



## A Recipe for Filing Section 301 – List 3 Exclusion Requests

### Ingredients for Exclusion Filing

- A completed List 3 Exclusion Form, which can be found [HERE](#).
- A thoughtful, comprehensive argument for why your product should be excluded.
- An outline of the product or range of comparable goods (two or more goods with similar characteristics or attribute) within the product definition set.
- A great deal of historical, statistical information.
- Attachments and supporting documents to back up claims
- Any information regarding List 1 or 2 exclusion requests previously filed for your company.
- A carefully planned process to monitor affected entries that were filed within the retroactive period.

### Firm Delivery Date!

- The window for delivery is June 30, 2019 through September 30, 2019

### Preparations for Exclusion Filing

- Parties must register through the USTR portal prior to filing: <https://exclusion/ustr.gov>
- Remember: Requestors may submit a range of comparable goods within the product definition set out on the exclusion request. A product request may include two or more goods with similar product characteristics or attributes. If this applies to any of your products, make sure you include a list of similar items that can be grouped together.

## Shapiro “Baking” Time!

- Make sure Shapiro has received all of your ingredients by Friday, September 20, 2019 in order to guarantee timely filing. Any data submitted after this deadline may not be filed by the September 30, 2019 cutoff.

## Exclusion Filing “Clean-up”

- Once the exclusion request is published in the portal and publicly available for viewing, anyone wanting to file a “response” (meaning an objection) must do so within 14 days.
- Once the response is public, the original requestor has 7 days to file a reply/rebuttal.
- Any exclusions granted will be effective from when the tariff was originally imposed (September 24, 2018) and will be valid for one year.

## How Shapiro Can Help.

Shapiro can assist you with individual ingredients or, well, we can “bake your cake”. More specifically:

- Shapiro can provide you with consulting services to assist with the 301 exclusion filings.
- Shapiro can introduce you to a seasoned Customs attorney to assist you with the argument for your 301 exclusion filings.
- Shapiro can obtain full detail from you about your planned 301 exclusion filings and complete the filings on your behalf.
- Shapiro can monitor your filings for both comments and acceptance.

Please contact [compliance@shapiro.com](mailto:compliance@shapiro.com) if you are interested and would like a quotation. Our “chefs” are waiting for your call.

