

**Proposed Amendments to Form 5  
UNITED STATES COURT OF INTERNATIONAL TRADE  
INFORMATION STATEMENT**

*(Place an "X" in applicable [ ])*

<b>PLAINTIFF:</b> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>ATTORNEY (Name, Address, Telephone No.):</b>	<p align="center"><b>PRECEDENCE</b></p> <p><i>If the action is to be given precedence under Rule 3(g), indicate the applicable paragraph of that section:</i></p> <p>[ ] (1)      [ ] (3)      [ ] (5)</p> <p>[ ] (2)      [ ] (4)      [ ] (6)</p>
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**CONSTITUTIONAL ISSUE - 28 U.S.C. § 255**

If this action raises an issue of the constitutionality of an Act of Congress, a proclamation of the President or an Executive order, check this box: [ ]

**J U R I S D I C T I O N**

**28 U.S.C. § 1581(a) - Tariff Act of 1930, Section 515 - 19 U.S.C. § 1515**

[ ] Appraisal                      [ ] Classification      [ ] Charges or Exactions      [ ] Vessel Repairs

[ ] Exclusion                        [ ] Liquidation          [ ] Drawback

[ ] Refusal to Reliquidate      [ ] Rate of Duty          [ ] Redelivery

**28 U.S.C. § 1581(b) - Tariff Act of 1930, Section 516 - 19 U.S.C. § 1516**

[ ] Appraisal                      [ ] Classification          [ ] Rate of Duty

**28 U.S.C. § 1581(c) - Tariff Act of 1930, Section 516A(a) (1), (a) (2) or (a) (3) - 19 U.S.C. §1516a** *(Provide a brief description of the administrative determination you are contesting, including the relevant **Federal Register** citation(s) and the product(s) involved in the determination. For Section 516A(a) (1) or (a) (2), cite the specific subparagraph and clause of the section.)*

Subparagraph and Clause \_\_\_\_\_ Agency \_\_\_\_\_

**Federal Register** Cite(s) \_\_\_\_\_

Product(s) \_\_\_\_\_

**28 U.S.C. § 1581(d) - Trade Act of 1974 - 19 U.S.C. §§ 2273, 2341, 2401b**

[ ] U.S. Secretary of Labor      [ ] U.S. Secretary of Commerce      [ ] U.S. Secretary of Agriculture

**28 U.S.C. § 1581(e) - Trade Agreements Act of 1979, Section 305(b) (1) - 19 U.S.C. § 2515** *(Provide a brief statement of the final determination to be reviewed.)*

**28 U.S.C. § 1581(f) - Tariff Act of 1930, Section 777(c) (2) - 19 U.S.C. § 1677f(c) (2)**

Agency: [ ] U.S. International Trade Commission      [ ] Administering Authority

**28 U.S.C. § 1581(g) - Tariff Act of 1930, Section 641 - 19 U.S.C. § 1641 - or Section 499 - 19 U.S.C. § 1499**

[ ] Sec. 641(b) (2)      [ ] Sec. 641(b) (3)      [ ] Sec. 641(c) (1)      [ ] Sec. 641(b) (5)

[ ] Sec. 641(c) (2)      [ ] Sec. 641(d) (2) (B)      [ ] Sec. 499(b)

**J U R I S D I C T I O N**  
(Continued)

**28 U.S.C. § 1581(h) - Ruling relating to:**

<input type="checkbox"/> Classification	<input type="checkbox"/> Valuation	<input type="checkbox"/> Restricted Merchandise
<input type="checkbox"/> Rate of Duty	<input type="checkbox"/> Marking	<input type="checkbox"/> Entry Requirements
<input type="checkbox"/> Drawbacks	<input type="checkbox"/> Vessel Repairs	<input type="checkbox"/> Other: _____

**28 U.S.C. § 1581(i)** - (Cite any applicable statute and provide a brief statement describing jurisdictional basis.)

**28 U.S.C. § 1582 - Actions Commenced by the United States**

(1) Recover civil penalty under Tariff Act of 1930:

<input type="checkbox"/> Sec. 592	<input type="checkbox"/> Sec. 593A	<input type="checkbox"/> Sec. 641(b) (6)
<input type="checkbox"/> Sec. 641(d) (2) (A)	<input type="checkbox"/> Sec. 704(i) (2)	<input type="checkbox"/> Sec. 734(i) (2)

(2) Recover upon a bond

(3) Recover customs duties

**R E L A T E D     C A S E ( S )**

To your knowledge, does this action involve a common question of law or fact with any other action(s) previously decided or now pending?

	PLAINTIFF	COURT NUMBER	JUDGE
<input type="checkbox"/> Decided:			
<input type="checkbox"/> Pending:			

(Attach additional sheets, if necessary.)

(As amended, eff. Jan. 1, 1985; Jan. 25, 2000, eff. May 1, 2000; May 25, 2004, eff. Sept. 1, 2004; Nov. 29, 2005, eff. Jan. 1, 2006; Nov. 28, 2006, eff. Jan. 1, 2007; \_\_\_\_\_, 2012, eff. \_\_\_\_\_, 2013.)

**Advisory Committee Note**

CIT Form 5 has been amended by deleting the section entitled "Precedence" from its upper right hand corner. That section contained six check boxes corresponding to paragraphs one through six of prior Rule 3(g), which set forth a list of actions that the Court would expedite. Amended Rule 3(g) provides for discretionary precedential treatment of various actions, but only upon motion demonstrating good cause. As the mere filing of an action will not trigger expedited treatment under amended Rule 3(g), the check boxes have become moot and should be eliminated.