DEPARTMENT OF HOMELAND SECURITY
U.S. Customs and Border Protection

Notice of Issuance of Final Determination Concerning a Certain Alternator


ACTION: Notice of final determination.

SUMMARY: This document provides notice that U.S. Customs and Border Protection (“CBP”) has issued a final determination concerning the country of origin of a certain alternator. Based upon the facts presented, CBP has concluded in the final determination that the U.S. is the country of origin of the alternator for purposes of U.S. government procurement.

DATE: The final determination was issued on January 21, 2010. A copy of the final determination is attached. Any party-at-interest, as defined in 19 CFR 177.22(d), may seek judicial review of this final determination within 30 days of the date the final determination is issued. Section 177.30, CBP Regulations (19 CFR 177.30), provides that any party-at-interest, as defined in 19 CFR 177.22(d), may seek judicial review of a final determination within 30 days of publication of such determination in the Federal Register.


Sandra L. Bell,
Executive Director, Regulations and Rulings, Office of International Trade.

Attachment

H075667
January 21, 2010
OT: RR: CTF: VS
H075667 EE
CATEGORY: Marking

Mr. Peter S. Knudsen, Jr.
Ecoair Corp.
Four Industrial Circle
Hamden, CT 06517–3152

RE: U.S. Government Procurement;
Title III, Trade Agreements Act of 1979 (19 U.S.C. § 2511); Subpart B, Part 177, CBP Regulations; Country of Origin; Eco-Tech Heavy Duty Alternator

Dear Mr. Knudsen:

This is in response to your correspondence of October 31, 2009, in which you requested a final determination on behalf of Ecoair Corp. (“Ecoair”), pursuant to subpart B of part 177, Customs and Border Protection (“CBP”) Regulations (19 C.F.R. § 177.21 et seq.), Under the pertinent regulations, which implement Title III of the Trade Agreements Act of 1979, as amended (19 U.S.C. § 2511 et seq.), CBP issues country of origin advisory rulings and final determinations as to whether an article is or would be a product of a designated country or instrumentality for the purpose of granting waivers of certain “Buy American” restrictions in U.S. law or practice for products offered for sale to the U.S. Government.

This final determination concerns the country of origin of the Eco-Tech Heavy Duty Alternator. We note that Ecoair is a party-at-interest within the meaning of 19 C.F.R. § 177.22(d)[1] and is entitled to request this final determination.

FACTS:

You describe the pertinent facts as follows. Eco-Tech Alternators operate in diesel powered military boats, fire trucks, ambulances, utility trucks, school shuttles, party buses, and commercial fishing boats; all applications where significant operating time is spent at idle and where electric power needs are independent of the...