

NOTICE TO ALL ENTITIES ACTING AS **IMPORTER OF RECORD**

US Customs and Border Protection (CBP) issued a Final Rule on Modernization of the Customs Broker Regulations that became effective December 19, 2022. As a result of the update to federal regulation 19 CFR 111.36(c)(3), US Customs Brokers executing a Power of Attorney (POA) with an importer must comply with the following requirements:

- Brokers must directly execute a POA with an importer of record or drawback claimant (client) and not through a freight forwarder or other third party in order to transact customs business for the client
- An agent or third-party cannot serve as a barrier to communications between brokers and the client; however, the client may have an agent or third-party assist in executing the POA, for example by providing translation services; providing counsel in reviewing the POA terms; or providing courier services to relay a written POA

Power of Attorney for Customs and Forwarding Agent

INSTRUCTIONS FOR COMPLETION

- 1) Please indicate your corporate I.R.S. #/Social Security # (whichever is applicable) - for U.S. Companies only.
- 2) Check appropriate box to indicate company status.

- 3)

<i>Individual</i>	-	state person's name.
<i>Partnership</i>	-	indicate full name of each partner and partnership name.
<i>Sole Proprietorship</i>	-	indicate full name of individual and company.
<i>Corporation</i>	-	indicate full legal company name.

- 4) Company name if other than as stated in #3.
- 5) Corporations only - indicate the state, province or country under whose laws you operate.
- 6) Official physical address of the companies' home office, or individual home address.
- 7) Typed/printed name of individual signing power of attorney.

If you are signing on behalf of a corporation, the individual signing must be a corporate officer (i.e. - President, Vice-President, Secretary or Treasurer are the only titles we can accept at face value). Any other officer title for corporations should include with the POA a written statement that the signing officer is listed in the corporation's Articles/corporate minutes as an officer. If you are signing on behalf of a Limited Liability Company, the signer is required to have authority on behalf of the LLC to sign this document, by signing the document you are certifying the LLC has authorized you to do so.

- 8) Signature of individual indicated in #7.
- 9) Title of individual indicated in #8.
- 10) Date power of attorney is being granted.
- 11) Name and signature of witness (not required unless specifically required by your State/Provincial/Federal government).

Note: Only non-resident corporations must complete the corporate certification section.

- 12) Name of individual officer executing the corporate certification.
- 13) Title of individual indicated in #12.
- 14) Name of Corporation.
- 15) Indicate the state, province or country under whose laws your company operates.
- 16) Name of person signing front of power of attorney (same as #8)
- 17) Title of person signing front of power of attorney (same as #9).
- 18) Date the corporation recognized granting power of attorney to Global Distribution & Logistics, LLC
- 19) Signature of officer executing the corporate certification.
- 20) Date

ALL SPACES MUST BE FILLED IN.



Power of Attorney for Customs and Forwarding Agent

IRS/EIN No. (1) _____
(or Social Security No. or Customs assign No.)

Check appropriate box

- (2) ☐ Individual
☐ Partnership
☐ Corporation
☐ Sole Proprietorship
☐ Limited Liability Company

KNOW ALL MEN BY THESE PRESENTS:

That (3) _____, doing business as a (4) _____
(Full name of person, partnership, corporation, or sole proprietorship, LLC) (Corporation, Individual, Sole Proprietorship, Partner, LLC)

under the laws of the State of (5) _____, residing or having a principal place of business at (6) _____.
Hereby constitutes and appoints Global Distribution & Logistics, LLC, its heirs and assigns, its officers, employees and or specifically authorized agents, too act for and on its behalf as a true and lawful agent and attorney of the grantor for and in the name, place and stead of said grantor, from this date, in the United States (the "territory") either in writing, electronically, or by other authorized means, to:

Make, endorse, sign, declare, or swear to any customs entry, withdrawal, declaration, certificate, bill of lading, carnet, shipper's export declaration, commercial invoice, insurance certificate, draft or any other document(s) required by law or regulation in connection with the exportation, importation or transportation of any merchandise in or through the customs territory', shipped or consigned by or to said grantor;

Perform any act or condition which may be required by law or regulation of the Department of Commerce, Department of Treasury, Census Bureau or any other governmental agency in connection with such merchandise deliverable to or from said grantor; to receive or ship any merchandise;

