

**UNITED STATES COURT OF INTERNATIONAL TRADE
1 FEDERAL PLAZA
NEW YORK, NY 10278-0001**

**HOW TO REQUEST JUDICIAL REVIEW OF A FINAL DETERMINATION BY THE
UNITED STATES DEPARTMENT OF AGRICULTURE**

Trade Adjustment Assistance for farmers was authorized by the Trade Act of 1974, as amended by Subtitle C of Title I of the Trade Act of 2002. Pursuant to Title 19 U.S.C. § 2395(c), the “United States Court of International Trade [has] jurisdiction to affirm the action of the ... Secretary of Agriculture ... or to set such action aside, in whole or in part.”

The TAA for Farmers program is administered by FAS with FSA responsible for processing applications and making payments to eligible producers. For further information about the program, please see this FSA Fact sheet at:

http://www.fsa.usda.gov/FSA/newsReleases?area=newsroom&subject=landing&topic=pfs&newstype=prfactsheet&type=detail&item=pf_20110422_insup_en_trade.html.

Those who have had their petitions denied by the United States Department of Agriculture (USDA) may, within sixty (60) days, file an action seeking judicial review (an appeal) of that determination by contacting the United States Court of International Trade, Office of the Clerk, at One Federal Plaza, New York, NY 10278-0001, (212) 264-1611. To appeal:

1. Prepare a “complaint” or letter that includes:
 - a.) your name (and that of any other claimants), address, and telephone number; b.) a statement that states you wish to appeal and why you believe the decision by the USDA is in error;
 - c.) the industry and time period under which you are claiming benefits;
 - d.) copies of any decision or denial letter sent to you by the USDA; e.) the date, next to your original signature;
 - f.) a check made payable to, “Clerk of the Court” for the required filing fee of \$25.00; but g.) **DO NOT INCLUDE PERSONAL IDENTIFICATION INFORMATION (YOUR SOCIAL SECURITY NUMBER OR DATE OF BIRTH).**

2. Mail your complaint/letter via certified mail (return receipt requested) to: Clerk’s Office, United States Court of International Trade, One Federal Plaza, New York, NY 10278-0001.

When filing an action with the United States Court of International Trade, an individual may act *pro se*, that is, on one’s own behalf without the assistance of counsel. However, the Court encourages petitioners to be represented by counsel. The USDA is represented by the United States Department of Justice. Any attorney who wishes to file documents with or otherwise practice before the Court must first be admitted to practice before the Court.

If a petitioner is unable to afford counsel, he/she may make a motion for court appointed counsel. If after filing an action, a petitioner makes a motion for court appointed counsel and that motion is granted by the Court, an attorney will be appointed to represent the petitioner at no cost to the petitioner.