

BUREAU OF CUSTOMS AND BORDER PROTECTION

Customs Broker License Examination

DIRECTIONS - READ CAREFULLY

This examination consists of 80 questions. A passing score is 75%. Choose the correct answer to each question from among the five alternatives presented (**A, B, C, D, or E**). Then, record your answer on the separate answer sheet by darkening the answer space corresponding to the letter you chose.

You are responsible for having the following references:

- **Harmonized Tariff Schedule of the United States (2003)** (USITC Publication 3565) (No supplements)
- **Title 19, Code of Federal Regulations** (19 CFR Parts 1 to 199) Revised as of April 1, 2002

(Note: While you are permitted to use other revisions, both the April and October 2003 examinations are based on the April 1, 2002 Revision. Therefore, although the Customs Service became the Bureau of Customs and Border Protection in March 2003, the resulting organizational name changes are not reflected in this examination).

You may use a silent battery-operated calculator.

There is no penalty for guessing. Therefore, it is to your advantage to answer every question, even if you are not sure of the correct answer.

The examination lasts 4 hours. When you finish, give this booklet and your answer sheet to the test administrator.

DO NOT TURN THIS PAGE UNTIL TOLD TO DO SO BY THE EXAMINER.

- 1) Which **ONE** of the following countries qualifies for column 2 duty treatment?
- A) Turkmenistan
 - B) Georgia
 - C) Laos
 - D) Vietnam
 - E) Libya
- 2) Which **ONE** of the following party or parties receives notices of liquidated damages when issued by Customs?
- A) The principal and surety listed on the bond
 - B) Only the surety listed on the bond
 - C) All users listed on the bond
 - D) The principal and all users listed on the bond
 - E) The broker and principal
- 3) The port director has suspended your rights as a bonded warehouse proprietor for cause. Which **ONE** of the following is **NOT** an allowable reason for suspension?
- A) You refused to obey a proper order of a Customs officer.
 - B) Your warehouse bond was determined to be insufficient.
 - C) You failed to furnish a current list of employees within 30 days after the date of demand by the port director.
 - D) Your facilities exceed Customs security guidelines.
 - E) You have been convicted of a felony.
- 4) Any intentional removal of country of origin marking in order to conceal this information may result in criminal penalties of up to _____ and/or imprisonment for _____. Which **ONE** of the following choices fills in the blanks found directly above to make the above statement correct?
- A) \$500; 6 months
 - B) \$1,000; 1 year
 - C) \$5,000; 1 year
 - D) \$10,000; 1 year
 - E) \$50,000; 5 years

- 5) Lamont has recently left the service of the U.S. Government and is now a licensed Customs broker. Because of his past affiliation, Lamont wants to ensure he does not have any conflict of interest problems. Which **ONE** of the following instances would be considered a conflict of interest?
- A) Lamont files an entry for a relative.
 - B) Lamont represents a client in front of the Treasury Department on a matter in which he has no knowledge from his previous employment.
 - C) Lamont pays a finder's fee to an individual for assisting in client development.
 - D) Lamont files entries for Abe's Television and occasionally imports televisions on his own behalf without Abe's knowledge.
 - E) Lamont files an entry for a co-worker.
- 6) If entry is made under a single entry bond, and entry summary documentation is not filed timely, the port director shall take which **ONE** of the following actions?
- A) Demand redelivery of the merchandise.
 - B) Make an immediate demand for liquidated damages in the amount of the duty.
 - C) Make an immediate demand for liquidated damages in the amount of the domestic value of the merchandise.
 - D) Make an immediate demand for liquidated damages in the entire amount of the bond.
 - E) Issue a pre-penalty notice under section 592, Tariff Act of 1930, as amended.
- 7) To qualify for preferential treatment under CBERA, an article must be imported directly from the beneficiary country into the United States. Which **ONE** of the following circumstances would **NOT** be considered a direct shipment?
- A) Vanilla beans are shipped directly into the United States from Guatemala.
 - B) Lemons are shipped from the Netherlands Antilles through the Dominican Republic to the United States and do not enter the commerce of the Dominican Republic.
 - C) Plantains are shipped from Costa Rica through Brazil to the United States, do not enter the commerce of Brazil, and the shipping documents show the United States as the final destination.
 - D) Avocados are shipped from El Salvador through Peru to the United States. While the shipping documents do not show the United States as the final destination, the avocados did not enter into the commerce of Peru other than to be loaded into a refrigerated container.
 - E) Carnations are shipped from Honduras through Mexico to the United States. While the shipping documents do not show the United States as the final destination, the carnations were released from Customs custody in Mexico.

- 8) With regard to a petition for relief of a seizure, which **ONE** of the following statements is **INCORRECT**?
- A) The petition must include proof of a petitionable interest in the seized property.
 - B) The petition must include a description of the property involved in the seizure.
 - C) The petition must be filed within 60 days from the date of mailing of the notice of seizure.
 - D) The petition must include the date and place of the seizure.
 - E) The petition must include the facts and circumstances relied upon by the petitioner to justify remission or mitigation.
- 9) Which **ONE** of the following choices would preclude an individual who is now applying for a license from becoming a licensed Customs Broker?
- A) The individual is over 55 years of age.
 - B) In 1987, the individual passed the only written Customs broker examination he/she has taken in his/her lifetime and passed it with a grade of 75 percent.
 - C) The individual is unemployed.
 - D) The individual retired from the Armed Services more than 5 years ago.
 - E) The individual was not born in the United States, but did become a naturalized U.S. citizen in 1992.
- 10) In determining the country of origin of imported goods, other than textile and apparel products, for the purposes specified in paragraph 1 of Annex 311 of the North American Free Trade Agreement, which **ONE** of the following factors is **NOT** considered in determining the essential character of the good?
- A) Value
 - B) Color
 - C) Weight
 - D) Quantity
 - E) Role of the material in relation to the use

- 11) Which **ONE** of the following scenarios would qualify as originating under the NAFTA Rules of Origin?
- A) A keyboard pipe organ (9203) is manufactured in Canada from parts made in the U.S., except for the dedicated pipes, which were made in Switzerland. The RVC is 46%.
 - B) A shotgun (9303) is manufactured in Canada from parts made in the U.S. except for the shotgun barrel and stock, which were made in Germany. The RVC is 48%.
 - C) Decorated glazed ceramic tiles on a backing (6908) is made in Mexico from glaze, paint and backing made in Mexico. The unglazed tiles used in the product are from El Salvador.
 - D) A household refrigerator (8418.21) is made in Canada and contains a compressor and condenser of German origin valued at 15% of the total cost.
 - E) Plastic buttons covered with silk (9606.29) are manufactured in Mexico from a button mold made in the U.S., acrylic made in Taiwan and silk fabric made in China.
- 12) Joe Barber doing business as (dba) Courteous Custom Broker, Inc. is just starting out in the brokerage business and does not have his business checking account set up yet. Mr. Barber is filing his first formal entry for a commercial shipment for a client, and \$499.12 owed in duties, taxes and fees are due Customs for this entry. Which **ONE** of the following is **NOT** an acceptable method for payment to Customs for this formal entry?
- A) Mr. Barber pays \$500 in U.S. currency and obtains \$0.88 in change from the Customs Cashier.
 - B) Mr. Barber tenders a bank draft for \$500 drawn on a state bank of the United States and obtains \$0.88 in change from the Customs Cashier.
 - C) Mr. Barber tenders a bank draft drawn on a state bank of the United States for the exact amount due.
 - D) Mr. Barber uses his credit card to pay the exact amount due.
 - E) Mr. Barber uses up his remaining six \$50 U.S. travelers checks and \$200 in U.S. currency and obtains \$0.88 in change.

