

UNITED STATES COURT OF INTERNATIONAL TRADE

**THE NATIONAL ASSOCIATION OF
MANUFACTURERS,**

Plaintiff,

THE BEER INSTITUTE,

Plaintiff-Intervenor,

v.

**UNITED STATES DEPARTMENT OF THE
TREASURY, ET AL.,**

Defendants.

Before: Jane A. Restani, Judge

Court No. 19-00053

JUDGMENT

This case having been duly submitted for decision; and the court, after due deliberation, having rendered a decision herein; now therefore, in conformity with said decision.

1. Holds unlawful and sets aside 19 C.F.R. §§ 190.171(c)(3), 190.22(a)(1)(ii)(C), 190.32(b)(3), 191.171(d), 191.32(b)(4), and the final sentence of 19 C.F.R. § 191.22(a);
2. Holds unlawful and sets aside the final sentence in the definition of “drawback” and the final sentence of the definition of “drawback claim” in 19 C.F.R. § 190.2;
3. Declares that Defendants must process and pay substitution drawback claims that comply with the governing statutory and regulatory requirements;
4. Enters Judgment in favor of Plaintiff.

/s/ Jane A. Restani
Jane A. Restani, Judge

Dated: February 18, 2020
New York, New York