

Intellectual Property Rights

Seizure Statistics: Fiscal Year 2009

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Border Protection

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Executive Summary

- In Fiscal Year (FY) 2009, there were 14,841 intellectual property rights (IPR) seizures with a domestic value of \$260.7 million (M).
- From FY 2008 to FY 2009, the domestic value of IPR seizures declined 4%, from \$272.7M to \$260.7M, which was significantly lower than the 25% decline in total imports.
- The number of IPR seizures declined by 1% to 14,841 in FY 2009 from 14,992 in FY 2008.
- China was the top trading partner for IPR seizures in FY 2009 with a domestic value of \$204.7M, accounting for 79% of the total value seized.
- Footwear was the top commodity seized in FY 2009 with a domestic value of \$99.7M, which accounted for 38% of the entire value of infringing goods.
- Three of the top ten categories of commodities seized include products posing possible safety or security risks.



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Value and Number of IPR Seizures

In FY 2009, there were 14,841 IPR CBP and ICE seizures with a domestic value of \$260.7 M.

- The domestic value of IPR seizures in FY 2009 decreased 4% to \$260.7M from \$272.7M in FY 2008.
- The number of IPR seizures in FY 2009 decreased by 1% to 14,841 from 14,992 in FY 2008.
- The median value of IPR seizures increased to \$850 in FY 2009 from \$674 in FY 2008.

