

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC

In the Matter of

CERTAIN INSECT TRAPS

Investigation No. 337-TA-498

SEIZURE AND FORFEITURE ORDER

The U.S. Bureau of Customs and Border Protection (“Customs”) has informed the Commission that (i) the owner, importer or consignee (or the agent of such person) of certain insect traps covered by a limited exclusion order attempted to import the article into the United States; (ii) Customs denied entry of the articles into the United States by reason of a final exclusion order; and (iii) upon such denial of entry, the Secretary of the Treasury provided the owner, importer, or consignee of the articles (or the agent of such person) with written notice of the aforesaid exclusion order and the fact that seizure and forfeiture would result from any further attempt to import the article into the United States. The Commission having determined, based on these and other documents provided by Customs, that the issuance of a seizure and forfeiture order concerning the article would be appropriate pursuant to section 337(i) of the Tariff Act of 1930 (19 U.S.C. § 1337(i)), it is hereby ORDERED:

1. Insect traps that are imported in violation of the limited exclusion order issued in the above-captioned investigation are to be seized and forfeited to the United States, if imported by the following firm: Koolatron, 27 Catherine Ave, Ontario, Canada N3T 1X5.

2. The Secretary shall serve copies of this order on the Secretary of the Treasury; U.S. Customs and Border Protection, Washington, D.C.; U.S. Customs and Border Protection, Buffalo, New York; the firm listed in paragraph 1 above; and counsel for American Biophysics Corporation, the complainant in Inv. No. 337-TA-498.

For the Commission.

/s/
Marilyn R. Abbott
Secretary to the Commission

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