

In the Matter of

Case No. 06-19

The Office of Antiboycott Compliance, Bureau of Industry and Security, U.S. Department of Commerce (“BIS”), having determined to initiate an administrative proceeding pursuant to Section 11(c) of the Export Administration Act of 1979, as amended (50 U.S.C. §§ 2401-2420 (2000)) (the “Act”)¹ and the Export Administration Regulations (currently codified at 15 C.F.R. Parts 730-774 (2009)) (the “Regulations”), against York International Corporation (“York International”), a domestic concern resident in the State of Pennsylvania, based on allegations set forth in the Proposed Charging Letter, dated September 21, 2009, that alleged that York International committed 122 violations of the Regulations;

¹ Since August 21, 2001, the Act has been in lapse and the President, through Executive Order 13222 of August 17, 2001 (3 C.F.R., 2001 Comp. 783 (2002)), which has been extended by successive Presidential Notices, the most recent of which was August 13, 2009 (74 Fed. Reg. 41,325 (August 14, 2009)), has continued the Regulations in effect under the International Emergency Economic Powers Act (50 U.S.C. §§ 1701-1707(2000)).

Specifically, the charges are:

1. *Six Violations of 15 C.F.R. §760.2(a) - Agreement to Refuse to Do Business:*

During the period 2002 through 2005, York International, engaged in transactions involving the sale and/or transfer of goods or services (including information) from the United States to Lebanon, Libya, Syria and the United Arab Emirates, activities in the interstate or foreign commerce of the United States, as defined in Section 760.1(d) of the Regulations. In connection with these activities, on six occasions, York International, knowingly agreed to refuse to do business with another person pursuant to an agreement with, a requirement of, or a request from or on behalf of a boycotting country, an activity prohibited by Section 760.2(a) of the Regulations, and not excepted.

2. *Fifteen Violations of 15 C.F.R. §760.2(d) - Furnishing Information about Business Relationships with Boycotted Countries or Blacklisted Persons:*

During the period 2002 through 2006, York International, engaged in transactions involving the sale and/or transfer of goods or services (including information) from the United States to Lebanon, Libya, Kuwait, Oman, Qatar, Syria, Sudan and the United Arab Emirates, activities in the interstate or foreign commerce of the United States, as defined in Section 760.1 (d) of the Regulations. In connection with these activities, on fifteen occasions, York International, with intent to comply with, further or support an unsanctioned foreign boycott, furnished information about its or another person's business relationships with or in a boycotted country or with another person who is

known or believed to be restricted from having any business relationship with or in a boycotting country, an activity prohibited by Section 760.2(d) of the Regulations, and not excepted.

3. *One-hundred-one Violations of 15 C.F.R. §760.5 - Failing to Report the Receipt of a Request to Engage in a Restrictive Trade Practice or Foreign Boycott Against a Country Friendly to the United States:*

During the period 2002 through 2006, York International, engaged in transactions involving the sale and/or transfer of goods or services (including information) from the United States to Egypt, India, Jordan, Kuwait, Lebanon, Libya, Oman, Pakistan, Qatar, Syria, Sudan, Turkey and the United Arab Emirates, activities in the interstate or foreign commerce of the United States, as defined in Section 760.1(d) of the Regulations. In connection with these activities, York International, on one-hundred-one occasions, received a request to take an action which would have the effect of furthering or supporting a restrictive trade practice or unsanctioned foreign boycott and failed to report its receipts of these requests to the Department of Commerce, as directed by Section 760.5 of the Regulations.

BIS and York International having entered into a Settlement Agreement pursuant to Section 766.18(a) of the Regulations whereby the parties have agreed to settle this matter in accordance with the terms and conditions set forth therein and the terms of the Settlement Agreement having been approved by me;

IT IS THEREFORE ORDERED THAT:

FIRST, a civil penalty of \$140,850 is assessed against York International and shall be paid to the U. S. Department of Commerce within 30 days from the date of entry of this Order. Payment of this sum shall be made in the manner specified in the attached instructions.

SECOND, pursuant to the Debt Collections Act of 1982, as amended (31 U.S.C. §§ 3701-3720E (1983 and Supp. 2001)), the civil penalty owed under this Order accrues interest as more fully described in the attached Notice and, if payment is not made by the due date specified herein, York International will be assessed, in addition to the full amount of the penalty and interest, a penalty charge and an administrative charge, as more fully described in the attached Notice.

THIRD, the timely payment of the sum of \$140,850 is hereby made a condition to the granting, restoration or continuing validity of any export license, permission, or privilege granted, or to be granted, to York International.

Accordingly, if York International should fail to pay the civil penalty in a timely manner, the undersigned may enter an Order denying all of York International's export privileges for a period of one year from the date of the entry of this Order.

