

IN THE UNITED STATES COURT OF INTERNATIONAL TRADE

BEFORE: THE HONORABLE JANE A. RESTANI, JUDGE

UNITED STATES SHOE CORP.,)
)
)
 Plaintiff,)
)
 v.) Court No. 94-11-00668
)
 UNITED STATES,)
)
)
 Defendant.)
)

DEFENDANT'S STATUS REPORT

Pursuant to this Court's order dated November 3, 1999, defendant, the United States, respectfully submits the following status report regarding our resolution of the freight forwarder issues.^{1/} Following the telephone status conference, counsel for the United States, Todd M. Hughes, conferred with Peter Jay Baskin, counsel for one or more of the freight forwarder plaintiffs. We agreed to a modified judgment and indemnification agreement that will permit the Customs Service to process the freight forwarder claims in the same manner as the exporter claims have been processed.

^{1/} We have served this status report upon the Co-Chairmen of the Steering Committee, the Steering Committee, and all freight forwarder counsel of which we are aware.

Specifically, the Customs Service will process the freight forwarder claims based upon the claim forms already submitted and return a Harbor Maintenance Tax Payment Report and Certification to counsel of record for the freight forwarders. The freight forwarders will, in turn, certify the Payment Report and submit it, along with the judgment and indemnification agreement to the United States for signature and filing with this Court.

In light of this resolution, test case procedures are no longer necessary to resolve the freight forwarder issue. Accordingly, unless the Court directs otherwise, we will process the freight forwarder claims and submit the modified judgments to this Court in the same manner that the exporter claims were processed.

Respectfully submitted,

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Acting Assistant
Attorney General

DAVID M. COHEN
Director

JEANNE E. DAVIDSON
Deputy Director

OF COUNSEL:

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