- 13) On April 1, 2003, the Fines, Penalties, and Forfeitures Officer in Denver sends a decision notice to mitigate a penalty of \$50,000 penalty to \$10,000 for EFG Co. Which **ONE** following statements is **INCORRECT**?
- A) If EFG Co. does not pay or arrange to pay the \$10,000, or does not file a supplemental petition within the effective period, a claim for the \$10,000 will be deemed applicable.
 - B) Unless the decision itself states a different effective period, the decision will be effective for not more than 60 days from the date of notice.
 - C) EFG Co. may pay the mitigated amount and file a supplemental petition.
 - D) EFG Co. may not protest the decision to mitigate the penalty under 19 U.S.C. 1514.
 - E) Payment of the \$10,000 will be considered an election of administrative proceedings and full disposition of the case.
- 14) Bonding Adhesives Company has asked you to prepare a formal entry for its shipment to arrive within the week. It has given all the appropriate support documentation with the exception of a bond. Bonding Adhesives Company has only been importing for three months, currently does not have a continuous bond on file and would like you to request a waiver of the surety or cash deposit on the bond for entry of merchandise from the local port director. Which **ONE** of the following would disqualify Bonding Adhesives Company from obtaining the requested bond waiver?
- A) Its merchandise can easily be classified.
 - B) Its past experience does not raise a question as to their ability to redeliver their merchandise.
 - C) Its merchandise is not subject to quota.
 - D) It has received several liquidated damages for late payment of entry summaries.
 - E) Its shipments average around \$2,400.

- 15) The following information is required for statistical purposes for all importations into the Customs territory of the United States **EXCEPT** which **ONE** of the following?
- A) The foreign port of lading
 - B) The date of importation
 - C) The date of exportation
 - D) A description of the goods in sufficient detail to permit the classification thereof under the proper statistical reporting number of the tariff schedule
 - E) The gross quantity in the units specified herein for the classification involved and with the units noted
- 16) Which **ONE** of the following is the correct tariff classification of miniature headed broccoli imported on September 1st?
- A) 0704.10.2000
 - B) 0704.10.4000
 - C) 0704.10.6000
 - D) 0704.90.4020
 - E) 0704.90.4040
- 17) Which **ONE** of the following is the correct tariff classification for skinned and boned smoked sardines, packed in oil in airtight glass containers weighing 220 grams with its contents, and valued at \$1.05 per kilogram?
- A) 0305.49.4040
 - B) 1604.13.1000
 - C) 1604.13.2000
 - D) 1604.13.3000
 - E) 1604.13.9000
- 18) Which **ONE** of the following is the correct classification for dyed yarn of 70% wool, 22% angora, and 8% silk by weight, put up for retail sale, cut into uniform lengths of 10 cm, with an average fiber diameter of 20 microns?
- A) 5109.90.9000
 - B) 5109.90.2000
 - C) 5109.10.9000
 - D) 5109.10.8000
 - E) 5109.10.2000

- 19) Which **ONE** of the following goods is eligible for the special classification provision under HTS number 9817.00.5000?
- A) Tapered roller bearings (HTS 8482.20)
 - B) Imitation jewelry (HTS 7117)
 - C) Screwdrivers (hand operated) (HTS 8205.40)
 - D) Pumps for liquids (HTS 8413)
 - E) Men's cotton overalls (HTS 6203.42)
- 20) Which **ONE** of the following is the correct classification for tubes manufactured wholly of hard rubber?
- A) 4006.90.5000
 - B) 4007.00.0000
 - C) 4009.11.0000
 - D) 4009.21.0000
 - E) 4017.00.0000
- 21) Which **ONE** of the following is the correct classification for a handbag made of an exterior surface of plaited palm leaf with an interior lining of 100% cotton textile material?
- A) 4602.10.1600
 - B) 4602.10.2300
 - C) 4602.10.2500
 - D) 4202.29.2000
 - E) 4202.29.9000
- 22) Which **ONE** of the following is the correct classification of an electric guitar imported with a specifically fitted leather case when the guitar is valued at \$350 and the case is valued at \$100?
- A) 9202.90.4000; 4202.92.5000
 - B) 9202.90.4000; 4202.91.0090
 - C) 9207.90.0040; 4202.91.0090
 - D) 9202.90.4000
 - E) 9207.90.0040

- 23) Double knit fabric made of yarns of different colors is 30 cm in width, and contains 40% viscose rayon, 40% polyester and 20% rubber thread by weight. Which **ONE** of the following is the correct classification?
- A) 6002.90.8080
 - B) 6003.40.6000
 - C) 6006.33.0040
 - D) 6006.33.0060
 - E) 6006.43.0025
- 24) Which **ONE** of the following is the correct classification for a cermet made of 50% titanium carbide and 50% nickel?
- A) 7505.11.1000
 - B) 7508.90.5000
 - C) 8108.30.0000
 - D) 8108.90.3060
 - E) 8113.00.0000
- 25) Which **ONE** of the following is the correct classification for women's sandals made of 100% rubber with uppers that are straps? The straps are assembled to the sole with plugs.
- A) 6402.20.0000
 - B) 6402.99.1460
 - C) 6402.99.1490
 - D) 6402.99.3020
 - E) 6402.99.3060
- 26) Hand-wound, mechanical wrist watches with stainless steel cases inlaid with silver, leather straps, and 20 jewels in the movement are imported from Korea. Which **ONE** of the following is the correct classification?
- A) 9101.19.80
 - B) 9101.29.90
 - C) 9101.99.80
 - D) 9102.21.90
 - E) 9102.29.60

- 27) Van Coover is a small importer in Blaine, Washington. He wants to import cement floor tiles of a thickness of 3.1 cm from Canada that will be used in the construction of homes. Which **ONE** of the following is the correct classification for the tiles?
- A) 6802.10.0000
 - B) 6802.29.0000
 - C) 6907.10.0000
 - D) 6810.19.1200
 - E) 6810.19.1400
- 28) Which **ONE** of the following is the correct classification for PE plastic cartridges used for typewriter ribbons? The ribbons will be installed in the cartridges after importation.
- A) 3926.10.0000
 - B) 3926.90.8300
 - C) 8473.10.6000
 - D) 8473.10.9000
 - E) 9612.10.1020
- 29) Rattan swivel rockers with cotton covered cushions are imported from Indonesia. Which **ONE** of the following is the correct classification?
- A) 9401.30.4000
 - B) 9401.30.8010
 - C) 9401.50.0040
 - D) 9401.50.0080
 - E) 9401.61.4010

- 30) The following United States origin golf club components are sent to Mexico for assembly:

Base metal club head	\$26
Carbon fiber shaft	\$19
Rubber grip	\$2
Glue	\$0.50

In Mexico, the heads are cleaned and sprayed with a protective coating. The heads are then painted to the desired color to enhance their appearance. The shafts are trimmed and the grips are cleaned. The three components are then glued together to form the completed golf club. The clubs are now calibrated, tested, and packed for export.

