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*United States Customs Broker * International Air Freight Forwarder * Ocean Transport Intermediary (NF)
TSA registered Indirect Air Carrier * FMSCA Licensed Property Broker*

U. S. Department of Justice / ATF Registered Importer

U.S. Department of State Registered Exporter

Members of FIATA, TIA, CNS/IATA, NCBFAA, WWPC, AAEI - C-TPAT Certified SVI dtgBro03903

AGREEMENT TO PROVIDE CUSTOMS BROKERAGE SERVICES

Your company, a Third Party Logistics, Provider, Freight Forwarder and / or a potential "Unlicensed Person" as defined by TITLE 19 USA, CHAPTER I, PART 111, SUBPART C §111.36, has tasked the D.T. Gruelle (DTG) to perform Customs Brokerage Clearing services for one of your Clients. It is important for you to understand that that 19 USC Part §1113.36 governs these transactions relative to transacting Customs Business with unlicensed entities. Below, please find an extract of aforementioned regulation:

TITLE 19 - CUSTOMS DUTIES

CHAPTER I - BUREAU OF CUSTOMS AND BORDER PROTECTION, DEPARTMENT OF HOMELAND SECURITY; DEPARTMENT OF THE TREASURY

PART 111 - CUSTOMS BROKERS

Subpart c - DUTIES AND RESPONSIBILITIES OF CUSTOMS BROKERS

111.36 - Relations with unlicensed persons.

(a) Employment by unlicensed person other than importer. When a broker is employed for the transaction of customs business by an unlicensed person who is not the actual importer, the broker must transmit to the actual importer either a copy of his bill for services rendered or a copy of the entry, unless the merchandise was purchased on a delivered duty-paid basis or unless the importer has in writing waived transmittal of the copy of the entry or bill for services rendered.

(b) Service to others not to benefit unlicensed person. Except as otherwise provided in paragraph (c) of this section, a broker must not enter into any agreement with an unlicensed person to transact customs business for others in such manner that the fees or other benefits resulting from the services rendered for others inure to the benefit of the unlicensed person.

(c) Relations with a freight forwarder. A broker may compensate a freight forwarder for referring brokerage business, subject to the following conditions: (1) The importer or other party in interest is notified in advance by the forwarder or broker of the name of the broker selected by the forwarder for the handling of his Customs transactions; (2) The broker transmits directly to the importer or other party in interest: (i) A true copy of his brokerage charges if the fees and charges are to be collected by or through the forwarder, unless this requirement is waived in writing by the importer or other party in interest; or (ii) A statement of his brokerage charges and an itemized list of any charges to be collected for the account of the freight forwarder if the fees and charges are to be collected by or through the broker; (3) No part of the agreement of compensation between the broker and the forwarder, nor any action taken pursuant to the agreement, forbids or prevents direct communication between the importer or other party in interest and the broker; and (4) In making the agreement and in all actions taken pursuant to the agreement, the broker remains subject to all other provisions

THEREFORE:

1. DTG will invoice all Customs Brokerage Charges (Customs Duties, Fees and Taxes, Entry Fee, etc.) to your company for the entry transaction. You are certifying below, that you will transmit to the actual importer either a copy of his bill for services rendered or a copy of the entry, unless the merchandise was purchased on a delivered duty-paid basis or unless the importer has in writing waived transmittal of the copy of the entry or bill for services rendered. Except as otherwise provided in paragraph (c) of this section, DTG has not entered into any agreement with an unlicensed person to transact customs business for others in such manner that the fees or other benefits resulting from the services rendered for others inure to the benefit of the unlicensed person.
2. The D.T. Gruelle has the right to have unrestricted and open communication with the actual importer of record to request information regarding classification, valuation, and documentation any and all matters relating to compliant submission of entry data to C&BP. DTG has the right to transmit a copy of Brokerage invoice and all relevant information, i.e. 3461, 7501, Commercial Invoices, Bills of Lading, etc. directly to the Importer of Record.
3. The services, fees, etc. or any service to others will not benefit your company. Services offered to the actual importer are for the importer and do not benefit your company, except as provided for in §1136. (b) (c) above.
4. You have notified the importer, in advance, that DTG is the Customs Broker.
5. That DTG and your company will keep client records confidential as prescribed by 19 USC § 111.24

AGREED AND ACCEPTED:

D.T. Gruelle – Durard Timothy Gruelle - President

Your Company:	
By – Name:	
Title:	
Signature:	