## 2013 USITC SURVEY REGARDING OUTSTANDING § 337 EXCLUSION ORDERS

(General Exclusion Order)

In its FY 2013 Performance Plan, the Commission stated its intention of obtaining feedback on the effectiveness of its outstanding exclusion orders issued under 19 U.S.C. § 1337. Results from the questionnaire will help assess progress on the agency's goal of actively facilitating enforcement of exclusion orders. The Commission's FY 2013 Performance Plan can be viewed <a href="here">here</a> (http://www.usitc.gov/press\_room/documents/budget\_2013.pdf) (PDF).

The Commission conducts such surveys in accordance with E.O. 12862, which directs agencies to ensure their products are customer-driven and to periodically survey customers to determine the kind and quality of services they want and their satisfaction with the existing services. Your sharing of this information is voluntary. Your individual response will be kept confidential and will not be publicly disclosed.

To navigate through this survey, please use the following interface buttons only:

Click the **Start** button to begin the survey.

Click the **Back** button to return to the previous page.

Click the **Send Answers** button to submit your survey.

Do not use your browser's Forward and Back arrows or the Enter or Backspace keys on your keyboard to navigate; you may lose information already entered.

2013 USITC Survey Regarding Outstanding Section 337 Exclusion Orders

D1. Do you believe that infringing goods covered by the General Exclusion Order issued in your investigation have been imported into the United States since the order went into effect?

Yes No No basis to judge

Comments regarding Question 1:
D2. Do you believe that infringing goods covered by the General Exclusion Order issued in your investigation are being imported into the United States at this time?
C Yes No No basis to judge
Comments regarding Question 2:
If3. If you answered "yes" to Question No. 1 or 2, were the imported articles the same product(s) and model number(s) of the articles found to infringe at the ITC, or were the imported articles newly developed or other products that were not at issue before the ITC?
Same product(s) and model number(s) of the articles at issue before the ITC
Newly developed or other products (including the same products with new model numbers) that were not at issue before the ITC

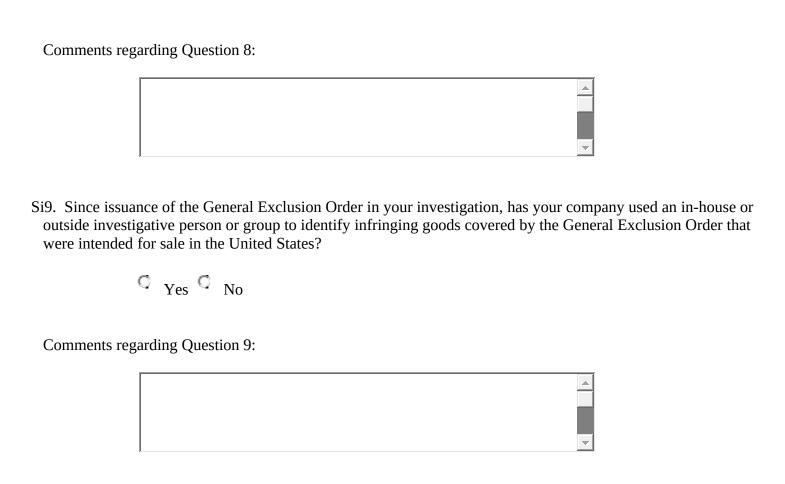
	Q	Combination of same product(s) and model number(s) of the articles at issue before the ITC and newly developed or other products that were not at issue before the ITC
	Q	Not applicable/no basis to judge
Comments	regard	ling Question 3:
If 4. If you had	liovo th	nere were imports of infringing goods covered by the General Exclusion Order issued in your
investigatior the order we effect that in	n after ent into efringir	the order went into effect, but such imports have since stopped, approximately how long after effect did the imports cease? (If you cannot estimate how long after the order went into imports ceased, please select "Not applicable/no basis to judge/cannot determine" and bened to these infringing imports in the comment field)
	Q	Less than a month
	Q	One month to three months
	Q	Four months to a year
	Q	Over a year

O	Not applicable/no basis to judge/ cannot	deterr	nine
Comments regar	ding Question 4:		
investigation after infringing goods appropriate box	er the order went into effect, what is your essince the order went into effect? (If the val	timate ue wa	
Q	\$50,000 or less	Q	\$1,000,001 to 5,000,000
Q	\$50,001 to 100,000	Q	More than \$5,000,000
O	\$100,001 to 500,000	Q	Not applicable/No basis to estimate
Q	\$500,001 to 1,000,000		

