

JMC Seminar

(Japan Machinery Center for Trade and Investment)



PISANI & ROLL LLP

Attorneys at Law



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Seminar: 2018 U.S. Customs & Border Protection: Supply chain Security, Trade Facilitation and Compliance

1. **Date: Nov.6, 2018 (Tue) 13:30 – 17:00**
2. **Venue: "Seminar hall at Kikai Shinko Kaikan (B2) "**
Address: Kikai Shinko Bldg., 3-5-8 Shiba-Koen, Minato-ku, Tokyo
3. **program**
 - (1) **Air Cargo Advance Screening (ACAS)**
Mr. Brendan C. O' Hearn
CBP Attaché, American Embassy, U.S. Customs and Border Protection
 - (2) **CTPAT Update**
 - * Benefits for CTPAT members
 - * CTPAT minimum security requirements (MSC)**Mr. Robert J. Pisani,**
Attorney - Partner, Pisani and Roll LLP
 - (3) **USMCA (NAFTA "2.0") + TRUMP TARIFFS**
 - * Main Customs Chapter, Rule of Origin Changes
 - * TRUMP Tariffs & Tariff Engineering
 - * Valuation Issues**Mr. Michael E. Roll**
Attorney - Partner, Pisani and Roll LLP
 - (4) **Q&A**

Requests to the participants

- 1. Smoking is not allowed in the seminar hall. You may smoke at the smoking space outside.**
- 2. Please refrain from using cell phone and PC during the lecture.**
- 3. Please put your receiver set for simultaneous interpretation on your chair when you leave the hall.**

Biography of Speakers

Mr. Brendan C. O' Hearn

CBP Attaché, U.S. Customs and Border Protection, Embassy of the United States of America

Mr. Brendan C. O' Hearn arrived in Japan in July 2013 to serve as the U.S. Customs and Border Protection Attaché. In this position, he covers a broad range of border issues including Customs and Immigration issues.

Prior to assuming his position in Japan, Mr. O' Hearn served as the Director of International Organizations and Agreements within the Office of International Affairs. In this position he was responsible for U.S. Customs and Border Protection's (CBP) international policy development. Mr. O' Hearn directed CBP's engagement in multilateral organizations (such as the WCO, APEC, INTERPOL and the G-8) and the negotiation of CBP's international cooperation and information sharing instruments.

From 2012 to 2014, Mr. O' Hearn served as the World Customs Organization's (WCO) Finance Committee Chair where he oversees the development, execution and policy aspects of the organization's 16+ million Euro a year budget and approximately 12 million Euro in voluntary contributions.

In 2004 and 2005, Mr. O' Hearn led the CBP team that wrote and negotiated the WCO Framework of Standards to Secure and Facilitate Global Trade. During the United States host year of APEC in 2011, he served as the Chair of the APEC Sub Committee on Customs Procedures, which actively pursues the establishment of Authorized Economic Operator Programs, Trade Resumption Protocols, Import Safety Operations and Single Window Development in the APEC region.

Mr. O' Hearn started his public service career with the U.S. Customs Service in 1995 as an Import Specialist at John F. Kennedy International Airport in New York. He holds a

Bachelor of Arts in International Affairs from the University of the Pacific and completed graduate work in the field of secondary education at Dowling University's Graduate School. Mr. O' Hearn was also awarded a Senior Executive Fellows Program certificate of completion from Harvard University's John F. Kennedy School of Government.