FOURTH, the Proposed Charging Letter, the Settlement Agreement and this Order shall be made available to the public and a copy of this Order shall be served upon York International.

This Order, which constitutes the final agency action in this matter, is effective immediately.



Kevin Delli-Colli
Acting Assistant Secretary of Commerce for
Export Enforcement

Entered this 5th day of November, 2009

Attachments

NOTICE

The Order to which this Notice is attached describes the reasons for the assessment of the civil monetary penalty. It also specifies the amount owed and the date by which payment of the civil penalty is due and payable.

Under the Debt Collection Act of 1982, as amended (31 U.S.C. §§ 3701-3720E (1983 and Supp. 2001)) and the Federal Claims Collection Standards (65 Fed. Reg. 70390-70406, November 22, 2000, to be codified at 31 C.F.R. Parts 900-904), interest accrues on any and all civil monetary penalties owed and unpaid under the Order, from the date of the Order until paid in full. The rate of interest assessed respondent is the rate of the current value of funds to the U.S. Treasury on the date that the Order was entered. However, interest is waived on any portion paid within 30 days of the date of the Order. See 31 U.S.C. §3717 and 31 C.F.R. §901.9.

The civil monetary penalty will be delinquent if not paid by the due date specified in the Order. If the penalty becomes delinquent, interest will continue to accrue on the balance remaining due and unpaid, and respondent will also be assessed both an administrative charge to cover the cost of processing and handling the delinquent claim and a penalty charge of six percent per year. However, although the penalty charge will be computed from the date that the civil penalty becomes delinquent, it will be assessed only on sums due and unpaid for over 90 days after that date. See 31 U.S.C. §3717 and 31 C.F.R. §901.9.

The forgoing constitutes the initial written notice and demand to respondent in accordance with Section 901.2 of the Federal Claims Collection Standards (31 C.F.R. §901.2(b)).

INSTRUCTIONS FOR PAYMENT OF SETTLEMENT AMOUNT

1. The check should be made payable to:

U.S. DEPARTMENT OF COMMERCE

2. The check should be mailed to:

U.S. Department of Commerce
Bureau of Industry and Security

Room 6622

14th & Constitution Avenue, N.W.
Washington, D.C. 20230

Attention: James Vidale

In the Matter of

Case No. 06-19

This agreement is made by and between York International Corporation (“York International”), a domestic concern resident in the State of Pennsylvania, and the Office of Antiboycott Compliance, Bureau of Industry and Security, United States Department of Commerce (“BIS”), pursuant to Section 766.18(a) of the Export Administration Regulations (currently codified at 15 C.F.R. Parts 730-774 (2009)) (the “Regulations”), issued pursuant to the Export Administration Act of 1979, as amended (50 U.S.C. §§ 2401-2420 (2000)) (the “Act”).¹

¹ Since August 21, 2001, the Act has been in lapse and the President, through Executive Order 13222 of August 17, 2001 (3 C.F.R., 2001 Comp. 783 (2002)), which has been extended by successive Presidential Notices, the most recent of which was August 13, 2009 (74 Fed. Reg. 41,325 (August 14, 2009)), has continued the Regulations in effect under the International Emergency Economic Powers Act (50 U.S.C. §§ 1701-1707(2000)).

WHEREAS, York International has voluntarily disclosed to BIS information concerning certain of its transactions; and

WHEREAS, BIS has notified York International of its intention to initiate an administrative proceeding against York International pursuant to the Act and the Regulations by issuing the Proposed Charging Letter dated September 21, 2009, a copy of which is attached hereto and incorporated herein by this reference; and

WHEREAS, York International has reviewed the Proposed Charging Letter and is aware of the allegations against it and the administrative sanctions which could be imposed against it if the allegations are found to be true; York International fully understands the terms of this Settlement Agreement, and enters into this Settlement Agreement voluntarily and with full knowledge of its rights; and York International states that no promises or representations have been made to it other than the agreements and considerations herein expressed; and

WHEREAS, York International neither admits nor denies the truth of the allegations, but wishes to settle and dispose of the allegations made in the Proposed Charging Letter by entering into this Settlement Agreement; and

WHEREAS, York International agrees to be bound by the appropriate Order ("Order")

when entered;

NOW, THEREFORE, York International and BIS agree as follows:

1. Under the Act and the Regulations, BIS has jurisdiction over York International with respect to the matters alleged in the Proposed Charging Letter.
2. BIS shall impose a civil penalty in the amount of \$140,850. York International will pay to the U.S. Department of Commerce, within 30 days from the date of entry of the Order, and in accordance with the terms of the Order, when entered, the amount of \$140,850 in complete settlement of all matters set forth in the Proposed Charging Letter.
3. The timely payment of the amount agreed to in paragraph 2 is hereby made a condition of the granting, restoration, or continuing validity of any export license, permission, or privilege granted, or to be granted, to York International. Failure to make payment of this amount shall result in the denial of all of York International's export privileges for a period of one year from the date of entry of the Order.

