



April 28, 2009

Number 09-004

## Port of Columbus Pipeline

TO: Importers, Customs Brokers, and other Interested Parties

SUBJECT: Submission of Statements, Entry Summaries, Quota Entries and Live Entries

Several Customs Brokers have recently reported receiving liquidated damages for failure to file entry summary (No-File) when in fact the entry summary or statement had been submitted timely to CBP. We have looked into the matter and have determined that this has happened with non-Automated Clearinghouse (ACH) statements and entry summaries with zero duties due.

Unlike ACH statements and entry summaries, Automated Commercial System (ACS) input is required by CBP personnel for all non-ACH statements and entry summaries, with or without duties due, to reflect acceptance in ACS. Therefore, it is critical that non-ACH statements and entry summaries not be commingled with ACH statements and summaries upon submission to CBP.

To prevent the commingling of ACH and non-ACH statements and entry summaries, the following four options for submission of statements and entry summaries are now available at the Port of Columbus:

- On Counter ( in Corner) – for submission of all ACH statements and entry summaries. Statements must be clearly labeled by the filer as “ACH”. The CBP Form 7501, Entry Summary, must indicate one of the following formats in block 2, Entry Type:
  - ABI/A = ABI statement paid via ACH
  - ABI/P = ABI statement paid on a periodic monthly basis
- Box Labeled “Non-ACH Statements and Summaries” – for submission all non-ACH statements and entry summaries. This includes non-ACH statements and entry summaries with zero duties due. Entry summaries must indicate the following format in block 2, Entry Type, of the CBP Form 7501:
  - ABI/N = ABI summary not paid on a statement
- Box labeled “Quota Entries” – for all original submission of quota (type 02) entry/entry summaries, with or without estimated duties.

- Box labeled “LIVE Entries” (except Quota) – A Live entry is when the entry summary documentation is filed at the time of entry with estimated duties. Warehouse withdrawals are always considered “LIVE” entries. When a ‘LIVE entry/entry summary is presented, an additional indicator is required to be shown in the following formats:

ABI/A/L = ABI statement paid via ACH for a “live” entry/entry summary

ABI/N/L = ABI “live” entry/entry summary not paid on a statement

“LIVE” or “L” = non-ABI “live entry/entry summary

For further information or questions pertaining to this pipeline, please contact CBP Technicians Jonelle Fahnestock at 614-497-1865 ext. 126 or Nycole Borget at 614-497-1865 ext. 123.

/s/

Craig L. Vette

Port Director

*DISCLAIMER: This material is intended to provide guidance. Recognizing that many complicated factors are involved in Customs and Border Protection matters, an importer may wish to obtain a binding ruling under 19 CFR Part 177. Reliance solely on this information may not be considered reasonable care. Importers are referred to Treasury Decision 97-96, which was published in the Federal Register of December 4, 1997, and in the Customs Bulletin of December 17, 1997, for in-depth information on the concept of reasonable care.*