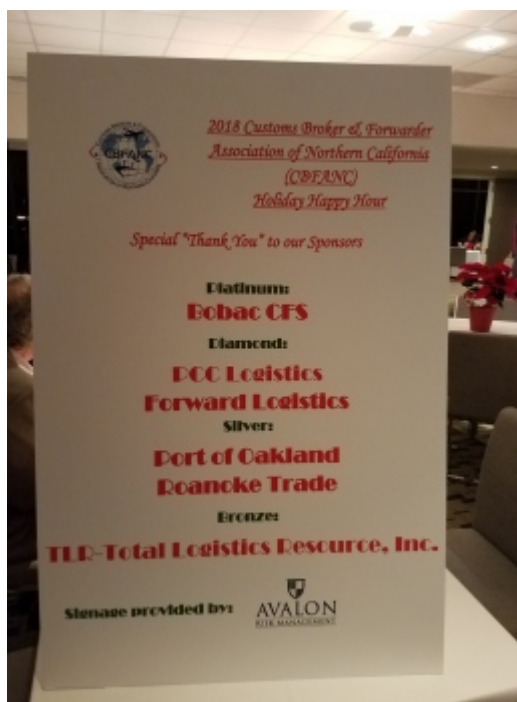
## Pictures from the Holiday Happy Hour!

CBFANC

*What a wonderful time this year at CBFANC'S Annual Holiday Meeting!*

*If you were able to make it thank you for your support and we hope you had a ball. If you didn't get a chance to make it this time, there is always next year!*

*It was wonderful seeing familiar and brand new faces to celebrate our port and industry, we hope to see you next year! Happy Holidays!*



**CSMS# 18-000752 -  
UPDATE-Change in  
Effective Date of Duty  
Increase of Goods Subject  
to Section 301 Duties**

**BACKGROUND:**

In September 21, 2018, the U.S. Trade Representative's Office published a Notice of Modification of Action in the Section 301 investigation providing for the imposition of additional import duties on over 5,700 full and partial eight-digit subheadings of the Harmonized Tariff Schedule of the United States (HTSUS) on goods imported from the People's Republic of China (China). See Federal Register 83 FR 47974. The September 21, 2018 list of products can be found in Annex A to the USTR's September 21, 2018 Notice, and was amended on September 28, 2018 (83 FR 49153).

The rate of additional duties was initially 10 percent. Those additional duties were effective starting on September 24, 2018, and are currently in effect. Under Annex B of the September 21 notice, the rate of additional duty was set to increase to 25 percent on January 1, 2019.

On December 19, 2018, USTR published a Federal Register notice changing the effective date of the duty increase to March 2, 2019. See Federal Register 83 FR 65198, December 19, 2018.

**GUIDANCE:**

The increase in additional import duties for Chinese goods covered by the September 21, 2018 Federal Register notice, as amended, is now effective on March 2, 2019. Effective with respect to goods entered for consumption, or withdrawn from warehouse for consumption, on or after 12:01 a.m. eastern standard



time on March 2, 2019, the rate of additional duties on imported articles classified in a subheading covered by the September 21, 2018 Federal Register notice, as amended, will be 25% ad valorem.

The Section 301 duties currently only apply to products of China, and are based on the country of origin, not country of export.

**FOR FURTHER INFORMATION:**

For further information, please refer to USTR's Notice of Modification of Section 301 Action: China's Acts, Policies, and Practices Related to Technology Transfer, Intellectual Property, and Innovation (Federal Register 83 FR 65198, December 19, 2018).

Questions related to Section 301 entry filing requirements should be emailed to [traderemedy@cbp.dhs.gov](mailto:traderemedy@cbp.dhs.gov). Questions from the importing community concerning ACE rejections should be referred to their Client Representative.

