

ANNOUNCEMENTS — VI

Announcement 2001 - 7

Major Disaster Areas Proclaimed by the President

The President has determined that certain areas of the United States were adversely affected by disasters of sufficient magnitude to warrant Federal assistance under the Disaster Relief Act of 1974. The specific areas adversely affected as identified by the Administrator, Federal Emergency Management Agency (FEMA) are listed below.

Persons in the affected areas holding for sale alcoholic beverages, cigars, cigarettes, or cigarette papers or tubes, which were lost, rendered unmarketable, or condemned by a duly authorized official by reason of these disasters, may be paid an amount equal to the internal revenue taxes and customs duties paid on such products, as provided in 26 U.S.C. 564 and 5708. Claims for such payments should be filed with the Director of Industry Operations, Bureau of Alcohol, Tobacco and Firearms, for the ATF district in which the alcoholic beverages, cigarettes, etc. were held for sale. Claims may be allowed only if filed within six months after the date the FEMA identifies the specific disaster area.

DISTRICT OF COLUMBIA 1389

Type of disaster:
Cities:

August 16, 2001
Severe storms, flooding, and mudslides
Washington, DC

FLORIDA 1381

Type of disaster:
Counties:

June 17, 2001
Tropical Storm Allison
Bay, Calhoun, Gadsden, Holmes, Jefferson, Leon, Liberty, Wakulla, and Washington

KENTUCKY 1388

Type of disaster:
Counties:

August 15, 2001
Severe storms and flooding
Bath, Clay, Elliot, Estill, Floyd, Harrison, Johnson, Knott, Lawrence, Letcher, Lewis, Livingston, Mason, Menifee, Perry, Powell, Pike, Rockcastle, Rowan, and Whitley

LOUISIANA 1380

Type of disaster:
Counties:

June 5, 2001
Tropical Storm Allison
Ascension, Assumption, Beauregard, East Baton Rouge, East Feliciana Iberia, Iberville, Jefferson, Lafayette, Lafourche, Livingston, Orleans, Pointe Coupee, St. Bernard, St. Charles, St. Helena, St. James, St. John the Baptist, St. Martin, St. Mary, St. Tammany, Tangipahoa, Terrebonne, Vermilion, Washington, West Baton Rouge, and West Feliciana parishes

MISSISSIPPI 1382

Type of disaster:
Counties:

June 21, 2001
Tropical Storm Allison
George, Hancock, Harrison, Jackson, and Pearl River

MONTANA 1377

Type of disaster:
Counties:

May 28, 2001
Severe winter storms
Big Horn; Crow Indian Reservation

MONTANA 1385

Type of disaster:
Counties:

July 7, 2001
Severe winter storms on June 3-14, 2001
Gallatin, Missoula, and Powell

NORTH DAKOTA 1376

Type of disaster:
Counties:

May 28, 2001
Severe storms, flooding, and ground saturation
Adams, Barnes, Benson, Bottineau, Burleigh, Cass, Cavalier, Dickey, Eddy, Foster, Golden Valley, Grand Forks, Grant, Griggs, Kidder, La Moure, Logan, McHenry, McLean, Morton, Mountrail, Nelson, Pembina, Pierce, Ramsey, Ransom, Richland, Rolette, Sargent, Sheridan, Steele, Stutsman, Towner, Traill, Walsh, Wells; the Indian Reservation of the Spirit Lake Tribe, and the Indian Reservation of the Turtle Mountain Band of Chippewa

OKLAHOMA 1384

Type of disaster:
Counties:

July 16, 2001
Severe storms, flooding, and tornadoes
Alfalfa, Atoka, Beaver, Beckham, Blaine, Bryan, Caddo, Canadian, Carter, Choctaw, Cimarron, Coal, Comanche, Cotton, Custer, Dewey, Ellis, Garfield, Garvin, Grady, Harper, Haskell,

Jackson, Jefferson, Johnston, Kingfisher, Kiowa, Latimer, LeFlore, Love, Major, Marshall, McClain, McCurtain, Murray, Muskogee, Okfuskee, Oklahoma, Okmulgee, Payne, Pittsburg, Pushmataha, Roger Mills, Stephens, Texas, Tillman, Washita, and Woodward

June 21, 2001
Tropical Storm Allison
Berks, Bucks and Montgomery

PENNSYLVANIA 1383

Type of disaster:
Counties:

August 15, 2001
Severe storms and flooding
Carter, Cocke, Greene, Johnson, Shelby, Unicoi, and Washington

TENNESSEE 1387

Type of disaster:
Counties:

June 9, 2001
Tropical Storm Allison
Anderson, Angelina, Brazoria, Cherokee, Chambers, Fort Bend, Galveston, Grimes, Hardin, Harris, Harrison, Houston, Jasper, Jefferson, Leon, Liberty, Madison, Montgomery, Nacogdoches, Newton, Orange, Polk, Sabine, San Augustine, San Jacinto, Shelby, Smith, Trinity, Tyler, Walker, and Waller

TEXAS 1379

Type of disaster:
Counties:

July 12, 2001
Severe storms and flooding
Bath, Buchanan, Dickerson, Lee, Russell, Scott, Smyth, Tazewell, Washington, and Wise

VIRGINIA 1386

Type of disaster:
Counties:

June 3, 2001
Severe storms, flooding, and landslides
Boone, Cabell, Calhoun, Clay, Doddridge, Fayette, Greenbrier, Kanawha, Lincoln, Logan, Marion, Mason, McDowell, Mingo, Mercer, Nicholas, Preston, Putnam, Roane, Raleigh, Summers, Taylor, Wayne, and Wyoming