Make endorsements on bills of lading conferring authority to transfer title; make entry or collect drawback; and to make, sign, declare, or swear to any statement or certificate required by law or regulation for drawback purposes, regardless of whether such document is intended for filing with Customs;

Sign, seal, and deliver for any as the act of said grantor any bond required by law or regulation in connection with the entry or withdrawal of imported merchandise or merchandise exported with or without benefit of drawback or in connection with the entry, clearance, lading, unlading or navigation of any vessel or other means of conveyance owned or operated by said grantor, and any and all bonds which may be voluntarily given and accepted under applicable laws and regulations, consignee's and owner's declarations provided for in section 485, Tariff Act of 1930, as amended, or affidavits or statements in connection with the entry of merchandise;

Sign and swear to any document and to perform any act that may be necessary or required by law or regulation in connection with the entering, clearing, lading, unlading, or operation of any vessel or other means of conveyance owned or operated by said grantor;

Authorize other Customs Brokers duly licensed within the territory to act as grantor's agent; to receive, endorse and collect checks issued for Customs duty refunds in grantor's name drawn on the Treasurer of the United States or otherwise on behalf of grantor, if the grantor is a nonresident of the Territory', to accept service of process on behalf of the grantor;

And generally to transact Customs business, including filing of claims or protests under Section 514 of the Tariff Act of 1930, or pursuant to other laws of the Territories, in which said grantor is or may be concerned or interested and which may properly be transacted or performed by agent and attorney;

Giving to said agent and attorney full power and authority to do anything whatever requisite and necessary to be done in the premises as fully as said grantor could do if present and acting, hereby ratifying and confirming all that the said agent and attorney shall lawfully do by virtue of these presents;

The Exporter/Importer hereby certified that all statements and information contained in the documentation provided to the Customs House Broker/Forwarding Agent relating to the exportation/importation are true and correct. Furthermore, the Exporter/Importer understands that civil and criminal penalties may be imposed for making false or fraudulent statements or for the violation of any United States laws or regulations on an exportation/importation.

This power of attorney is to remain in full force and effect until revocation in writing is duly given and received by the Port Director of Customs. If the donor of this power of attorney is a partnership, the said power shall in no case have any force or effect in the Territory after the expiration of two (2) years from the date of its execution.

If the grantor is a Limited Liability Company, the signatory certifies that he/she has full authority to execute this on behalf of the Grantor.

Grantor hereby acknowledges receipt of Global Distribution & Logistics, LLC, its heirs and assigns, Terms and Condition of Service which are hereby incorporated by reference and shall govern all transactions between the parties...

IN WITNESS WHEREOF, the said (7) _____ caused
(full name of company)

these presents to be sealed and signed: (Signature) (8) _____

(Capacity) (9) _____ (Date) (10) _____

WITNESS (11) _____

Pursuant to the Customs Regulations III.29(b), if you are the importer of record, payment to the broker will not relieve you of liability for Customs charges (duties, taxes, or other debts owed Customs) in the event the charges are not paid by the broker. Therefore, if you pay by check, Customs charges may be paid with a separate check made payable to the U.S. Customs Service, which shall be delivered to Customs by the broker. Importers who wish to utilize this procedure must contact our office in advance to arrange timely receipt of duty checks.

CORPORATE CERTIFICATION (REQUIRED FOR NON RESIDENT POWERS OF ATTORNEY ONLY) (TO BE MADE BY AN OFFICER OTHER THAN THE ONE WHO EXECUTES THE POWER OF ATTORNEY)

I, (12) _____, certify that I am the (13) _____ of (14) _____ organized under the laws of Country/Province/State of (15) that (16) _____, who signed this Power of Attorney on behalf of the donor, appointing Global Distribution & Logistics, LLC to act as a true and lawful agent and attorney with full power and authority, is the (17) of said corporation: and that said Power of Attorney was duly signed. Sealed and attested for and on behalf of said corporation by authority of its governing body as the same appears in a resolution of the Board of Directors passed at a regular meeting held on (18) _____ day of _____, 20_____
now in my possession or custody. I further certify that the resolution is in accordance with the articles of incorporation and bylaws of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand (and affixed the seal of said corporation);