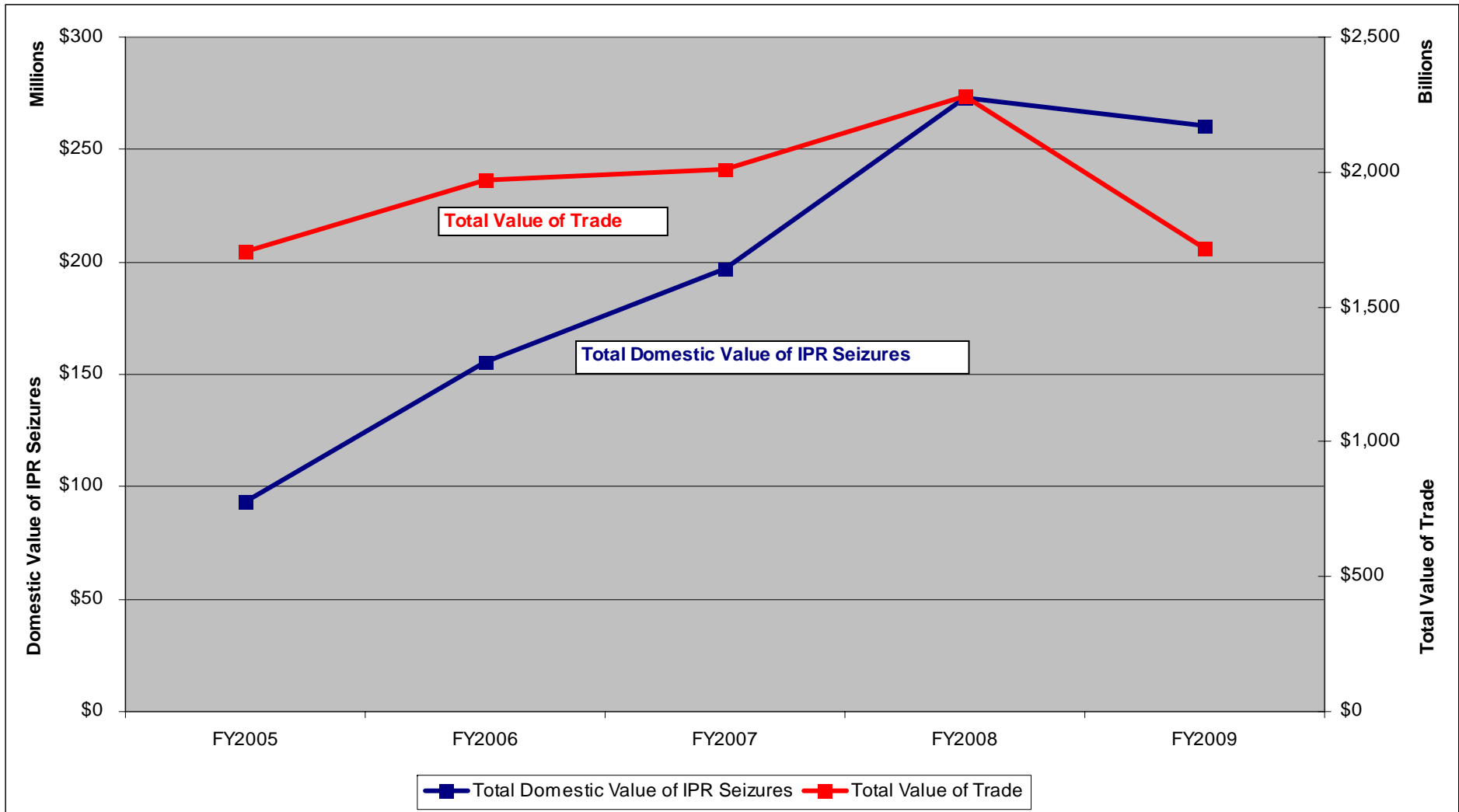


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IPR Seizures vs. Total Imports



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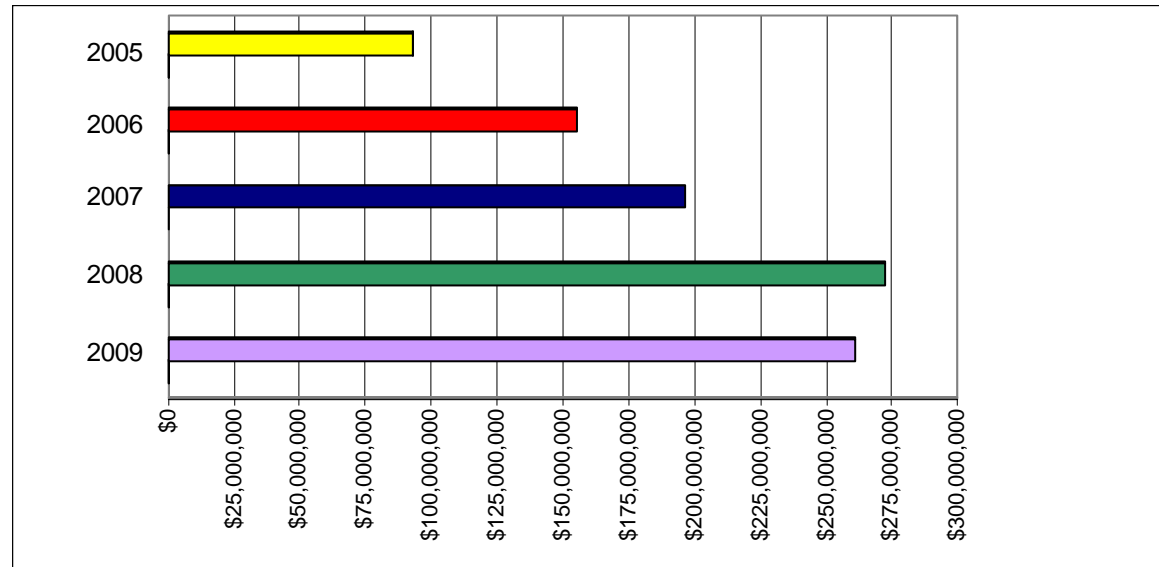
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Comparison of Yearly Domestic Values of IPR Seizures

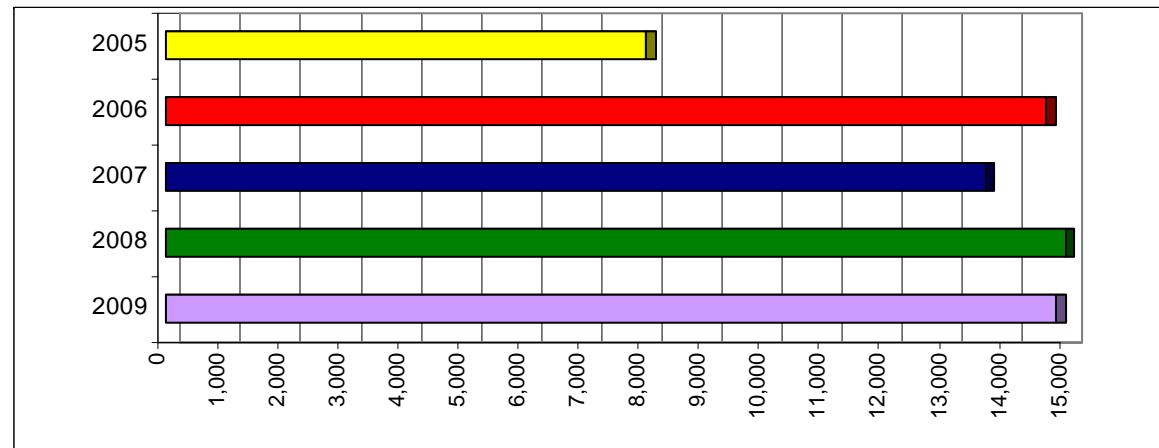
The total value of IPR seizures has increased by more than 25% each year since FY 2005, with the exception of FY 2009 which posted a small decrease. There was a 25% decline of all importations in FY 2009 compared to FY 2008.