4. Subject to the approval of this Settlement Agreement, pursuant to paragraph 9 hereof, York International hereby waives all rights to further procedural steps in this matter (except with respect to any alleged violation of this Settlement Agreement or Order, when entered) including, without limitation, any right to:
 - A. An administrative hearing regarding the allegations in the Proposed Charging Letter;
 - B. Request a refund of any funds paid by York International pursuant to this Settlement Agreement and the Order, when entered; or
 - C. Seek judicial review or otherwise contest the validity of this Settlement Agreement or the Order, when entered.
5. BIS, upon entry of the Order, will not initiate any administrative or judicial proceeding, or make a referral to the Department of Justice for criminal proceedings against York International with respect to any violation of Section 8 of the Act or Part 760 of the Regulations arising out of the transactions set forth in the Proposed Charging Letter or any other transaction that was disclosed to or reviewed by BIS in the course of its investigation.
6. York International understands that BIS will disclose publicly the Proposed Charging Letter, this Settlement Agreement, and the Order, when entered.

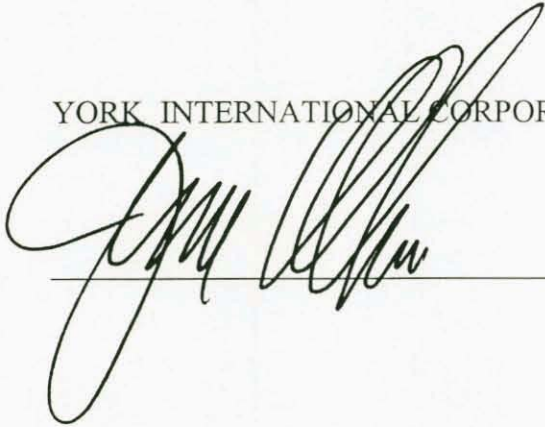
7. This Settlement Agreement is for settlement purposes only, and does not constitute an admission by York International that it has violated the Regulations, or an admission of the truth of any allegation contained in the Proposed Charging Letter or referred to in this Settlement Agreement.

Therefore, if this Settlement Agreement is not accepted and the Order not entered by the Assistant Secretary for Export Enforcement, BIS may not use this Settlement Agreement against York International in any administrative or judicial proceeding.

8. No agreement, understanding, representation or interpretation not contained in this Settlement Agreement may be used to vary or otherwise affect the terms of this Settlement Agreement or the Order, when entered, nor shall this Settlement Agreement bind, constrain or otherwise limit any action by any other agency or department of the United States Government with respect to the facts and circumstances herein addressed. This paragraph shall not limit York International's right to challenge any action brought by any other agency based on a referral by BIS or any employee thereof, in contravention of paragraph 5 of this Settlement Agreement.

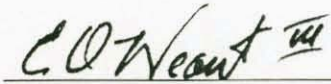
9. This Settlement Agreement will become binding on BIS only when approved by the Assistant Secretary for Export Enforcement by entering the Order.

YORK INTERNATIONAL CORPORATION



DATE: 10/20/09

U.S. DEPARTMENT OF COMMERCE



Edward O. Weant III
Director
Office of Antiboycott Compliance

DATE: 11-4-09

Attachment



UNITED STATES DEPARTMENT OF COMMERCE
Bureau of Industry and Security
Washington, D.C. 20230

PROPOSED CHARGING LETTER

September 21, 2009

York International Corporation
631 South Richland Avenue
York, PA 17403

Case No. 06-19

Gentlemen/Ladies:

We, the Office of Antiboycott Compliance, Bureau of Industry and Security, United States Department of Commerce ("BIS"), have reason to believe that you, York International Corporation, located in York, Pennsylvania, have committed one hundred twenty-two (122) violations of the Export Administration Regulations (currently codified at 15 C.F.R. Parts 730-774 (2009)) (the "Regulations"),¹ which are issued under the authority of the Export Administration Act of 1979, as amended (50 U.S.C. app. §§ 2401-2420 (2000)) (the "Act").²

We charge that you committed six (6) violations of Section 760.2(a) of the Regulations, in that, on six occasions, with intent to comply with, further or support an unsanctioned foreign boycott, you knowingly agreed to refuse to do business with another person pursuant to an agreement with, a requirement of, or a request from or on behalf of a boycotting country.