Which **ONE** of the following classifications is correct upon importation into the United States?

- A) 9506.31.0000
 - B) 9506.39.0060
 - C) 9506.31.0000; 9802.00.6000
 - D) 9506.31.0000; 9802.00.8066
 - E) 9506.39.0000; 9802.00.8066
- 31) Jahan is a violinist in the Seattle Symphony. On a recent vacation in Europe, he found an exquisite Austrian non-collapsible hand carved wooden music stand made in the year 1740. He has made an arrangement to purchase the stand and has come to you for the correct classification. Which **ONE** of the following is the correct classification and duty rate?
- A) 9209.92.2000/3.9%
 - B) 9209.92.9000/4.6%
 - C) 9209.94.4000/5.7%
 - D) 9209.99.1000/5.7%
 - E) 9706.00.0060/Free

- 32) Which **ONE** of the following would qualify as originating under the NAFTA Rules of Origin?
- A) A wool dress (6204.41) cut and sewn in Mexico from fabric woven in Mexico of wool yarn made in Peru
 - B) Women's silk pants (6204.69) cut and sewn in Canada from silk fabric made in Hong Kong
 - C) A boy's polyester robe (6207) cut and sewn in Mexico from fabric woven in U.S. from polyester yarn made in Korea
 - D) A baby's cotton shirt (6209) cut and sewn in Canada from cotton fabric made in Taiwan
 - E) An acrylic blanket (6301) cut and sewn in Hong Kong from fabric that was woven in Mexico of yarns made in Mexico
- 33) Harry Howard does not have an active Customs district permit. However, he is a licensed broker who is self-employed as a customs consultant. Recently he provided several services to a client preparing to import for the very first time.

Which **ONE** of the following services was he precluded from undertaking?

- A) Providing comprehensive importing advice on Customs procedures
 - B) Obtaining a power of attorney to transact Customs business and promptly re-delegating it to a licensed brokerage
 - C) Recommending a specific brokerage and arranging for its services
 - D) Providing an explanation on how to complete a pro-forma invoice
 - E) Locating and obtaining the services of a freight forwarder
- 34) Under subheading 9802.00.80, which **ONE** of the following components will be exempt from duty upon importation of the completed article?
- A) U.S. originating fabric is sent to Indonesia and used to manufacture women's dresses.
 - B) Radios assembled from foreign made components are imported into the U.S. Upon importation, U.S.- made faceplates are attached.
 - C) An American made pre-cut sole for an athletic shoe is sent abroad and sewn to the shoe upper. The finished shoe is then imported.
 - D) Sheets of U.S.- made metal are sent to Mexico where they are stamped into housings and assembled into valves.
 - E) Spools of ribbon are sent abroad to be used in the manufacture of lingerie.

- 35)** The Fleet Feet Footwear Company (Fleet Feet) is the principal on a continuous bond on file with Customs in Dallas for basic importation and entry activity. Upon moving its corporate headquarters to Los Angeles, Fleet Feet wants to have its continuous basic importation and entry activity bond on file in Los Angeles. Which **ONE** of the following choices can Fleet Feet use to do this?
- A)** Submit an address bond rider to Customs in Dallas to reflect the address of its new corporate headquarters.
 - B)** Submit a written request to the port director in Dallas asking to have the continuous bond transferred to the Port of Los Angeles.
 - C)** Submit a new continuous basic importation and entry activity bond to Customs in Los Angeles and keep the one on file in Dallas in order to have extra liability coverage.
 - D)** Terminate the continuous bond on file in Dallas and submit a continuous basic custodial bond to Customs in Los Angeles with an effective date later than the date of termination of the bond that is filed in Dallas.
 - E)** Terminate the continuous bond on file in Dallas and submit a continuous basic importation and entry activity bond to Customs in Los Angeles with an effective date later than the date of termination of the bond that is filed in Dallas.
- 36)** In November 2002, you filed a formal entry summary for goods classified under 9817.00.5000; machinery, equipment, and implements to be used for agricultural or horticultural purposes. The entered value of the goods is \$ 251,000. Which **ONE** of the following choices is the amount due for the Merchandise Processing Fee (MPF)?
- A)** \$527.10
 - B)** \$25.00
 - C)** \$0.00
 - D)** \$485.00
 - E)** \$527.00

- 37) In addition to the statement of quantity required on a withdrawal for transportation, Customs Form 7512 shall show all of the following information for the merchandise being withdrawn **EXCEPT** which **ONE** of the following?
- A) Any ascertained weight, gauge, or measure
 - B) Estimated duties, if any
 - C) The name of the consignee at the port of destination
 - D) The estimated value of the merchandise
 - E) The original entry number, date of entry, date of entry summary, and port at which filed
- 38) Josie has decided to start an importing business. She can't decide which product she would like to import but she wants to take advantage of NAFTA. Which **ONE** of the following is a good of a NAFTA country?
- A) Asparagus grown and harvested in Belize and packed in Mexico
 - B) Tuna caught on a Japanese registered and flagged vessel and packaged in a plastic bag on a Mexican registered and flagged factory ship
 - C) Sheep born in Chile and raised in Mexico
 - D) Gold mined in Columbia with Mexican mining equipment
 - E) Abalone taken by a Mexican registered and flagged vessel from the seabed in Ecuadorian waters with Ecuador's permission
- 39) The Smart Import Service, Inc., a licensed corporate Customs Broker, hired a new employee on March 1, 2003. Smart Import Service, Inc. must submit the required new employee information to the port director in writing within _____ days after the new employee has been employed by the broker for _____ days. Which **ONE** of the following choices correctly fills in the blanks?
- A) 10 calendar, 30 business
 - B) 30 calendar, 10 business
 - C) 10 business, 30 consecutive
 - D) 10 calendar, 30 consecutive
 - E) 15 business, 60 consecutive

- 40)** Your client, Quick Buck Sales (Quick Buck), is an importer of various machines classified in Chapter 84, HTSUSA. As part of an import transaction that occurred approximately three months ago, Quick Buck failed to ensure that the Customs invoice included a statement pertaining to the use of the type of machine that was entered. As a result of Quick Buck's response to a CF 28 Request for Information, Customs identified that the machine was misclassified and entered at an incorrect low tariff rate. As part of Customs' tariff rate advance at liquidation, Customs issued a Notice of Informed Compliance to Quick Buck directing it to ensure, in accordance with 19 CFR 141.89, that future importations include a statement as to the use or method of operation of the machine(s).

Two months later, you file a new entry for Quick Buck for a machine correctly classified in Chapter 84. Customs reviews the entry and determines that due to negligence, Quick Buck has once again failed to include the required statement. Customs also determines the instant machine, valued at \$150,000, has been entered at an incorrect tariff rate. The result is a potential loss of revenue to the Government of \$4,650.

