

January 9, 2008



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

08-049
ENT-1-CL:PD:CO LHR

CLEVELAND AREA PORT PIPELINE

TO All Importers, Brokers, Customs and Border Protection Officers and
Other Interested Parties

SUBJECT QBT-08-502 Results of Opening for Dairy Products

REFERENCE: QBT-07-565

RESULTS:

The tariff-rate quota for dairy products, provided for in Chapter 4, Additional U.S. Note 10, of the Harmonized Tariff Schedule of the United States, which opened on Wednesday, January 2, 2008 partially oversubscribed at the opening. The All Other Countries limit oversubscribed.

PRO RATA PERCENTAGE:

The pro rata percentage for All Other Countries is **0.712612 or 71.2612%**.

All entry summaries and/or warehouse withdrawals for consumption for dairy products from other than Australia, Belgium, or Denmark presented after January 2, 2008 at 12:00 E.S.T. shall be denied the in-quota (low) rate.

The minimum access quantities (MAQs) were not reached for Australia or the Belgium/Denmark (Aggregated) MAQ. Therefore, all entries presented at opening have been charged and may be released and the in-quota rate is still available on a first-come, first-serve basis until the balance is exhausted. Ports should process any quota they are currently holding subject to these MAQs.

REPORTING INSTRUCTIONS:

Entries or warehouse withdrawals for consumption covering merchandise subject to the above oversubscribed quota and presented after the opening should be returned to the broker.

To facilitate release of the entries presented at opening, HQ Quota will not allow the brokers to re-transmit amended entries through ABI. The brokers must submit corrected CBPF-7501s and the Ports will be required to update the line information. HQ Quota will release the requested amount for each line based on the proration request submitted by the broker/importer.

The importer has the option to determine how their allocation will be distributed, i.e. more or less than the pro-rata amount (or none) on a given entry. The importer may also transfer their allotment to entries at another port. Any of these scenarios are acceptable; however, no importer will be allowed to enter quantities in excess of the prorated amount properly presented at opening.

CBP officers are reminded that the statistical data for the entries must reflect the statistical data for the actual quantity taken, not the quantity presented.

Merchandise cannot be released until the entries are accepted into the quota module of ACS.

Questions regarding this pipeline should be addressed to Commodity Specialist Team 314 at (440) 891-3824.

A handwritten signature in black ink, appearing to read "Marc A. Hurteau". The signature is fluid and cursive, with a long horizontal stroke extending from the end.

Marc A. Hurteau
Area Port Director