Additionally, we charge that you committed fifteen (15) violations of Section 760.2(d) of the Regulations, in that, with intent to comply with, further or support an unsanctioned foreign boycott, you furnished fifteen (15) items of information about your or another person's business relationships with or in a boycotted country or with another person who is known or believed to

¹ The alleged violations occurred in the years 2002 to 2006. The Regulations governing the violations at issue are found in the 2002 through 2006 versions of the Code of Federal Regulations (15 C.F.R. Parts 730-774 (2002, 2003, 2004, 2005 and 2006)). The prior years' Regulations are substantially the same as the 2009 version of the Regulations which govern the procedural aspects of this matter.

² Since August 21, 2001, the Act has been in lapse and the President, through Executive Order 13222 of August 17, 2001 (3 C.F.R., 2001 Comp. 783 (2002)), which has been extended by successive Presidential Notices, the most recent of which was August 13, 2009 (74 Fed. Reg. 41,325 (August 14, 2009)), has continued the Regulations in effect under the International Emergency Economic Powers Act (50 U.S.C. §§ 1701-1707(2000)).



be restricted from having any business relationship with or in a boycotting country.

Lastly, we charge that you committed one-hundred-one (101) violations of Section 760.5 of the Regulations in that on one-hundred-one (101) occasions, you failed to report to the Department of Commerce ("Department") your receipt of a request to engage in a restrictive trade practice or boycott, as required by the Regulations.

We allege that:

You, York International Corporation ("York International"), are, and at all times relevant were, a domestic concern resident in the State of Pennsylvania and, as such, a United States person as defined in Section 760.1(b) of the Regulations.

York Air Conditioning and Refrigeration Inc (Dubai Branch) (now known as, Johnson Controls Air Conditioning and Refrigeration Inc (Dubai Branch)) ("Dubai Branch"), located in Dubai, United Arab Emirates, is, and at all times relevant was, a wholly-owned foreign branch office of York International, a domestic concern, as defined in Section 760.1(c) of the Regulations and, as such, is a United States person as defined in Section 760.1(b) of the Regulations.

York Air Conditioning and Refrigeration FZE (now known as, Johnson Controls Air Conditioning and Refrigeration FZE) ("Dubai FZE") is, and at all times relevant was, a company registered under the laws of Dubai, United Arab Emirates, and a wholly owned subsidiary of York International. Accordingly, Dubai FZE is a controlled-in-fact foreign subsidiary of a domestic concern, as defined in Section 760.1(c) of the Regulations and, as such, is a United States person as defined in Section 760.1(b) of the Regulations.

Between January 2002 and July 2006, you, York International, through Dubai Branch and Dubai FZE (collectively, "York-Dubai"), engaged in transactions involving the shipment of United States-origin goods to Egypt, India, Jordan, Kuwait, Lebanon, Libya, Oman, Pakistan, Qatar, Syria, Sudan, Turkey and the United Arab Emirates, activities in the interstate or foreign commerce of the United States as defined in Section 760.1(d) of the Regulations.

Charges 1 - 6 (15 C.F.R. §760.2(a)-Agreement to Refuse to Do Business)

In connection with the activities referred to above, during the period July 2002 through August 2005, you, through York-Dubai, as described in Table A, which is attached and incorporated by this reference, knowingly agreed on six (6) occasions to refuse to do business with another person pursuant to an agreement with, a requirement of, or a request from or on behalf of a boycotting country. Agreeing to the conditions described in Table A, with intent to comply with, further or support an unsanctioned foreign boycott is an activity prohibited by Section 760.2(a) of the Regulations, and not excepted. We, therefore, charge you with six (6) violations of Section 760.2(a).

Charges 7 - 21 (15 C.F.R. §760.2(d)-Furnishing information about Business Relationships with Boycotted Countries or Blacklisted Persons)

In connection with the activities referred to above, during the period April 2002 through July 2006, you, through York-Dubai, furnished to entities in Lebanon, Libya, Kuwait, Oman, Qatar, Syria, Sudan and the United Arab Emirates fifteen (15) items of information, as described in Table B, which is attached and incorporated herein by this reference, about your or another person's business relationships with or in a boycotted country or with another person who is known or believed to be restricted from having any business relationship with or in a boycotting country. Providing the information described in Table B, with intent to comply with, further or support an unsanctioned foreign boycott is an activity prohibited by Section 760.2(d) of the Regulations, and not excepted. We, therefore, charge you with fifteen (15) violations of Section 760.2(d).

Charges 22 - 122 (15 C.F.R. §760.5-Failing to Report the Receipt of a Request to Engage in a Restrictive Trade Practice or Foreign Boycott Against a Country Friendly to the United States)

In connection with the activities referred to above, during the period January 2002 through February 2006, on one hundred-one (101) occasions, you, through York-Dubai, received a request to take an action which would have the effect of furthering or supporting a restrictive trade practice or unsanctioned foreign boycott, as described in Table C, which is attached and incorporated herein by this reference. Section 760.5 of the Regulations requires United States persons to report to the Department their receipts of such requests. You failed to report to the Department your receipts of these requests.