Based on the facts above, which **ONE** of the following is the maximum amount Customs will propose on a Notice of Proposed Monetary Penalty to Quick Buck Sales?

- A) The domestic value of the merchandise
 - B) \$9,300
 - C) \$18,600
 - D) \$30,000
 - E) \$60,000
- 41)** Customs has multiple types of bonds to cover a wide variety of activities. Which **ONE** of the following is **NOT** a valid activity for the bond type indicated?
- A) Operating a bonded warehouse under a basic custodial bond
 - B) Entering merchandise into the commerce of the United States under a basic importation and entry bond
 - C) Operating passenger vessel and required payment of passenger processing fees under a basic international carrier bond
 - D) Withdrawing merchandise from a bonded warehouse under a basic importation and entry bond
 - E) Operating a Foreign Trade Zone under a basic custodial bond

- 42) Racey Requests, Inc. has a shipment of videos they are attempting to import at the port of San Francisco. This shipment is suspected to contain pornographic material and may be prohibited from entry. Which **ONE** of the following conditions will allow this shipment to be placed in a Foreign Trade Zone (FTZ)?
- A) The shipment will be admitted into the FTZ upon posting a bond for \$50,000.
 - B) The port director may permit temporary deposit of the shipment into the FTZ pending a determination of its status.
 - C) An application for temporary deposit into the FTZ will be allowed pending the receipt of more documentation to complete a CF 214.
 - D) The shipment will be admitted into the FTZ under zone-restricted status for storage.
 - E) The shipment will be admitted into the FTZ upon posting a bond for 5 times the value of the merchandise.
- 43) The quota for prepared tuna fish caught in and imported from Japan in airtight containers, not in oil, fills upon the opening of the quota period, January 1, 2003. It will not open again until the following year. On January 1, 2003, a withdrawal for consumption, in proper form, is submitted for Flipper Tuna Co. The withdrawal is for 10,000 kg of Japanese tuna worth \$10,000. The reduced quota rate is 6.5%, and the over quota rate is 12.5%. On January 3, 2003, Customs notifies you, the broker, that the prorated percentage allowed is 80%. Which **ONE** of the following is **NOT** an option for Flipper Tuna Co?
- A) Export 2000 kg of the tuna fish.
 - B) Place 1000 kg in a foreign trade zone and re-warehouse 1000 kg.
 - C) Present an adjusted entry summary for withdrawal on January 6, 2003, with estimated duties in the amount of \$770.
 - D) Re-warehouse 2000 kg of the tuna and make another withdrawal for consumption on January 8, 2003, with estimated duties in the amount of \$130.
 - E) Destroy 2000 kg under Customs supervision.

- 44) Friendly Forest Products, Inc. (Friendly Forest) has C-4 codes approved for the release of softwood lumber at multiple ports. When it made the BRASS (formerly known as Line Release) applications, it elected for all its applications to have the BRASS releases considered as “immediate deliveries.” Now Friendly Forest would like to have the BRASS releases considered as “entries.” Friendly Forest must submit a letter to which **ONE** of the following parties?
- A) The Assistant Commissioner, Office of Information Management
 - B) The BRASS Coordinator at Headquarters
 - C) The BRASS Processing Center in St. Albans, VT
 - D) The Port Directors where the C-4 Codes are used
 - E) The U.S. Customs ABI Client Representatives in the district where the C-4 codes are used
- 45) Which **ONE** of the following are owners of intellectual property desiring Lever-rule protection required to do?
- A) File with Customs for such protection together with a description of the physical and material differences that exist between its patented article authorized for importation into the United States and those not so authorized.
 - B) Assert to Customs the physical and material differences between its copyrighted article authorized for importation into the United States and those not so authorized, supporting the assertion with such evidence as the specific composition of both the authorized and gray market product(s).
 - C) File with Customs for such protection together with a description of the physical and material differences that exist between its trademarked article authorized for importation into the United States and those not so authorized, accompanied by a fee of \$190 for each recordation.
 - D) First demonstrate that there has been material injury from unauthorized importations into the United States of gray market products.
 - E) Assert and support such assertion that physical and material differences exist between the specific U.S. trademarked article authorized for importation or sale in the United States and those not so authorized.

- 46) An importation of consigned merchandise is under appraisement using deductive value, Section 402(d). Nearly all of the imported merchandise is promptly sold. A ledger of sales from the U.S. importer to unrelated customers in the United States during the first 90 days after the date of importation reads as follows:

<u>Sales Quantity</u>	<u>Unit Price</u>
40	\$100
30	\$ 90
20	\$100
50	\$ 95
25	\$105
35	\$ 90
15	\$110

Which **ONE** of the unit prices listed directly above must be used as the value of the “merchandise concerned?”

- A) \$90
- B) \$95
- C) \$100
- D) \$105
- E) \$110

- 47) Activewear Imports of Lake Buena Vista, FL buys beachwear from Wetwear in France. The first shipment is appraised on the basis of transaction value for \$10,000. Unfortunately, the fabric patterns did not comply with Activewear Import’s specifications, and in order to promote the business, Wetwear agrees to provide a rebate of 25% on the first shipment, which will be applied to the payment on the next shipment. Activewear places a second order for \$20,000 and pays \$17,500 for the shipment. Assuming that transaction value applies, which **ONE** of the following contains the correct values for the two shipments?

- A) \$10,000 (1st); \$17,000 (2nd)
- B) \$10,000 (1st); \$20,000 (2nd)
- C) \$7,500 (1st); \$17,500 (2nd)
- D) \$7,500 (1st); \$20,000 (2nd)
- E) \$10,000 (1st); \$17,500 (2nd)

48) Gadgets & Widgets (Gadgets) is an importer of exactly that. It imports from a sister company that manufactures its merchandise in Mexico. Upon review, you have determined that the relationship influences its transactions and transaction value is not a valid basis of appraisal. Its current shipment consists of 100,000 stylized potato peelers and 50,000 fancy injected molded corkscrews with a titanium screw bit. Since there are no sales of identical or similar merchandise available, deductive value is next on the hierarchy. However, Gadgets decides to opt for computed value. Gadgets provides the following list of the manufacturing costs for this **one-time** shipment:

Supplied by Gadgets:

Mold, 100,000 unit life-span for corkscrews	\$18,000
Titanium Screw Bits	\$50,000
2 molds, 50,000 unit life-span each for peelers	\$6,000 each

Supplied by the manufacturer:

Manufacturing costs	\$9,000
Packing	\$4,500
Internal Mexican taxes that are not refunded	\$600
Plastic pellets	\$2,000
Dye	\$400
General expenses	\$700
Profit	\$3,500

As you review the list, you determine that the amount for general expenses is too low and the amount of profit is too high to be consistent with those usually reflected in sales of imported merchandise of the same class or kind. However, when you add the costs together, the total amount becomes consistent with the total amount usually reflected in sales of imported merchandise of the same class or kind. Which **ONE** of the following is the computed value of this shipment?