Comments regarding Question 5:

investigation	n afte of yo	er the order went into effect, what is your es ur total sales ([amount of lost sales ÷ your t	timate	y the General Exclusion Order issued in your of the amount of your lost sales as a les] $\times$ 100) due to the infringing goods since
	0	5.00% or less	O	50.01 to 66.67%
	Q	5.01 to 10.00%	O	66.68 to 100.00%
	O	10.01 to 20.00%	Q	100.01% or more
	O	20.01 to 33.33%	Q	Not applicable/no basis to estimate
	Q	33.34 to 50.00%		
Comments r	regaro	ding Question 6:		

Si7. Since issuance of the General Exclusion Order in your investigation, how has the total value of U.S. imports of infringing goods covered by the General Exclusion Order changed? (Compare a recent time period to a similar time period just before the order was issued.)					
Q	Effectively stopped	Q	Decreased slightly	Q	Increased moderately
Q	Decreased substantially	Q	Remained about the same	O	Increased substantially
Q	Decreased moderately	Q	Increased slightly	Q	No basis to judge
Comments reg	garding Question 7:			<u> </u>	
Si8. Since issuance of the General Exclusion Order in your investigation, to what extent have infringing goods covered by the General Exclusion Order and imported into the U.S. marketplace hurt your company's sales?					
C	Little to no extent		Substanti	al exte	ent
C	Some extent		Q Very great	at exte	ent
C	Moderate extent		Not appli	cable/	no basis to judge



If 10. If you answered "yes" to Question No. 9, what is your estimate of the approximate total cost to your company to maintain this investigative person or group during your company's most recently completed fiscal year? (If the cost was greater than \$500,000, please provide your estimate of the total cost at the nearest hundred thousand in the

Comments fiel	d).		
Q	\$5,000 or less	O	\$100,001 to 500,000
Q	\$5,001 to 10,000	O	More than \$500,000
C	\$10,001 to 50,000	C	Not applicable/No basis to estimate
O	\$50,001 to 100,000		
Comments reg	arding Question 10:		
			_

Si11. Since issuance of the General Exclusion Order in your investigation, has your company provided information to U.S. Customs and Border Protection to assist in the enforcement of the General Exclusion Order?

C Yes C No C Do not know/Not applicable

Comments regarding Question 11:



II 12. If you answered "yes" to Question No.11 (i.e., your company has provided information to U.S. Customs and Border Protection), has the information provided by your company led U.S. Customs and Border Protection to interdict shipments of infringing goods covered by the General Exclusion Order that were intended for sale in the United States?

C Yes No Do not know/Not applicable

Comments regarding Question 12:



13. If you answered "no" to Question No. 12 (i.e., the information provided by your company did not lead U.S. Customs and Border Protection to interdict shipments of the alleged infringing goods), did U.S. Customs and Border Protection make a determination that the goods referenced in the information provided by your company are not subject to the General Exclusion Order?

C Yes C No C Do not know/Not applicable

Comments regarding Question 13:

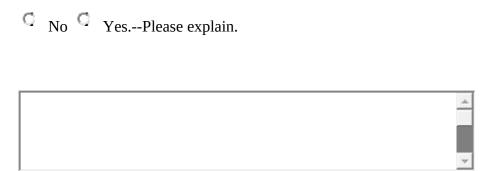
				<b>V</b>
Border Prote	ectio			has provided information to U.S. Customs and n U.S. Customs and Border Protection's response
	O	Very satisfied	Q	Dissatisfied
	O	Satisfied	Q	Very dissatisfied
	Q	Neither satisfied nor dissatisfied	O	Not applicable/decline to comment
Comments r	egaro	ding Question 14:		
		stoms and Border Protection issued any ruling since the order went into effect?	g rega	rding whether goods are covered by the General

Yes, only ruling(s) that goods are covered 

No, such a ruling has not been issued

		by the order
	Q	Yes, only ruling(s) that goods are NOT
	Q	Yes, both ruling(s) that some goods are covered by the order and that some goods are not covered by the order
Comments re	gardi	ing Question 15:
Order providi	ing co rotec	rnational Trade Commission sent a letter to your counsel after issuance of the General Exclusion ontact information for personnel at the U.S. International Trade Commission and U.S. Customs tion regarding enforcement measures; did you find this letter helpful?
	Q	Yes No Not applicable/Not aware of such a letter
Comments re	gardi	ng Question 16:

A17. Additional Comments - Do you have any additional comments pertaining to this survey or suggestions for improvement of the effectiveness or enforcement of the exclusion order(s)?



Thank you for providing your feedback. Any commercial or financial data furnished in response to this survey that reveals the individual operations of your firm will be treated as confidential by the Commission to the extent that such data is not otherwise available to the public and will not be disclosed except as may be required by law.