By failing to report your receipts of these requests to the Department, as directed by Section 760.5 of the Regulations, you are in violation of Section 760.5. We therefore charge you with one hundred one (101) violations of Section 760.5 of the Regulations.

Accordingly, administrative proceedings are instituted against you pursuant to Part 766 of the Regulations for the purpose of obtaining an Order imposing administrative sanctions.³

³ Administrative sanctions may include any or all the following:

- a. A maximum civil penalty of the greater of \$250,000 per violation or twice the value of the transaction that is the basis of the violation (see International Emergency Economic Powers Enhancement Act of 2007, Pub. L. No. 110-96, 121 Stat. 1011 (2007));
- b. Denial of export privileges (see § 764.3(a)(2) of the Regulations); and/or
- c. Exclusion from practice before BIS (see § 764.3(a)(3) of the Regulations).

You are entitled to a hearing on the record as provided in Section 766.6 of the Regulations. If you wish to have a hearing on the record, you must file a written demand for it with your answer. You are entitled to be represented by counsel and, under Section 766.18 of the Regulations, to seek a settlement agreement.

Under the Small Business Regulatory Enforcement Flexibility Act, you may be eligible for assistance from the Office of the National Ombudsman of the Small Business Administration in this matter.⁴

If you fail to answer the allegations contained in this letter within thirty (30) days after service as provided in Section 766.6, such failure will be treated as a default under Section 766.7.

As provided in Section 766.3, I am referring this matter to the Administrative Law Judge. Pursuant to an Interagency Agreement between the Bureau of Industry and Security and the U.S. Coast Guard, the U.S. Coast Guard is providing administrative law judge services, to the extent that such services are required under the Regulations, in connection with the matter set forth in this letter. Therefore, in accordance with the instructions in Section 766.5(a) of the Regulations, your answer should be filed with:

U.S. Coast Guard ALJ Docketing Center
40 South Gay Street
Baltimore, Maryland 21202-4022

Attention: Administrative Law Judge

Also, in accordance with the instructions in Section 766.5(b) of the Regulations, a copy of your answer should also be served on the Bureau of Industry and Security at:

Office of the Chief Counsel for Industry and Security
U.S. Department of Commerce
Room H-3839
14th Street & Constitution Avenue, N. W.
Washington, D.C. 20230

Sincerely,

Edward O. Weant, III
Director
Office of Antiboycott Compliance

⁴ To determine eligibility and get more information, please see:
<http://www.sba.gov/ombudsman/>.

Case 06-19
Table A
Schedule of Alleged Violations of Section 760.2(a)
Refusals to do Business

OAC Item Number	Respondent Exhibit Number	Letter of Credit Number	Letter of Credit Date	Respondent Agreed to Prohibited Requirements / Conditions Described Below	Violation Number
1	H 50	LDCDE I544014	08/16/05	"Under no circumstances may a bank listed in the Arab Israeli boycott blacklist be permitted to negotiate documents under this documentary credit."	1
2	H 80	L/C116 33	05/23/05	"We undertake not to ship the merchandise relative to the present invoice on board of... vessels blacklisted by the boycott office of Arab countries...."	2
3	H 87	DPCBA F040 808	06/16/04	"Under no circumstances may a bank listed in the Arab Israeli blacklist be permitted to negotiate documents under this DC (documentary credit)."	3
4	H 96	GI/325 72	10/24/03	"Beneficiary declaration stating that the goods shipped are not supplied or manufactured by either a company or one of its subsidiaries/branches who are blacklisted by the Arab boycott of Israel. Not in which an Israeli capital invested [sic]"	4

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Table A
Schedule of Alleged Violations of Section 760.2(a)
Refusals to do Business

OAC Item Number	Respondent Exhibit Number	Letter of Credit Number	Letter of Credit Date	Respondent Agreed to Prohibited Requirements / Conditions Described Below	Violation Number
5	H 108	02IA65 626-270	10/25/02	"We undertake not to ship the goods described in this invoice on ...vessel...mentioned in the black list of Arab countries...."	5
6	H 110	021A64 569-270 Invoice L 9163	None Invoice Date 07/29/02	"We undertake not to ship the goods described in this invoice on... vessel...mentioned in the black list of Arab countries...."	6

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Table B

Schedule of Alleged Violations of Section 760.2(d) Furnishing Prohibited Information