- A) \$94,100
- B) \$100,700
- C) \$91,700
- D) \$95,900
- E) \$20,700

- 49) Hot Springs Hospital imported a new piece of advanced medical equipment, which was heavily advertised by the seller on behalf of the buyer in numerous U.S. medical journals. The invoice price for this shipment is \$500,000, which includes a charge for assembly after importation that is not separately listed. A \$5,000 charge for a one-year maintenance contract is separately listed on the invoice. The terms of the sale are ex-factory and transaction value is the correct basis of appraisement for this shipment.

Which **ONE** of the following is excluded from transaction value for this shipment?

- A) U.S. advertising costs paid for by the seller
- B) Assembly charge
- C) Cost of the one-year maintenance contract
- D) Insurance, separately paid by Hot Springs Hospital
- E) Foreign inland freight paid by Hot Springs Hospital

- 50) A U.S. importer purchases 5,000 glass bowls from a manufacturer in Italy for \$50,000, CIF, New York. International air freight and insurance costs total \$6,900 for this shipment. The importer provided a chemical dye for the coloration of the 5,000 glass bowls valued at \$4,500.

Following the importation of the bowls, the importer pays a U.S. license holder a royalty fee of \$6 per 5 bowls for the right to resell the bowls in the U.S. None of the parties is related and the royalty was not a condition of the sale for exportation.

Which **ONE** of the following is the correct appraised value for the 5,000 imported glass bowls?

- A) \$61,400
- B) \$67,400
- C) \$54,500
- D) \$60,500
- E) \$47,600

- 51) Happyfaces, Inc., a U.S. importer, is purchasing puzzles from its Swedish parent company. It has been determined that the relationship has influenced the price. It has also been determined that Section 402(f) is the appropriate means of appraisal. Which **ONE** of the following is an acceptable basis for appraisal for the puzzles?
- A) The price of the related party sale, plus an additional 10% to cover overhead not included in the related party sale
 - B) The price of identical puzzles sold to unrelated purchasers in Sweden
 - C) The price of identical puzzles sold within the last 90 days to a French company
 - D) The appraised value of a shipment of puzzles imported 6 months ago from Finland
 - E) The appraised value of almost identical puzzles manufactured by another New York affiliate and sold at a July puzzle convention
- 52) Four years ago, you were recruited to design computer games for Up and Coming Games, Inc. (Up and Coming). You relocated to its headquarters in Bonn, Germany. Up and Coming handled the shipment of your personal effects, household goods, car and cat to Germany. During your last two years, you have not acquired any additional personal or household effects. Your contract with Up and Coming is now expired and Up and Coming is shipping your personal and household effects to the U.S. For a returning resident, which **ONE** of the following statements is **INCORRECT**?
- A) The filing of an entry will not be required on your unaccompanied returning household goods and personal effects.
 - B) Other government agency requirements must be met as they apply to your cat.
 - C) Your household computer equipment that you took to Germany will be duty free.
 - D) Your re-imported car will be duty free.
 - E) You are not required to use a broker for making entry for unaccompanied personal effects shipments.

- 53) Which **ONE** of the following statements about retention of records by a broker is true?
- A) All records described on the (a)(1)(A) List, other than powers of attorney, must be retained for a reasonable period of time and retained in the Customs port to which they relate.
 - B) All records described on the (a)(1)(A) List, other than powers of attorney, must be retained for a period of at least 5 years and must in every case be retained in the Customs port to which they relate.
 - C) All records described on the (a)(1)(A) List, other than powers of attorney, must be retained for a period of at least 5 years and may be consolidated at one or more locations, provided advance notice of consolidation is submitted to the Director, Regulatory Audit Division, Miami.
 - D) All records described on the (a)(1)(A) List, other than powers of attorney, must be retained for a period of at least 5 years and may be consolidated at one or more locations, provided advance notice of consolidation is submitted to the Commissioner of Customs.
 - E) All records described on the (a)(1)(A) List, including powers of attorney, must be retained for a period of at least 5 years and may be consolidated at one or more locations, provided advance notice of consolidation is submitted to the Commissioner of Customs.
- 54) Stafford Bone China, Inc. in Pittsburgh, PA imports fine English made bone china figurines from HMS Pottery (HMS), their Canadian supplier in Ontario, Canada. HMS, who is the importer of record on these imports, has been using their standard preprinted commercial invoices that show that the sales are in Canadian dollars for these shipments to Stafford. Over a year goes by before the auditors for HMS discover that the sales to Stafford were in U.S. dollars and thus all of the entered values used were lower due to erroneously converting the invoiced amounts from Canadian to U.S. dollars. HMS calls its Customs broker, who then advises HMS to submit a prior disclosure. HMS submits a prior disclosure and pays the additional duties and fees. Customs accepts the prior disclosure and determines that HMS was negligent and is subject to a penalty under 19 USC 1592. Which **ONE** of the following is the maximum penalty that Customs can issue in this case?
- A) The lesser of the domestic value of the merchandise or two times the loss of duties and fees
 - B) The interest on the loss of duties, taxes and fees
 - C) Twenty percent (20%) of the dutiable value of the merchandise
 - D) No penalty – the prior disclosure precludes the issuance of a penalty
 - E) Ten percent (10%) of the dutiable value of the merchandise

- 55) Your merchandise has been refused entry into the United States due to non-compliance with a Food and Drug Administration restriction. Customs has issued a Demand for the return of merchandise (CF 4647) within 30 days. Customs can **NOT** issue a demand for the return of merchandise in which **ONE** of the following situations?
- A) Prior to liquidation of the entry summary
 - B) Prior to collection processing
 - C) After the conditional release of merchandise
 - D) After the filing of the entry summary
 - E) After final liquidation of the entry summary
- 56) On March 3, 2003, Fast Track Trade Services, a licensed Customs Broker, received \$520 from the importer for payment of duties and merchandise processing fee (MPF) for a shipment that was released for immediate delivery on March 1, 2003. On March 12, 2003, Fast Track filed the entry summary with payment of \$410 in duties and MPF. In which **ONE** of the following time frames must Fast Track notify the client in writing of the excess funds received by Fast Track?
- A) Within 30 calendar days from March 1, 2003
 - B) Within 60 calendar days from March 1, 2003
 - C) Within 30 calendar days from March 3, 2003
 - D) Within 60 calendar days from March 3, 2003
 - E) Within 60 calendar days from March 12, 2003
- 57) Which **ONE** of the following is **NOT** protestable?
- A) A mistake of fact resulting in overpayment of duties on a consumption entry
 - B) An increased duty bill that resulted from failure to provide a reimbursement statement for anti-dumping duties
 - C) The exclusion of merchandise that is deemed to be not legally marked
 - D) The refusal to pay a claim for drawback
 - E) The payment of a mitigated lesser amount to cancel a claim for liquidated damages

- 58) In order to be eligible for substitution manufacturing drawback, designated merchandise must be used in the manufacture or production of articles not to exceed _____ from the receipt by the manufacturer or producer at its factory and the completed articles must be exported or destroyed under Customs supervision within _____ of the date of importation of the designated merchandise or within _____ of the earliest date of importation associated with a drawback product.

Which **ONE** of the following correctly fills in the blanks?