Fiscal Year	Overall Total Values (IPR)
2005	\$ 93,234,510
2006	\$ 155,369,236
2007	\$ 196,754,377
2008	\$ 272,728,879
2009	\$ 260,697,937
Total	\$ 978,784,939



Comparison of Yearly IPR Seizure Totals

Fiscal Year	Number of Seizures
2005	8,022
2006	14,675
2007	13,657
2008	14,992
2009	14,841
Total	66,187



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Top Commodities Seized

Footwear Seizures Continue at Top Spot

For the fourth year in a row, footwear was the top commodity seized, accounting for 38% of all IPR seizures by value.

- Footwear from China accounts for more than 98% of all IPR infringing footwear, by value.
- While the number of IPR footwear seizures declined by almost 50% in FY 2009, the domestic value only decreased by \$2.5M or 3%.
- The median value of IPR footwear seizures in FY 2009 was \$1,008 which was more than double the median value of IPR footwear seizures in FY 2008, \$450.



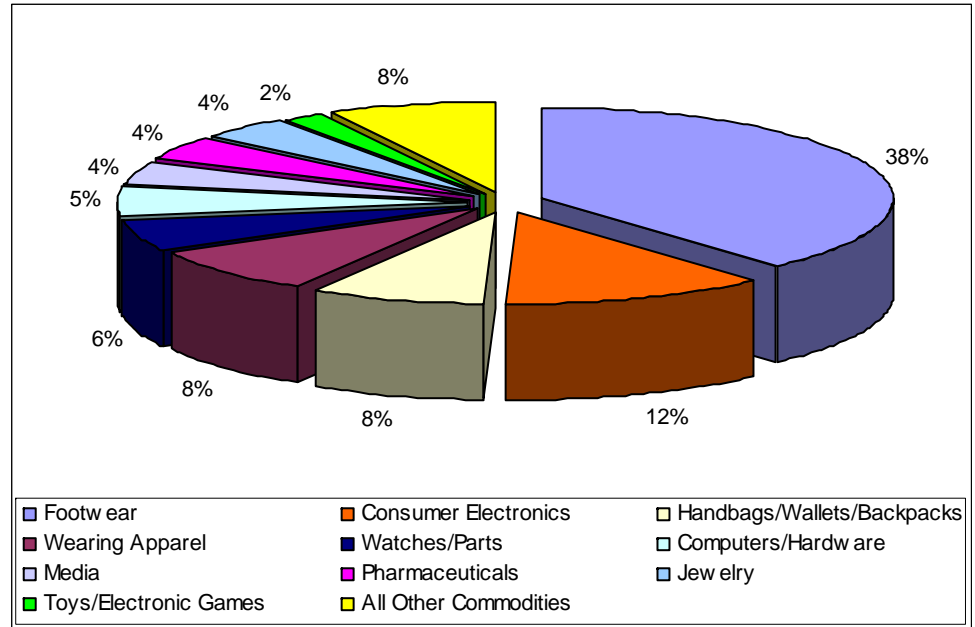
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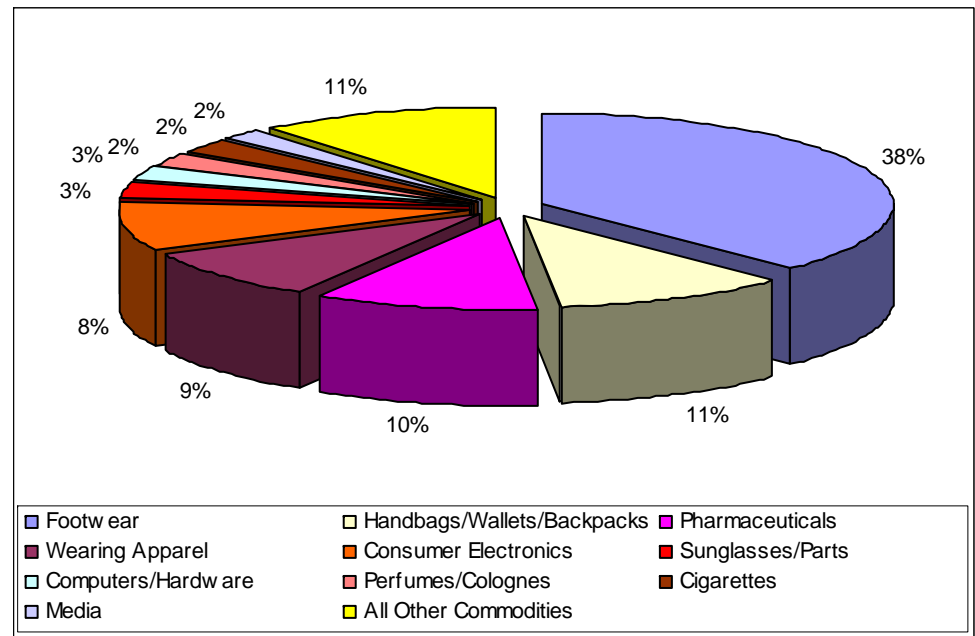
FY 2009 Commodity	Domestic Value	Percent of Total
Footwear	\$ 99,779,263	38%
Consumer Electronics	\$ 31,773,625	12%
Handbags/Wallets/Backpacks	\$ 21,501,614	8%
Wearing Apparel	\$ 21,462,276	8%
Watches/Parts	\$ 15,533,922	6%
Computers/Hardware	\$ 12,546,098	5%
Media	\$ 11,099,758	4%
Pharmaceuticals	\$ 11,057,991	4%
Jewelry	\$ 10,499,243	4%
Toys/Electronic Games	\$ 5,503,143	2%
All Other Commodities	\$ 19,941,004	8%