OAC Item Number	Respondent Exhibit Number	Document Identification Number	Date Information Furnished (On or About)	Prohibited Information Furnished	Violation Number
7	H 24	Certificate 1105101	01/17/06	"The vessel...is allowed to enter the seaports of the Socialist Peoples Libyan Jamahiriya...." Furnished by a prohibited party.	7
8	H 28	Certificate 502725683	10/31/05	"We certify that the carrying vessel is allowed by Arab authorities to call at Arabian ports...." Furnished by a prohibited party.	8
9	H 33	Certificate 502719065	10/31/05	"We certify that the vessel is allowed to call at Arab ports." Furnished by a prohibited party.	9
10	H 55	Certificate sj1684946	08/03/05	"This is to certify that the vessel is allowed to enter Kuwait Government's Territorial Jurisdiction." Furnished by a prohibited party.	10

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Table B

Schedule of Alleged Violations of Section 760.2(d) Furnishing Prohibited Information

OAC Item Number	Respondent Exhibit Number	Document Identification Number	Date Information Furnished (On or About)	Prohibited Information Furnished	Violation Number
11	H 87	Certificate SJ1459046	08/30/04	"We hereby state the above named vessel carrying the goods is allowed to enter the ports of Arab states/Oman." Furnished by a prohibited party.	11
12	H 93	Invoice ASAC/1712	11/19/03	"We declare that no raw materials of Israeli origin have been used for the production or presentation of the goods mentioned in this invoice."	12
		Invoice 1601-01	11/19/03	"We declare that no raw materials of Israeli origin have been used for the production or presentation of the goods mentioned in this invoice."	13
13	H 100	Certificate SJ1178693	05/26/03	" We state that the above carrying vessel is allowed to enter to the United Arab Emirates." Furnished by a prohibited party.	14

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Table B

Schedule of Alleged Violations of Section 760.2(d) Furnishing Prohibited Information

OAC Item Number	Respondent Exhibit Number	Document Identification Number	Date Information Furnished (On or About)	Prohibited Information Furnished	Violation Number
14	H 102	Invoice 1351-021	07/28/03	" We declare that no raw materials of Israeli origin have been used for the production or presentation of the goods mentioned in this invoice."	15
15	H 108	Invoice 9631-02	12/31/02	"We declare that no raw materials of Israeli origin have been used for the production or presentation of the goods mentioned in this invoice."	16
		Invoice 9631-01	02/03/03	"We also declare that no Israeli raw materials have been used either in the preparation or the manufacturing of the goods mentioned on this invoice."	17
16	H 110	Bill of Lading	07/29/02	"We certify that vessel ...is not black listed....." Furnished by a prohibited party.	18

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Table B

Schedule of Alleged Violations of Section 760.2(d) Furnishing Prohibited Information

OAC Item Number	Respondent Exhibit Number	Document Identification Number	Date Information Furnished (On or About)	Prohibited Information Furnished	Violation Number
17	H 111	Certificate	10/07/02	"This is to certify that the above carrying vessel is allowed to enter Sudan sea ports." Furnished by a prohibited party.	19
18	H 118	Certificate	04/29/02	"The above named vessel is eligible to enter into the ports of Qatar in conformity with its laws and regulations." Furnished by a prohibited party.	20
19	H 120	Certificate	04/08/02	"We hereby state that the above mentioned vessel is allowed to enter to the United Arab Emirates." Furnished by a prohibited party.	21

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Table C
Schedule of Alleged Violations of Section 760.5
Failure to Report as Required by the Regulations

OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
20	H 2	Notice of Advice 299T1U3060520 003 02/21/06	"Please note that we cannot process your documents if the origin of the goods is shown as Israel...."	22
21	H 3	Notice of Advice 0002-00084/06 2/05/06	"Please note that we cannot process your documents if the origin of the goods is shown as Israel...."	23
22	H 4	Notice of Advice OBDFLC50006. 2006 02/04/06	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	24
23	H 5	Notice of Advice 2101IML200600 042 01/29/06	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	25
24	H 6	Notice of Advice PR-01-29-06- 011 01/24/06	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	26
25	H 7	Notice of Advice LC 16750 01/17/06	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	27
26	H 8	Notice of Advice 6205IM109419/ 05 01/04/06	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	28

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Table C
Schedule of Alleged Violations of Section 760.5
Failure to Report as Required by the Regulations

OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
27	H 9	Notice of Advice 24-80001175- 2005 12/27/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	29
28	H 10	Notice of Advice ILC011/12600/05 12/27/05	"Please note that we cannot process your documents if the origin of the goods is shown as Israel...."	30
29	H 11	Notice of Advice ILCCBQ023932/ 05 12/24/05	"Please note that we cannot process your documents if the origin of the goods is shown as Israel...."	31
30	H 12	Notice of Advice FD/263/2005 12/20/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	32
31	H 13	Notice of Advice 13213/P 12/15/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	33
32	H 14	Notice of Advice ILC21/05/16789 12/06/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	34
33	H 15	Notice of Advice 95879 12/05/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	35