- A) 3 years; 5 years; 5 years
 - B) 2 years; 3 years; 3 years
 - C) 1 year; 3 years; 3 years
 - D) 3 months; 5 months; 5 months
 - E) 90 days; 1 year; 1 year
- 59) A shipment of pistachio nuts sold to the Hoboken Import Company in New Jersey is released for immediate delivery on March 4, 2003. On March 6, 2003 the Food and Drug Administration notifies the importer that the nuts are inadmissible into the United States. Which **ONE** of the following actions is Hoboken Imports allowed to do in lieu of filing a consumption entry?
- A) File a Temporary Import under Bond (TIB) entry within 10 working days from March 4, 2003 and then export the pistachio nuts to close out the TIB
 - B) File a Temporary Import under Bond (TIB) entry after 10 working days from March 6, 2003 and then export the pistachio nuts to close out the TIB
 - C) File an entry for exportation (direct exportation) within 10 working days from March 4, 2003 and then export the nuts promptly
 - D) File an entry for exportation (direct exportation) after 10 working days from March 6, 2003 and then export the nuts promptly
 - E) File an Immediate Transportation (IT) entry within 10 working days from March 4, 2003 to move the nuts to another port for disposal

- 60) Which **ONE** of the following statements concerning extensions of time for liquidation is **INCORRECT**?
- A) Extensions are valid when required by statute.
 - B) Extensions are valid when court ordered.
 - C) Extensions are valid when information is needed by Customs for the purpose of proper appraisement, only.
 - D) Extensions are valid when information is needed by Customs for the proper appraisement or classification.
 - E) Extensions are valid if an importer files a timely request, in writing, showing good cause.
- 61) House Customs Brokerage is filing a prior disclosure on behalf of a client, Scott's Exotic Wear (Scott's). There was a loss of revenue of \$50,000 and Scott's claims that its maximum culpability is negligence. Which **ONE** of the following requirements should House advise is **NOT** a condition of prior disclosure?
- A) A statement by the importer certifying the appropriate level of culpability
 - B) Identification of the importation by number with the approximate date
 - C) Identification of the class or kind of merchandise involved
 - D) Specifying the material false statements, acts, or omissions including an explanation as to how and when they occurred
 - E) A statement setting forth, to the best of the disclosing party's knowledge, the true and accurate information that should have been originally provided
- 62) The Foxtrot Company arranges with a carrier to file an immediate transportation without appraisement entry for 50,000 recorded compact disks that have been in General Order for over seven months from the date of original importation. Upon arrival at the port of destination, which **ONE** of the following is allowed?
- A) A transportation and exportation entry may be filed for the shipment in order to have the merchandise exported.
 - B) An entry for consumption may be filed for the shipment.
 - C) A warehouse entry may be filed for the shipment.
 - D) Another immediate transportation without appraisement entry may be filed to move the merchandise to another port.
 - E) A privileged foreign merchandise Foreign Trade Zone entry may be filed for the shipment.

- 63)** Performance requirements and operational standards for electronic data filing are detailed in Customs Publication 552, Customs and Trade Automated Interface Requirement (CATAIR). All ABI participants must adhere to the performance standards and maintain a high level of quality in their transmission of data. Failure to maintain performance standards as defined in the CATAIR can result in Customs taking corrective action. Which **ONE** of the following statement does **NOT** apply to this process?
- A) ABI participants will be notified electronically and in writing by the Director, User Support Services Division, of any action to be taken (e.g., probation, suspension, and revocation).
 - B) ABI participants have 15 days from the date of notice to respond to the Director to show cause why probation should not take effect.
 - C) ABI participants must have been on a probation period for a minimum of 30 days before suspension action can be taken.
 - D) ABI participants who received notices of suspension or revocation may prepare a written appeal within 10 days from the notice date. Submission of this appeal must be sent to Director, User Support Services Division.
 - E) ABI participants who submit an appeal pertaining to suspension or revocations will receive a decision from Customs in writing within 30 working days after receipt of the appeal.
- 64)** Under certain circumstances, merchandise that has been exported without complying with the requirements of 19 CFR 191.35(a) (filing of a notice of intent to export) or 19 CFR 191.91 (obtaining a waiver of prior notice of intent to export) may be eligible for unused merchandise drawback. Which **ONE** of the following represents how often an exception may be allowed for noncompliance with the above requirements and yet have the merchandise remain eligible for unused merchandise drawback?
- A) One time only, unless good cause is shown
 - B) Once every 30 days
 - C) Once every 60 days
 - D) Once every 180 days
 - E) Not to exceed 3 instances in a calendar year

- 65) Every Day Is A Holiday Importing Co. of Branson, MO is importing singing Santa Claus dolls that are made in China. There is an adhesive label attached to the sole of each Santa's boot that states "Made In China" in large, bold lettering. The labels are secure and cannot be easily removed. Each Santa is packaged and sold in a sealed box that has the name and address of the importer on the top and bottom of the box. There is no country of origin marking on the box. Which **ONE** of the following statements complies with Customs country of origin marking requirements?
- A) No additional marking is required.
 - B) The front of the box needs to be marked with the country of origin.
 - C) Santa must have a "Made In China" label sewn on to his textile suit.
 - D) The country of origin must be shown conspicuously and legibly in close proximity to the price tag.
 - E) "Made In China" must appear legibly and permanently in close proximity to the importer's address on the top and the bottom of the box in lettering at least of comparable size.
- 66) An entry/entry summary for consumption, with estimated duties attached, of cotton sweaters from China is submitted to Customs on November 4, 2002. On that day you receive a reject from Customs for failure to include a quota charge statement, and a notification from Customs that the threshold for category 345 has been reached. You resubmit the entry package on November 5, 2002 with the quota charge statement attached. On the same day, Headquarters authorizes the entry/entry summaries, which were presented to Customs in proper form on November 4, 2002, to be given quota status on a prorated basis of 76%. Which **ONE** of the following statements is correct?
- A) The importer must place the sweaters into a Foreign Trade Zone or warehouse, or they must be destroyed or exported under Customs supervision.
 - B) An adjusted entry summary for consumption, with estimated duties attached, must be deposited within 5 working days and the importer must take delivery within 10 working days of November 4, 2002.
 - C) An adjusted entry summary for consumption, with estimated duties attached, must be deposited within 2 working days and the importer must take delivery of the merchandise within 10 working days of November 5, 2002.
 - D) An adjusted entry summary for consumption, with estimated duties attached, must be deposited within 5 working days and the importer must take delivery of the merchandise within 15 working days of November 5, 2002.
 - E) An adjusted entry summary for consumption, with estimated duties attached, must be deposited within 5 working days and the importer must take delivery of the merchandise within 15 working days of November 4, 2002.