Total FY 09 Domestic Value \$ **260,697,937**
Number of Seizures **14,841**



FY 2008 Commodity	Domestic Value	Percent of Total
Footwear	\$ 102,316,577	38%
Handbags/Wallets/Backpacks	\$ 29,609,053	11%
Pharmaceuticals	\$ 28,106,578	10%
Wearing Apparel	\$ 25,119,580	9%
Consumer Electronics	\$ 22,997,685	8%
Sunglasses/Parts	\$ 7,919,385	3%
Computers/Hardware	\$ 7,589,534	3%
Perfumes/Colognes	\$ 6,716,735	2%
Cigarettes	\$ 6,444,649	2%
Media	\$ 5,967,332	2%
All Other Commodities	\$ 29,941,771	11%

Total FY 08 Domestic Value \$ **272,728,879**
Number of Seizures **14,992**



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Top Safety and Security Commodities

Some Counterfeit Products Threaten Consumer Safety, Critical Infrastructure and National Security

In FY 2009, imports from China accounted for more than 62% of the seizures of IPR infringing goods that posed a safety or security risk. India was the second highest source country for safety or security related IPR seizures with 9%.

- The total value of all commodities presenting potential safety or security risks seized in FY 2009 was \$32M.
- Pharmaceuticals were the top commodity presenting potential safety or security risks seized in FY 2009 at 34% by value.



