

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 110<sup>th</sup> Congress<sup>1</sup>**

[Date approved: October 6, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 5381 (Mr. Henry Brown of South Carolina).

**Proponent name,<sup>3</sup> location:** Symrise Inc., Goose Creek, SC.

**Other bills on product (110<sup>th</sup> Congress only):** None.

**Nature of bill:** Extension of temporary duty suspension through December 31, 2011.

**Retroactive effect:** None.

**Suggested article description(s) for enactment (including appropriate HTS subheading(s)):**

Methyl cinnamate (methyl phenylprop-2-enoate) (CAS No. 103-26-4) (provided for in subheading 2916.39.20).

**Check one:**     \_\_\_ Same as that in bill as introduced.  
                  X Different from that in bill as introduced (see Technical comments section).

**Product information, including uses/applications and source(s) of imports:**

The subject product is a synthetic organic chemical that is used as a fragrance ingredient in industrial, household, and personal products; and fine fragrance perfumes. The product is imported from Germany.

**Estimated effect on customs revenue:**

HTS subheading: <u>2916.39.20</u>					
	2009	2010	2011	2012	2013
<del>Col. 1-General rate of duty</del>	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$312,480	\$322,560	\$332,236	\$342,195	\$342,457
Customs revenue loss 1/	\$0	\$20,966	\$21,595	\$22,243	\$22,260

1/ There is an existing duty suspension under HTS heading 9902.05.04 that expires on December 31, 2009. Therefore, there will be no customs revenue loss related to this bill in 2009.

Source of estimated dutiable import data: U.S. industry estimates.

**Contacts with domestic firms/organizations (including the proponent):**

<sup>1</sup> Industry analyst preparing report: Eric Land (202-205-3349); Tariff Affairs contact: David G. Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://www.usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/](http://www.usitc.gov/tata/hts/other/rel_doc/bill_reports/).

<sup>3</sup> The sponsor/proponent did not identify any additional beneficiaries of this bill.

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Symrise, Inc. (Proponent) Elizabeth Scharlat, elizabeth.scharlat@symrise.com	05/07/2008 05/12/2008	No	No	No
Arkema Charles Kitchen, charles.kitchen@arkema.com	05/12/2008	No	No	No
BASF Gregory Thies, gregory.thies@basf.com	05/12/2008	No	No	No
Bayer Crop Science Mike Gill, mgill@crowell.com Karen Niedermeyer, karen.niedermeyer.b@bayer.com	05/12/2008	No	No	No
Chemtura Corporation Matt Mattingley, matt@mattingleygroup.com	05/12/2008	No	No	No
ColorChem Steven Printz, sjprintz@colorchem.com	05/12/2008	No	No	No
CropLife America Lawrence H. Norton, LNorton@wcsr.com	05/12/2008	No	No	No
Dow AgroSciences Max Turnipseed, mctint@att.net	05/12/2008	No	No	No
DuPont Helen McMahon, Helen.C.McMahon@USA.dupont.com	05/12/2008	No	No	No
Fanwood Chemical Jim DeLisi, jdelisi@fanwoodchemical.com	05/12/2008	No	No	No
Firmenich, Inc. Laura Heybur, Fax: 609-452-8063	05/12/2008	No	No	No
FMC Corp. Jerry Prout, jerry_prout@fmc.com	05/12/2008	No	No	No
Givaudan Fragrances Diane Koenig, Fax: 973-448-6624	05/12/2008	No	No	No
International Flavors and Fragrances Tom Kinlin, Fax: 732-335-2244	05/12/2008	No	No	No
Koch Industries Ron Osman, Fax: 361-242-8353	05/12/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
LANXESS Jamie Schaeffer, jamie.schaeffer@lanxess.com	05/12/2008	No	No	No
Penta Manufacturing Co. George Volpe, Fax: 973-740-1839	05/12/2008	No	No	No
Valent USA Robin Demouth, Robin.Demouth@valent.com	05/12/2008	No	No	No

**Technical comments:<sup>4</sup>**

The Commission staff suggests that the article description on page 1 of this report be used in HTS heading 9902.05.04 because it contains the correct IUPAC name.

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<sup>4</sup> The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

110<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5381

To extend the temporary suspension of duty on Methyl cinnamate.

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IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 12, 2008

Mr. BROWN of South Carolina introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To extend the temporary suspension of duty on Methyl cinnamate.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. METHYL CINNAMATE.**

4 (a) IN GENERAL.—Heading 9902.05.04 of the Har-  
5 monized Tariff Schedule of the United States (relating to  
6 Methyl cinnamate) is amended by striking the date in the  
7 effective period column and inserting “12/31/2011”.

8 (b) EFFECTIVE DATE.—The amendment made by  
9 subsection (a) applies to goods entered, or withdrawn from

- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of the enactment of this Act.

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