

FPA CUSTOMS BROKERS INC.

**IF YOU ARE NOT FILING ISF'S NOW, HERE IS
WHAT YOUR COMPANY'S FUTURE LOOKS LIKE**

***10+2 ENFORCEMENT IS CLOSER THEN YOU
THINK!***

Now is the time to start transmitting

January 26, 2010 is the official enforcement date

Failure to File:

Enforcement Options for Customs and Border Protection(CBP)

CBP may issue a *DNL* (Do Not Load) to the carrier at the foreign port of lading
CBP may *withhold permission* for the carrier to unload the goods at the first U.S.
port of arrival.

CBP may issue a *Seizure Notification*.

CBP may *withhold Customs Release and move goods to G.O.* (General Order).

CBP may issue a claim for *liquidated damages* (Claims for Liquidated Damages
may be issued in amounts up to **\$5,000.00**)

Liquidated Damages Mitigating Factors:

1. Evidence of compliance during the phase in period,
2. The number of ISF's filed compared with the number of violations
3. C-TPAT Tier 2 and Tier 3 Importers will receive consideration of up to 50% mitigation for violations.
4. The Importer demonstrated that actions have been taken to remedy the circumstances surrounding the violation.
5. Inaccurate filings due to circumstances beyond the importer's control.
6. Receiving incorrect information from other parties in the supply chain.

**IF YOU HAVE NOT BEEN FILING ISF'S IT IS IN YOUR BEST
INTEREST TO CONTACT MARK ROSEN AND SHERRIE
STEVENSON AT FPA CUSTOMS BROKERS AT 718-527-2280
IMMEDIATELY**

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