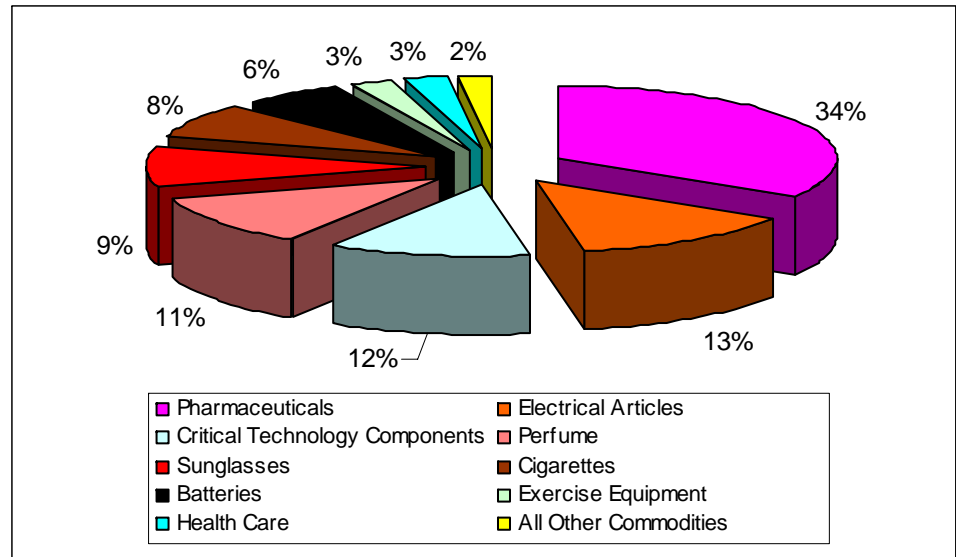
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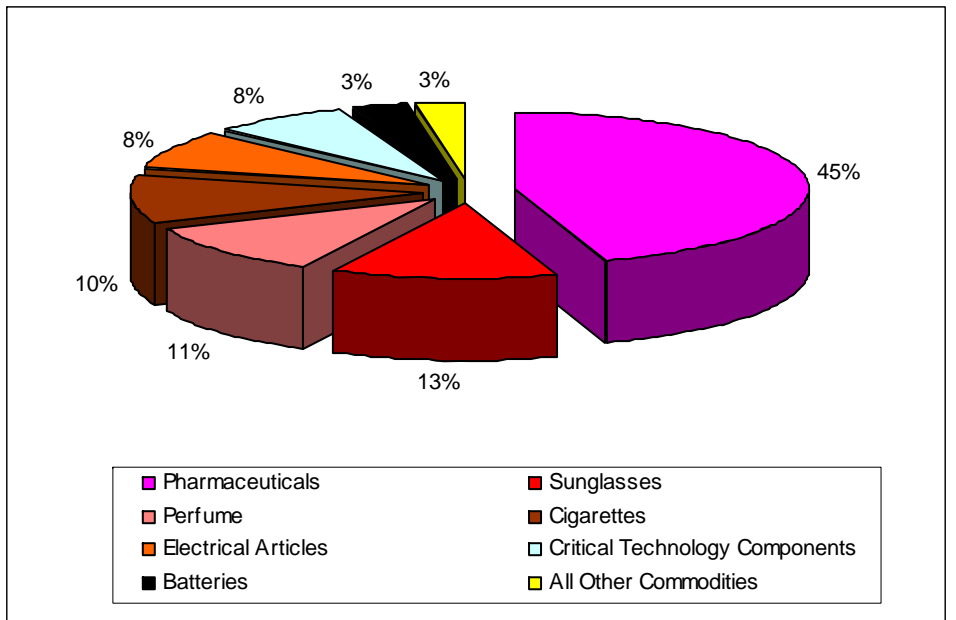
FY 2009 Safety and Security	Domestic Value	Percent of Total
Pharmaceuticals	\$ 11,026,260	34%
Electrical Articles	\$ 4,317,499	13%
Critical Technology Components	\$ 3,756,638	12%
Perfume	\$ 3,709,303	11%
Sunglasses	\$ 2,924,812	9%
Cigarettes	\$ 2,578,415	8%
Batteries	\$ 1,850,463	6%
Exercise Equipment	\$ 833,724	3%
Personal Care	\$ 819,167	3%
All Other Commodities	\$ 615,516	2%

Total FY 09 Domestic Value \$ **32,431,797**
Number of Seizures **1,543**



FY 2008 Safety and Security	Domestic Value	Percent of Total
Pharmaceuticals	\$ 28,106,578	45%
Sunglasses	\$ 7,919,375	13%
Perfume	\$ 6,716,735	11%
Cigarettes	\$ 6,444,649	10%
Electrical Articles	\$ 5,020,361	8%
Critical Technology Components	\$ 4,742,175	8%
Batteries	\$ 1,806,821	3%
All Other Commodities	\$ 1,778,598	3%

Total FY 08 Domestic Value \$ **62,535,292**
Number of Seizures **1,950**



Electrical Articles includes power cords, lights, dvd players, etc.
Critical Technology Components includes networking equipment and semiconductor devices.



Top Trading Partners

China Remains the Top Trading Partner for IPR Violations

FY 2009
seizures of IPR
infringing products from
China totaled \$204.7M
and accounted for 79%
of the total
domestic value for all IPR
seizures.

- Hong Kong's \$26.8M in seized value makes it the second most significant trading partner by domestic value for IPR seizures and accounted for 10% of the total domestic value.
- India had the third highest domestic value at \$3M accounting for 1% of the total domestic value.



