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Dear Valued Customer,

Beginning February 1, 2009, U.S. Customs and Border Protection (CBP) will initiate penalties on export cargos that violate mandated AES (Automated Export System) rules published by the U.S. Department of Commerce and Census Bureau. The new rules became effective July 2, 2008 but were not fully implemented until October 1, 2008.

Under the rule, exporters must file the EI (Electronic Information) using AES, and submit to the carrier the AES citation 24 hours prior to vessel departure. With this new mandate in mind **ocean carriers have required 24-hour, and in some instances 48-hour, B/L manifest deadlines prior to scheduled port cut offs.** Therefore, in order to ensure compliance with Federal Trade Regulations, the majority of ocean carriers have announced the implementation of a No Docs/No Load policy.

As a reminder, in addition to the penalties imposed by CBP for non-compliance with mandated AES rules, shippers will also be subject to any fines/penalties the master ocean carriers imposes on TSC Container Freight when cargo is rolled for late/missed document submissions to their offices. I have included the following web addresses for additional information in your study of the new regulations that took effect on July 2, 2008:

Federal Register, June 2, 2008, Part II Department of Commerce, 15 CFR, Part 30:  
<http://www.census.gov/foreign-trade/regulations/regs/regulations20080602-federalregister.pdf>

Notice to U.S. Customs and Border Production (CBP) Headquarters:  
<http://www.census.gov/foreign-trade/aes/mandatory/mandatoryaes-english-20080530.pdf>

Link to Schedule B Tariff for product classification:  
<http://www.census.gov/foreign-trade/schedules/b/2008/index.html>

Website to AES for direct filing of the EI (Electronic Information):  
<http://www.aesdirect.gov/>

Thank you for your review of this information. If you have any questions or need any further details on the pending changes, please feel free to call me directly at 913-696-9221 or your local TSC office.

Respectfully,

Richard Morken, Logistics Manager

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