- 67) ABI participants can submit electronic entry/entry summaries. Which **ONE** of the following statements is **INCORRECT**?
- A) Certification is equivalent to a signature for electronic entry/entry summaries.
 - B) Authorization to use the ABI statement process is a requirement to be eligible for electronic entry summary processing.
 - C) Paper copies of electronically filed entry/entry summaries can be requested by Customs.
 - D) Brokers who file electronic entry/entry summaries on behalf of their clients do not need to keep these records if their services are terminated.
 - E) Electronically filed entry summaries that are error free and not subject to additional review by Customs will be scheduled for liquidation once estimated duties and fees are paid by statement processing.
- 68) Which **ONE** of the following parties is **NOT** required to retain records?
- A) A person who exports goods to Mexico for which a NAFTA Certificate of Origin was completed and signed
 - B) An importer who files a drawback claim
 - C) A traveler who returned from a trip from abroad and completed a baggage declaration for non-commercial merchandise which fell within the traveler's personal exemption
 - D) An owner of a trucking company that transports bonded merchandise
 - E) A person who orders merchandise from an importer in a domestic transaction and furnishes production molds for the goods with the knowledge that the molds will be used in the manufacture or production of the imported merchandise

- 69) On February 3, 2002, Mrs. Scook imported several expensive items for her personal use. An entry covering personal effects was processed and released by Customs on February 8, 2002. When Mrs. Scook placed another order with the same foreign seller on July 7, 2002, she discovered that she had paid duty on freight charges that the seller included in the invoice value. After a casual conversation with a friend on September 20, 2002, Mrs. Scook learned that she may be able to request a refund of the duty paid on the freight charges. Mrs. Scook filed a written application with the port director, requesting a refund of her overpayment due to the error in the entered value. The Customs office received her request on October 11, 2002. Which **ONE** of the following is a true statement?
- A) Mrs. Scook's request for a refund was allowed because household and personal effects are never dutiable.
 - B) Mrs. Scook's request for a refund was allowed because it was received within 1 year after the date of entry.
 - C) Neither the port director nor Commissioner of Customs has the authority to grant a waiver of compliance and allow Mrs. Scook's request for a refund.
 - D) Mrs. Scook's request for a refund was disallowed because it was not submitted on a Customs Form 19.
 - E) Mrs. Scook's request for a refund was disallowed because an entry covering personal effects can not be reliquidated.
- 70) A declaration of owner is used when a consignee in whose name an entry summary for consumption, warehouse or temporary importation under bond is filed wishes to be relieved from statutory liability for the payment of increased and additional duties. Which **ONE** of the following choices is **NOT** required in order for Customs to accept the declaration?
- A) A CF 3347 executed by the actual owner or his duly authorized agent
 - B) A CF 3347 filed by the nominal consignee or his duly authorized agent
 - C) A CF 3347 executed by the Department of State
 - D) A CF 3347 filed within 90 days of from the date of entry
 - E) A CF 301 Customs Bond for the actual owner on file or filed within 90 days from the date of entry

71) Alan's Cooking Supplies placed an order for 100 cases of cookware for the upcoming Christmas season to a manufacturer in China. Its order of 100 cases of cookware arrived July 1, 2002 in Portland, OR. However, Alan's Cooking Supplies was not prepared to distribute the cookware at that time, so its broker placed the 100 cases of cookware in a bonded warehouse on July 1, 2002. On October 1, 2002, Alan's Cooking Supplies was prepared to distribute the 100 cases of cookware. Accordingly, on that day, its broker withdrew 90 cases for consumption in Portland and withdrew and sent the remaining 10 cases on an Immediate Transportation entry to Tacoma, WA. The 10 cases arrived in Tacoma by the bonded carrier, Tommy's Trucking Co. on October 3, 2002. It is now October 24, 2002 and the 10 cases of cookware are still sitting on the docks, unclaimed.

Which **ONE** of the following scenarios is permitted for the unclaimed cookware?

- A)** Tommy's Trucking Co. sends the unclaimed cookware to a General Order (GO) warehouse. The cookware is not sold or disposed of as unclaimed until expiration of the original warehouse period, July 1st, 2007. During this period of time, it remains in the GO warehouse under bond.
- B)** Tommy's Trucking Co. sends the unclaimed cookware to a GO warehouse. On January 2, 2003, six months after importation, the cookware is sold and a consumption entry is filed.
- C)** Tommy's Trucking Co. sends the unclaimed cookware to a GO warehouse. On November 5, 2002, within the first six months after importation, the cookware is sold and transported on an Immediate Transportation entry to Kansas City, where a consumption entry will be filled.
- D)** Tommy's Trucking Co. sends the unclaimed cookware to a GO warehouse. After 90 days, the cookware is sent back to Portland to be re-applied to the original warehouse entry.
- E)** Since it was withdrawn from a bonded warehouse under Customs supervision, Alan's Cooking Supplies can distribute the unclaimed cookware for consumption.

- 72) On September 15, 2002, the Prudent Buyer Import Company of Tacoma, WA orders 8 Wego Far economy automobiles from Seoul, Korea. The terms of sale are 87,901,232 Won, ex factory. The autos are laden on a vessel that departs from Seoul on September 25, 2002 and sails directly to Vancouver, BC, Canada. The vessel arrives in Vancouver on October 2, 2002 and the automobiles are off loaded onto an auto carrier on October 4, 2002. The auto carrier travels in-bond through Canada to the port of Blaine, WA. U.S. Customs accepts an immediate delivery release for the autos on October 5, 2002. The Customs broker files the related entry summary on October 12, 2002.

South Korean Won Certified Daily Exchange Rates for one (1) U.S. dollar

09-15-02	.000831
09-25-02	.000810
10-02-02	.000813
10-04-02	.000811
10-05-02	.000811
10-12-02	.000793

Based solely on the above information, which **ONE** of the following reflects the correct amount (rounded to the nearest dollar) for the conversion of the sale to U.S. funds for Customs purposes?

- A) \$ 73,046
 - B) \$ 71,200
 - C) \$ 71,288
 - D) \$ 69,706
 - E) \$ 697,057
- 73) Upon the failure of a person to obey a court order to comply with a Customs summons, the court may do which **ONE** of the following?
- A) Assess a monetary penalty
 - B) Order that the direct importation of merchandise by that person be prohibited
 - C) Order that the direct or indirect importation of merchandise by that person or for that person's account be prohibited
 - D) Order that the direct or indirect delivery of merchandise imported by that person, or for that person's account, be withheld
 - E) Order that the direct or indirect importation of merchandise by that person, or for that person's account, be seized and forfeited

74) The World Spice Company (World Spice) recently received a Customs Form 4333-A Courtesy Notice of Liquidation for an entry summary filed on its behalf by Euro Customs Broker, a licensed U.S. Customs broker. World Spice obtained additional information that would lower the entered value of the merchandise on the entry, and wants to protest the appraisement of the merchandise to obtain a substantial refund. World Spice revoked the power of attorney issued to Euro Customs Broker because they were dissatisfied with the services Euro provided. Based on the above information, which **ONE** of the following is a true statement?

- A) World Spice cannot file its own protest.
- B) Euro Customs Broker is mandated by the Customs regulations to complete any entries filed with its filer code, so Euro must file the protest on behalf of World Spice.
- C) World Spice does not need to verify the liquidation date that is posted on the Bulletin Notice of Liquidation that is posted at the Customhouse before filing the protest because the Courtesy Notice of Liquidation is the legal notice of liquidation.
- D) World Spice may hire a new broker to file the protest on its behalf.
- E) World Spice or its agent must file the protest on Customs Form 19.