Case 06-04
Table C
Schedule of Alleged Violations of Section 760.5
Failure to Report as Required by the Regulations

OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
34	H 16	Notice of Advice LC2868/05 11/30/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	36
35	H 17	Notice of Advice 95752 11/28/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	37
36	H 18	Notice of Advice DLC17-0508939 11/26/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	38
37	H 19	Notice of Advice 051LCI500678 11/23/05	"Please note that we cannot process your documents if the origin of the goods is shown as Israel...."	39
38	H 20	Notice of Advice EBI1LC05009314 11/23/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	40
39	H 21	Notice of Advice UBSI2005IM2039 11/22/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	41
40	H 22	Notice of Advice 2005168KNCB0 158 11/21/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	42

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
41	H 23	Notice of Advice ILC21/05/16628 11/20/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	43
42	H 25	Notice of Advice LDCDUB515057 11/07/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	44
43	H 26	Notice of Advice ILC-179898 11/07/05	"Please note that we cannot process your documents if the origin of the goods is shown as Israel...."	45
44	H 27	Notice of Advice 002/FLC/78/05 10/23/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	46
45	H 28	Letter of Credit EBI1LC05008456 Notice of Advice EBI1LC05008456 10/15/05	"Certificate issued by the ...agent certifying that the carrying vessel is allowed by Arab authorities to call at Arabian ports...." "Please note that cannot process your documents if the origin of the goods is shown as Israel...."	47
46	H 29	Notice of Advice EBI1LC05006747 10/13/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	48

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
47	H 30	Notice of Advice 056ILC2005004934 10/06/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	49
48	H 31	Notice of Advice ILCD01-2503162 10/06/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	50
49	H 32	Notice of Advice 3001ML200503243 10/01/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	51
50	H 33	Notice of Advice IO80940 09/29/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	52
51	H 34	Notice of Advice ILCD01-2503070 09/29/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	53
52	H 35	Notice of Advice 010083-041 09/29/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	54

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
53	H 36	Notice of Advice 056ILC2005004859 09/25/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	55
54	H 37	Notice of Advice PR-01-29-05-085 09/24/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	56
55	H 38	Notice of Advice UBSI2005IM1908 09/19/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	57
56	H 39	Notice of Advice 051LCI500678 09/12/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	58
57	H 40	Notice of Advice 4041505IMLC000 91 09/03/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	59
58	H 41	Notice of Advice KR/BIB/20050589 08/30/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	60

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
59	H 42	Notice of Advice 099T1U3052410002 08/29/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	61
60	H 43	Notice of Advice IFB/LC/139 08/28/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	62
61	H 44	Notice of Advice UBSI2005IM1900 08/23/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	63
62	H 45	Notice of Advice ILC078600068905 08/18/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	64
63	H 46	Notice of Advice 1825DL500676 08/18/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	65
64	H 47	Notice of Advice 2101IML200500910 08/17/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	66

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
65	H 48	Notice of Advice ILC31/05/15640 08/17/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	67
66	H 49	Notice of Advice SJE6036LC31/01 08/16/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	68
67	H 50	Letter of Credit LDCDEI544014 Notice of Advice LDCDEI544014 08/16/05	"Under no circumstances may a bank listed in the Arab Israeli boycott black list be permitted to negotiate documents under this documentary credit." "Please note that cannot process your documents if the origin of the goods is shown as Israel...."	69
68	H 51	Notice of Advice EBI1LC05006684 08/15/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	70
69	H 52	Notice of Advice 03/05/1755/LCS 08/07/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	71

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
70	H 53	Notice of Advice 407/FLC/2188/05 08/06/05	"Please note that we cannot process your documents if the origin of the goods is shown as Israel...."	72
71	H 54	Notice of Advice 6205IM10924205 08/03/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	73
72	H 56	Notice of Advice CA35986/110 08/02/05	"Please note that we cannot process your documents if the origin of the goods is shown as Israel...."	74
73	H 57	Notice of Advice 051A203380-270 07/23/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	75
74	H 58	Notice of Advice ILC05/600/066983 07/19/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	76
75	H 59	Notice of Advice ILC05/603/067039 07/19/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	77
76	H 60	Notice of Advice 007FLC050180 07/16/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	78

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
77	H 61	Notice of Advice SC69091 07/16/05	"Please note that we cannot process your documents if the origin of the goods is shown as Israel...."	79
78	H 62	Notice of Advice 725/ABN/10/05 07/09/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	80
79	H 63	Notice of Advice 247/IOB/USD/21/5 06/30/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	81
80	H 64	Notice of Advice ILC078600130105 06/21/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	82
81	H 65	Notice of Advice DD692/2005 06/20/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	83
82	H 66	Notice of Advice TFE05IMP64693 EBU 06/14/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	84
83	H 67	Notice of Advice 3004IML200502060 06/14/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	85