**Mr. Robert J. Pisani,
Partner, Pisani and Roll LLP**

Rob is a nationally known international trade lawyer with over 35 years of government and industry experience. He is a former partner of a national law firm and was the first director of the firm's multi-disciplinary trade advisory group. Rob represents a diverse group of clients, including major corporations involved in the importation of agricultural/food products, telecommunication/electronic equipment, textile goods, mass merchandise, wood/lumber, and various manufactured articles. He has assisted numerous clients in import enforcement proceedings, internal compliance reviews, Customs Focused Assessments and C-TPAT application/certification and validation proceedings. Rob is an accomplished speaker on international trade issues. Over the course of his career, Rob has spoken at virtually every major Customs port of entry in the United States and has provided over 300 trade-related seminars. In addition he has addressed numerous government and industry groups in the U.S. and overseas. In addition to being well known at Customs Headquarters in Washington, thanks to Rob's Customs field officer training sessions and frequent travels to virtually all of the local Customs offices, he is well known at most of the Customs ports of entry across the United States.

Rob also founded and established the Global Electronic Trade Alliance ("GETA") a trade association formed to promote online global trade, chaired by a former Customs Commissioner. Rob also incorporated the International Compliance Professionals Association, referred over a third of the initial membership and served as its first general counsel. In addition to his trade association experience, at the invitation of the American Conference Institute, Rob has served as co-chair for all three of the Institute's unique and ground-breaking Global Customs Compliance seminars. These seminars have attracted the attention and participation of the most skilled and respected public and private sector Customs experts from across the globe.

Prior to his industry experience, Rob was a Senior Attorney at U.S. Customs Headquarters in Washington. While at Customs he participated in the resolution of most major Customs penalty cases, and was a principal agency spokesperson on the Customs Modernization Act and Customs trade compliance issues. Rob is the author of Customs revised reasonable care checklist, the Customs prior disclosure regulations, the publication entitled "The ABC's of Prior Disclosure," and Customs section 1592 penalty guidelines. Rob received the Commissioner of Customs Award in both 1983 and 1999, and he completed Harvard University's Senior Executive Fellow's Program at the JFK School of Government in 1991.

Rob received his B.A. degree from Tulane University in 1974, and obtained his Juris Doctorate from the Washington College of Law of the American University in 1978. He is a member of the District of Columbia and Florida Bar Associations. Rob is admitted to practice before the Court of International Trade, the U.S. Court of Appeals for the Federal Circuit, and the U.S. Supreme Court.

Michael Roll

Partner, Pisani and Roll LLP

Mike is an accomplished international trade lawyer and represents clients in virtually all areas of import-export laws and regulations. He has over 20 years of experience in the private sector and is a former partner of a prominent national law firm. He is an accomplished, well-known authority on U.S. and foreign preferential trade programs, including NAFTA, GSP, CBI and IFTA. He also has extensive import transaction audit experience as well as experience in assisting companies develop comprehensive import compliance programs. Mike represents both small and large companies in diverse businesses that are subject to Customs audits. These industries include mass merchandising/retailing, telecommunication, electronics, agriculture, pharmaceuticals, chemicals, toys and textiles. He successfully counseled the first technology/telecommunication company to be accepted into Customs' Importer Self-Assessment program by providing assistance with the company's program application.

In addition to the above, Mike is well-versed in the C-TPAT program, and has assisted numerous clients become approved C-TPAT certified participants. With regard to trade compliance, Mike has substantial enforcement experience, representing clients in civil penalty proceedings, prior disclosures, disclosure verifications, Customs investigations, seizures, detentions and liquidated damage cases. In addition, he is fluent in Spanish and has presented trade compliance seminars in both English and Spanish. Mike has spoken on NAFTA rules of origin, as well as U.S. and Mexican customs procedures throughout the United States, Canada and Mexico. He is the author of numerous articles on international trade issues.

Mike received his Bachelor of Science in Foreign Service from Georgetown University's School of Foreign Service, where his studies focused on international business and Latin America. He obtained his J.D. from Fordham University School of Law, where he was a Notes & Comments Editor of the Fordham International Law Journal.

Mike is a member of the Illinois and California bars, and is admitted to practice before the Court of International Trade, the U.S. Court of Appeals for the Federal Circuit, the U.S. Supreme Court, the U.S. Court of Federal Claims and the U.S. District Court for the Northern District of Illinois.