WEST VIRGINIA 1378

Type of disaster:
Counties:

Amendments to Previously Declared Disasters

ILLINOIS 1368

Counties:

Amendment
Adams, Calhoun, Carroll, Hancock, Henderson, Jo Daviess, Mercer, Pike, Rock Island, and Whiteside

IOWA 1367

Counties:

Amendment
Grundy, Lucas, Muscatine, Pottawattamie, Union, and Webster

MAINE 1371

Counties:

Amendment
Kennebec, Penobscot, and Washington

MINNESOTA 1370

Counties:

Amendment
Anoka, Beltrami, Brown, Carver, Chisago, Clearwater, Crow Wing, Dodge, Douglas, Faribault, Grant, Hennepin, Isanti, Kandiyohi, Kittson, Koochiching, Lake of the Woods, McLeod, Meeker, Mower, Nicollet, Nobles, Pope, Red Lake, Roseau, and Scott counties; Fond du Lac, Mille Lacs, Red Lake and White Earth Indian Reservations

NEBRASKA 1373

Counties:

Amendment
Custer, and Dundy

SOUTH DAKOTA 1375

Counties:

Amendment
Buffalo, Denel, Edmunds, Gregory, Jerauld, Todd, and Tripp

WISCONSIN 1369

Counties:

Amendment
Adams, Barron, Bayfield, Calumet, Clark, Chippewa, Dunn, Jackson, Juneau, Outagamie, Portage, Taylor, Rusk, Waupaca, Waushara, Winnebago, and Wood

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OFFERS IN COMPROMISE

<i>Company/Individual Location</i>	<i>Amount</i>	<i>Alleged Violations</i>
Bacardi USA, Inc. 2100 Biscayne Blvd. Miami, FL 33137	\$ 50,000	Violation of 27 USC 215(a) and 27 CFR 16.20(b) by importing wine without the Government health warning statement, and violation of 27 USC 205(e) and 27 CFR 4.40 and 251.59 by removing wine from U.S. Customs custody without obtaining a Certificate of Label Approval (COLA) for such wine and depositing such certificate with the appropriate Customs officer at the port of entry.
Cadierno Corp. P.O. Box 11544 San Juan, PR 00922	\$ 5,000	Violation of 27 USC 205(e) and 215(a) and 27 CFR 4.30(a), 4.35(b)(1), 16.20(b), and 16.21 by removing from U.S. Custom's custody and selling wine with labels not identical to the Certificate of Label Approval (COLA) and which did not have the Government health warning statement on the label.
Federal-Hoffman, Inc. (dba Federal Cartridge Co.) 900 Ehlen Drive Anoka, MN 55303	\$ 7,500	Violation of 26 USC 4221(a)(4) and 27 CFR 53.135 by selling tax-free ammunition to certain State and local governments through third-party distributors rather than directly to such governments
B. Fernandez and Hermanos, Inc. P.O. Box 363629 San Juan, PR 00936	\$ 12, 000	Violation of 27 USC 205(e) and 27 CFR 4.30(e), 5.31(a), and 5.51(b) by removing and selling distilled spirits products and wines which did not comply with Certificates of Label Approval (COLA).
Lyman Products Corp. 475 Smith Street Middletown, CT 06457	\$ 2,000	Failed to pay the proper amount of excise tax incurred under 26 USC 4181 for period April 1, 1992 though December 21, 1996 due to use of incorrect formula to determine tax owed on taxable components of its firearms and due to incorrectly taking exclusions for product liability insurance.
Plaza Provision Co. (dba Plaza Cellars) P.O. Box 363328 San Juan, PR 00936	\$ 3,000	Violation of 27 USC 205(e) and 215(a) and 27 CFR 4.30(a), 4.35(b)(1), 16.20(b), and 16.21 by removing from U.S. Custom's custody and selling wine with labels not identical to the Certificate of Label Approval (COLA)and which did not have the Government health warning statement on the label.
V. Suarez & Company, Inc. P.O. Box 364588 San Juan, PR 00936	\$5,000	Violation of 27 USC 205(e) and 215(a) and 27 CFR 4.30(a), 4.32(e), 4.35(b)(1), 4.40(a), 5.31(a), 5.32(a)(3), 16.20(b), and 16.22(a) by selling distilled spirits and wine with labels not identical to the Certificate of Label Approval (COLA) and which did not have the Government health warning statement on the label.
Viroment, Inc. 500 West 10 th Street Sioux Falls, SD 57104	\$ 5,000	Withdrew distilled spirits under authority of fuel alcohol permit for use other than fuel in violation of 26 USC 5181(e)(1) and 27 CFR 19.1002 resulting in liability for excise taxes imposed under 26 USC 5001(a) and 27 USC 19.905.

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REVOCATIONS

Permittees not engaged in the operations authorized by their permit for a period of more than two years are subject to revocation. The following permits have been revoked for this reason.

Company/Location

Beaver Wine Co.
Beltsville, MD

Beerland, Inc.
North Huntingdon, PA

Diamond State Dist.
New Castle, DE

Eric Royce
Atlantic City, NJ
Ferranti's Three, Inc.
Scranton, PA

Franklin Square Hospital
Philadelphia, PA

Inovar Chemicals
Gaithersburg, MD

Janet's Beverage
Verona, PA

Jurik & Jurki
Donora, PA

Nova Pharmaceutical
Baltimore, MD

Sanofi Bio-Industries, Inc.
Fairfield, NJ

Surrey Management Group, Ltd.
New Town Square, PA