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
84	H 68	Notice of Advice 12968/P 06/12/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	86
85	H 69	Notice of Advice I077911 06/11/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	87
86	H 70	Notice of Advice ILC61/05/13967 06/08/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	88
87	H 71	Notice of Advice QIB/1147/2005 06/05/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	89
88	H 72	Notice of Advice ILC-178228 06/04/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	90
89	H 73	Notice of Advice 006/FLC/05/05 06/02/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	91
90	H 74	Notice of Advice AE05I20151 06/01/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	92

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
91	H 75	Notice of Advice DU3/LC0502052 05/31/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	93
92	H 76	Notice of Advice 0002/2005/020 05/28/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	94
93	H 77	Notice of Advice 31910NI00024605 05/25/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	95
94	H 78	Notice of Advice IMLC625288 05/25/05	"Please note that we cannot process your documents if the origin of the goods is shown as Israel...."	96
95	H 79	Notice of Advice UAEI501630 05/25/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	97
96	H 80	Letter of Credit LC11633 Notice of Advice LC11633 05/23/05	"We undertake not to ship the merchandise relative to the present invoice...on vessels blacklisted by the boycott office of Arab countries...." "Please note that cannot process your documents if the origin of the goods is shown as Israel...."	98

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
97	H 81	Notice of Advice 099T1U3051320002 05/19/05	"Please note that cannot process your documents if the origin of the goods is shown as Israel...."	99
98	H 83	Letter of Credit DPCDUB423346 11/29/04	"A certificate from the shipping company or their agent stating that the goods are shipped on vessels ...that are allowed by the Arab authorities to call at Arabian ports...."	100
99	H 85	Letter of Credit L/C04/682875 05/20/04	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	101
100	H 88	Letter of Credit L/C04/675628 04/08/04	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	102
101	H 89	Letter of Credit L/C04/670520 03/10/04	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	103

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
102	H 90	Letter of Credit L/C04/665187 02/08/04	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	104
103	H 94	Letter of Credit L/C02/594790 12/03/02	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	105
104	H 97	Letter of Credit L/C03/632332 07/08/03	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	106
105	H 99	Letter of Credit L/C03/619405 04/30/03	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	107

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
106	H 100	Letter of Credit 030214-031 06/07/03	"Bills of Lading must be accompanied by a certificate issued by the shipping co[mpany] or its agent stating that the carrying vessel is allowed to enter to the United Arab Emirates."	108
107	H 101	Letter of Credit L/C02/599288 12/31/02	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	109
108	H 103	Letter of Credit L/C03/6122859 03/23/03	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	110
109	H 104	Letter of Credit L/C02/598118 12/24/02	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	111

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
110	H 105	Letter of Credit L/C03/611311 03/13/03	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	112
111	H 106	Letter of Credit L/C02/583066 09/29/02	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	113
112	H 107	Letter of Credit L/C02/576223 08/18/02	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	114

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
113	H 108	Letter of Credit 02IA65626-270 10/25/02	<p>“We undertake not to ship the goods described in this invoice on ... vessel[s] ... mentioned in the black list of Arab countries....”</p> <p>“We also declare that no Israeli raw materials have been used either in the preparation or the manufacturing of the goods mentioned on this invoice.”</p> <p>“We declare further that the goods mentioned on this invoice has neither been exported directly from Israel nor manufactured by use of any Israeli raw materials imported from Israel.”</p> <p>“We certify that vessel is not ...black listed....”</p>	115
114	H 111	Letter of Credit TOFDC/22/006940 07/25/02	<p>“A certificate issued by the owners, agents or master of vessel to the effect that the carrying vessel is allowed to enter Sudan seaports.”</p>	116
115	H 112	Letter of Credit L/C02/552794 04/24/02	<p>“Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods.”</p>	117

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
116	H 113	Letter of Credit L/C02/538183 02/05/02	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	118
117	H 114	Letter of Credit L/C02/537305 01/31/02	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	119
118	H 115	Letter of Credit L/C02/535215 01/22/02	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	120
119	H 117	Letter and attachment 03/05/02	Please state "we declare that no raw materials of Israeli origin have been used for the production or presentation of the goods mentioned in this invoice."	121

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OAC Item	Respondent Exhibit Number	Reportable Document Type Date Received (On or About)	Reportable Wording	Violation Number
120	H119	Letter of Credit L/C02/594790 12/02/03	"Signed invoices ... showing... Name and nationality /origin of manufacturer(s) / processor(s) / producer(s) of each item of manufactured / processed / produced goods."	122