Related CSMS No. 18-000624, 18-000606, 18-000554

### Events Around the Bay

- [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 CaliforniaWorld



- Trade Center  
Check Website for updates
- [PTA](#) - Pacific  
Transportation Association  
Check Website for updates

### **CSMS# 18-000715 - Periodic Monthly Statement Dates for 2019**

#### **Automated Broker Interface**

Filers who are signed up for Periodic Monthly Statements (PMS) have the ability to pay for shipments entered or released during the previous calendar month by the fifteenth business day of the following month. For 2019, those dates are available for reference in the attached file.

For more information on PMS, please download a copy of the Periodic Monthly Statement User Guide at this link:

<https://www.cbp.gov/document/guidance/periodic-monthly-statement>.

### **Info Notice 728-19-02 Interim Relocation for CBP East Bay Trade and Agriculture Units**

Please find below the link to the above mentioned regarding the relocation of CBP East Bay Trade and Agriculture Units. If you have any questions, please contact Felicia Brown, Watch Commander.

[Info Notice 728-19-02](#)

### **CSMS# 18-000740 - 2019 Federal Holidays**

#### **Automated Broker Interface**

For your information, below is a listing of Federal Holidays for Calendar Year 2019. These dates can also be found at:

<https://www.opm.gov/policy-data-oversight/snow-dismissal-procedures/federal->



[holidays/#url=2019](#)

### **Date Holiday**

Tuesday, January 1 New Year's Day

Monday, January 21 Birthday of Martin Luther King, Jr.

Monday, February 18 Washington's Birthday

Monday, May 27 Memorial Day

Thursday, July 4 Independence Day

Monday, September 2 Labor Day

Monday, October 14 Columbus Day

Monday, November 11 Veterans Day

Thursday, November 28 Thanksgiving Day

Wednesday, December 25 Christmas Day

If you have questions, please contact your assigned Client Representative.

Related CSMS No. 17-000771, 16-001026, 15-000952

### **CBFANC Social Media**

**Please connect with us!**

**Twitter - [@cbfanc](#)**

**LinkedIn - [CBFANC](#)**

**Facebook - [CBFANC](#)**





## **CARGO AT OAKLAND AIRPORT – CONTINUED GROWTH**

*Chris Kammer, Airport Committee Chairperson*

### **CARGO AT OAKLAND AIRPORT – CONTINUED GROWTH**

Oakland International Airport – our Airport Chairperson, Chris Kammer met with fellow Cargo industry professionals in November to discuss the continued growth OAK which is up over 9% since this time last year. The airport is the fourth busiest airport in California and second busiest in the San Francisco Bay Area. It is the Bay Area's #1 airport for cargo with a hub for FedEx and strong volumes from UPS, Southwest and Hawaiian Airlines. The conversation at this meeting centered around new growth for International air cargo with airlines like Norwegian offering an option to freight forwarders for service to & from Europe out of the East Bay.

Serving over 13 million travelers annually. Oakland International provides air service to over 60 nonstop destinations in the US, Mexico and 7 destinations in Western Europe. On an annual basis, OAK infuses over \$4.5 billion into the local economy and employs over 8,000 people. OAK is operated by the Port of Oakland, which also oversees the Oakland seaport and 20 miles of San Francisco Bay waterfront.



From Left to Right: *Michael Webber - Landrum& Brown, Rod Hirsch -Export Director at US Commercial Service, Bjorn Erik Barman-Jenssen - Managing Director at Norwegian Airlines , Trine Nygaard - Cargo Manager at Norwegian Airlines , Chris Kammer - CEO of Access Supply Chain Service / VP of CBFANC , Sung Wook Lee - SW Logistics, John Albrecht - Aviation Marketing Manager at Oakland Airport*

### **CBP Updates Guidance for Reimbursement Certificates for AD Entries**

*Steven W. Baker, Law Offices of Steven W. Baker*

#### **CBP Updates Guidance for Reimbursement Certificates for AD Entries**

U. S. Customs and Border Protection (CBP) issued an update on November 30, 2018 to its document "Guidance for Reimbursement Certificates." This guidance applies to all entries subject to antidumping duties. Under Commerce Department rules, importers are presumed to have received reimbursement of antidumping duties from the supplier on all entries for which Reimbursement Certificates have not been filed on or before the date of liquidation. This results in CBP assessing double the antidumping duties to offset the presumed reimbursement.

