

**From:** [Blair Choi](#)  
**To:** [Secretary](#)  
**Subject:** Demurrage and Detention proposed rulemaking  
**Date:** Tuesday, October 29, 2019 2:15:24 PM

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Good afternoon,

We have following concerns regarding the demurrage and detention charges.

1. CBP exam could take longer than allowed detention time by the carrier. This is either due to a backlog at the exam facility or the delay of the transportation from the pier to the exam site. 99% of the time, the exam site is using its own bonded trucker to move the container to its facility. When this happens, customs brokers receive the bill from the carrier, which must be paid prior to pick up. All the importers stated that this is unfair practice by the carrier.
2. The shortage of chassis is another factor in untimely pick up of the containers from the pier. The importer is responsible for detention and demurrage charges when there is no chassis available for their containers.
3. The terminal system doesn't indicate the container is pending an exam. However, when we contact CBP via email or phone call, CBP advises the container is pending an exam. Until CBP posts the container available for an exam in the terminal system, the container will stay at the pier, and the importer has no choice but to pay the demurrage and detention charges.
4. The carrier's detention charge and the pier demurrage charge start on a different date. For example, the carrier gives three to four days while the pier allows five working days. This date should be ONE date, not two different dates.

Thank you for listening to this matter, and hoping to see a resolution soon.

Regards,

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