75) Which **ONE** of the following is **NOT** a sales promotion, marketing, or after-sales service cost under the NAFTA?

- A) Retailer or wholesaler rebates
- B) General liability insurance
- C) Payments by the producer to other persons for warranty repairs
- D) Marketing Director's salary
- E) Free samples

- 76) Which **ONE** of the following statements concerning “the right to make entry” is **INCORRECT**?
- A) Nonresidents have the right to make entry on merchandise entering the commerce of the United States.
 - B) When an importer dies with a shipment of merchandise underway, the executor of the estate cannot make entry on behalf of the deceased importer under any circumstances.
 - C) Insurance companies involved with salvaged merchandise damaged at sea have the “right to make entry” when satisfactory evidence is presented to the port director.
 - D) Individual importers with a certified copy of the bill of lading have the “right to make entry” on their own behalf.
 - E) Brokers have the right to make entry for their clients if they have a certified copy of an airway bill and power of attorney.
- 77) Your client wants to refine metal-bearing ores from the African continent. The finished product from the plant will be for export only. The client has a large shipment of metal-bearing ores that is due to arrive in the United States within the next month to undergo the refining process. Your client wants to avoid the payment of duty, if possible. Which **ONE** of the following should you advise?
- A) Pay duty and later file for drawback.
 - B) Enter the ore into a Class 7 warehouse.
 - C) Enter the ore into a Class 8 warehouse.
 - D) Enter the ore as a Temporary Importation under Bond.
 - E) Admit the ore into a Foreign Trade Zone because the operation cannot be undertaken in a Customs warehouse.
- 78) In the event that the Customs officer is not satisfied in the determination of the facts, which **ONE** of the following is **NOT** required to be shown on the invoice of an importation of a work of art claimed to be free of duty under HTS subheadings 9702.00.00 or 9703.00.00?
- A) Whether the work of art is an original
 - B) Whether the work of art is a replica or reproduction
 - C) The name of the artist
 - D) Whether the work of art belongs in a museum
 - E) Whether the work of art is a copy

- 79) Which **ONE** of the following is the correct way to contest the denial of a protest and application for further review that has been denied in whole or part?
- A) File a written request to the Protest Officer where the protest was filed within 90 days after the date of mailing of the notice of denial of the protest and ask for reconsideration.
 - B) File a civil action in the District Federal Court having jurisdiction over the port where the protest was filed within 180 days after the date of mailing of the notice of denial of the protest.
 - C) File a written request to the Protest Officer where the protest was filed within 180 days after the date of mailing of the notice of denial of the protest and ask for reconsideration.
 - D) File a civil action in the Court of International Trade within 180 days after the date of mailing of the notice of denial of the protest.
 - E) File a written request to the Office of Rulings and Regulations within 180 days after the date of mailing of the notice of denial of the protest.
- 80) Customs has seized a container of counterfeit trademarked merchandise. Which **ONE** of the following is Customs required to disclose to the trademark owner within 30 business days of the date of the seizure notice?
- A) The name and address of the broker
 - B) The country of export
 - C) The name and address of the importer
 - D) The name of the seizing officer
 - E) The mode of shipment

**Answer Key
October 2003**

1. C General Note 3(b)
2. A 19 CFR 172.1
3. D 19 CFR 19.3(e)
4. C 19 CFR 134.4
5. D 19 CFR 111.31
6. D 19 CFR 142.15
7. E 19 CFR 10.234
8. C 19 CFR 171.1; 171.2
9. B 19 CFR 111.11(a)
10. B 19 CFR 102.18(b)(2)
11. E 19 CFR 181, App, Rules of Origin Regulations; HTS General Note 12
12. D 19 CFR 24.1(a)(7)
13. A 19 CFR 171.22; 171.23
14. D 19 CFR 142.4(c)(iii)
15. E General Statistical Note 1(a)(xii)
16. A HTS Chapter 7, Additional U.S. Note 1
17. D HTS Chapter 16, eo nominee
18. C HTS Chapter 51, Note 1(b)
19. D HTS Chapter 98, Subchapter XVII, U.S. Note 2
20. E HTS Chapter 40, eo nominee
21. C HTS Chapter 46, eo nominee
22. E HTS Chapter 92, eo nominee, General Rules of Interpretation 5(a)
23. A HTS Chapter 60, eo nominee
24. E HTS Chapter 81, eo nominee
25. A HTS Chapter 64, eo nominee
26. E HTS Chapter 91, Note 2
27. E HTS Chapter 68, Additional U.S. Note 2
28. B HTS Chapter 39, eo nominee
29. C HTS Chapter 94, eo nominee
30. A HTS Chapter 95, eo nominee
31. E HTS Chapter 92, Note 1(e)
32. B 19 CFR 181, App, Rules of Origin Regulations; HTS General Note 12
33. B 19 CFR 111.2(a); 111.1
34. C 19 CFR 10.14(a)
35. E 19 CFR 113.11
36. C 19 CFR 24.23(c)(1)(i)
37. D 19 CFR 144.36(d)
38. E 19 CFR 102.1(g)
39. D 19 CFR 111.28(b)(ii)
40. B 19 CFR 171, App B, (B) & (C)(1) & (F)(2)(c)(i)
41. E 19 CFR 113.63
42. B 19 CFR 146.31(a)
43. D 19 CFR 132.5(b)

44. D 19 CFR 142.51; 142.41(i)
45. E 19 CFR 133.2(a)(3)
46. A 19 CFR 152.105(a); 152.105(c)(1)
47. B 19 CFR 152.103(a)(4)
48. B 19 CFR 152.106
49. C 19 CFR 152.103 (i)(1)(i)
50. E 19 CFR 152.102; 152.103(f)
51. D 19 CFR 152.107
52. A 19 CFR 141.4(a)
53. C 19 CFR 111.23
54. B 19 CFR 162.73(b)(2)
55. E 19 CFR 141.113(g)
56. D 19 CFR 111.29(a)
57. E 19 CFR 172.22
58. A 19 CFR 191.2(f); 191.22; 191.27
59. C 19 CFR 142.23; 142.28
60. C 19 CFR 159.12(a)
61. A 19 CFR 162.74(b)
62. B 19 CFR 18.2(a); 127.2(b)
63. D 19 CFR 143.6
64. A 19 CFR 191.36(a)(2)
65. E 19 CFR 134.46
66. A 19 CFR 132.5
67. D 19 CFR 143.32; 143.33; 143.34; 143.35; 143.36; 143.37
68. C 19 CFR 163.2(e)
69. B 19 CFR 173.5
70. C 19 CFR 141.20
71. A 19 CFR 144.41(g)
72. B 19 CFR 152.32
73. A 19 CFR 163.10(a); 163.10(b)
74. D 19 CFR 174.12(a)(1); 174.12(a)(6); 159.12(g)
75. B 19 CFR 181, App, Rules of Origin Regulations Part 1 & 2
76. B 19 CFR 141.14
77. B 19 CFR 19.1(a)(7)
78. D 19 CFR 10.48(a)
79. D 19 CFR 174.31
80. C 19 CFR 133.21(c)