<https://www.cbp.gov/sites/default/files/assets/documents/2018-Nov/trade-guidance-reimbursement-certificates.pdf>.

Reimbursement Certificates can be filed on either a blanket or a single entry basis, and can be filed using paper documents or filed through ACE (encouraged for all ACE entries). Blanket documents filed in ACE are considered to be submitted at all ports of entry. A signed document is not required for ACE filings unless specifically requested by CBP; one should be kept on file in case of such request. Blanket documents can be effective for a maximum of one year, or for the Period of Investigation if

longer than one year. They are case specific, but can include multiple manufacturers subject to the same case.

An authorized officer of the company is required to sign the document, although such signature can be original, facsimile, or photocopied. Customs brokers are not permitted to sign the Certificates.

The only formal notice of the requirement for a Certificate is the announcement by the Commerce Department in Federal Register Notices of Preliminary and Final Reviews. CBP does not issue a Form 28 or other reminder to importers prior to liquidation. CBP does, however, strongly encourage the filing of Reimbursement Certificates at the time of entry in order to insure that they are on file when liquidation occurs, which can be many years after entry.

Importers also acting as the exporter are required to file a Certificate. Importers acknowledging receipt of reimbursement will be subject to additional duties in the amount of any reimbursement rather than double the duties. Countervailing duty entries only require a Certificate if also subject to antidumping duties. Deemed liquidated entries are not subject to the presumption of reimbursement. Valid Reimbursement Certificates can be filed in a Protest to overcome the presumption of reimbursement.

There is no specific form for completion of a Reimbursement Certificate. CBP has prepared a sample format as an addendum to the Guidance Document referenced above.

### **CBFANC'S Annual State of the Port Dinner Program**

#### **Annual State of the Port**

#### **Dinner Program Featuring**

#### **US Customs and Border Protection Port Director Rich DiNucci**

**This annual event features Customs & Border Protection as they present 2018 in review with statistics showing how our port has performed in comparison with other ports on the West Coast. CBP will outline their expectations of upcoming programs to be in place in 2019, along with how the progress in going in the ACE environment or more importantly – Section 301!**

**This is the one time of year when you get a**

**chance to directly meet and network with our local Customs & Border Protection officials, other brokers, forwarders, sureties, lawyers, carriers, and others of our membership and guests.**

**When:**

**January 29, 2019**

**5:00 PM – Registration & No Host Reception – Dinner begins at 6:30 PM**

**Where:**

**SFO Hilton Hotel, 600 Airport Blvd., Burlingame, CA**

**EARLY BIRD PRICE**

**Members @ \$95.00**

**Tables of 10 @ \$845.00**

**Non-members @ \$110.00**

**Non-members Table of 10 @\$995**

**Early bird price ends 12/31/2018**

**Registration closes at**

**5:00pm, Thursday 1/24/2019**

**Walk-ins will not be accommodated**

**Menu Selections:**

**~ Starter ~**

**Traditional Caesar, hearts of romaine, house made croutons, shaved parmigiana reggiano, classic Caesar dressing**

**~ Choice of Entree ~**

***(All meat entrées come with the best seasonal vegetables, rolls & butter)***

**\* French Cut Roast Chicken, Rosemary Garlic & Sun-dried Tomatoes**

**\* Pepper Corn Crusted Filet Mignon, Gorgonzola Butter Sauce**

**\* Seared Halibut, Provencal Sauce**

**\* Grilled Portobello Napoleon w/ Leeks, Red Pepper, Eggplant, Mozzarella Cheese and Fresh Tomato Sauce**

**~ Dessert ~**

**French Pear Tart**

**Plus Fabulous Door Prizes!**