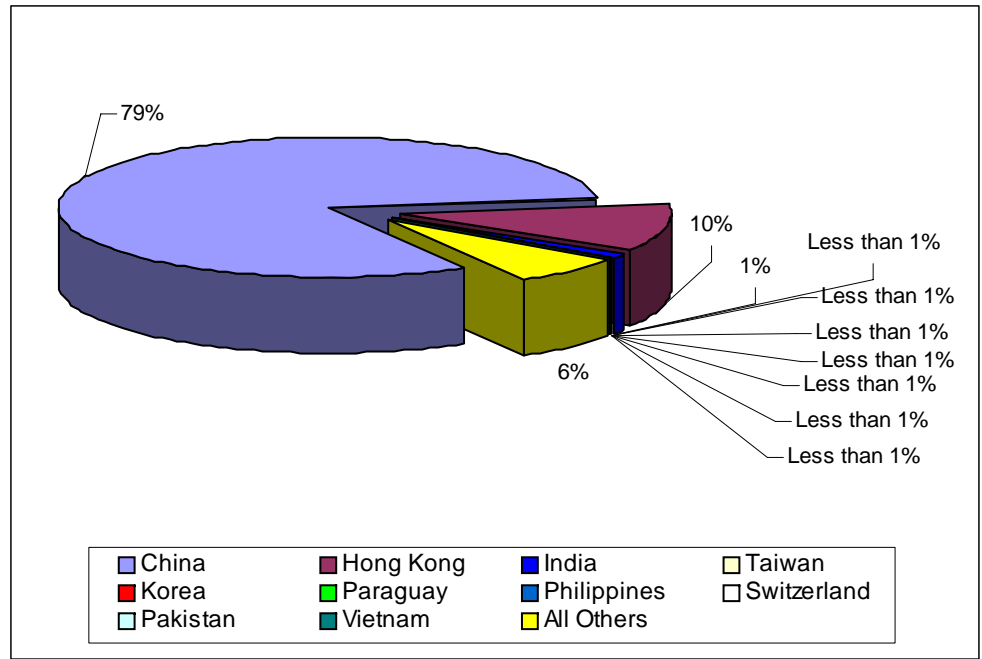
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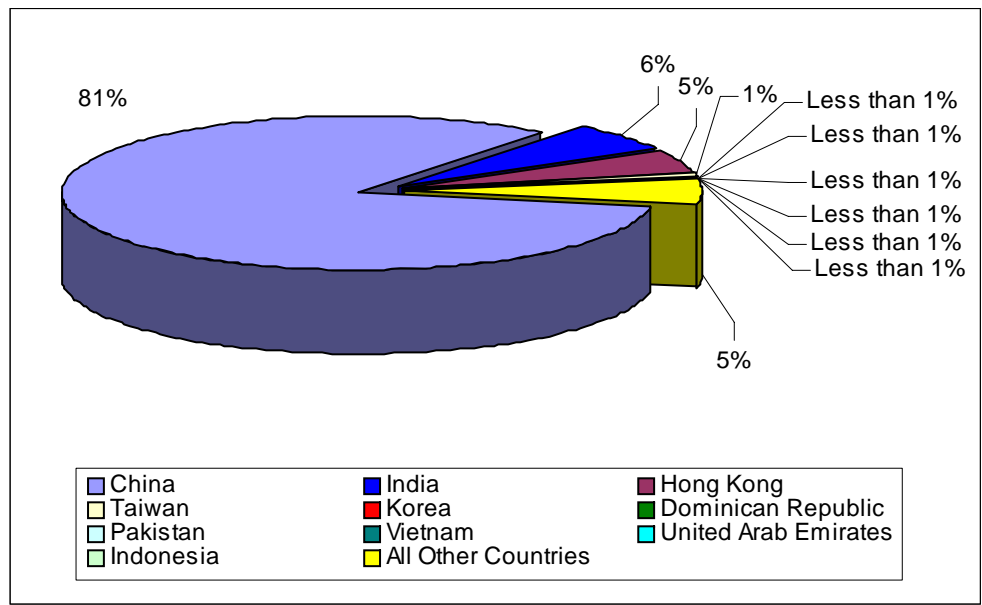
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FY 2009 Trading Partner	Domestic Value	Percent of Total
China	\$ 204,656,093	79%
Hong Kong	\$ 26,887,408	10%
India	\$ 3,047,311	1%
Taiwan	\$ 2,453,914	Less than 1%
Korea	\$ 1,510,443	Less than 1%
Paraguay	\$ 1,496,043	Less than 1%
Philippines	\$ 1,479,958	Less than 1%
Switzerland	\$ 1,277,646	Less than 1%
Pakistan	\$ 710,658	Less than 1%
Vietnam	\$ 603,529	Less than 1%
All Others	\$ 16,574,934	6%
Total FY 09 Domestic Value	\$ 260,697,937	
Number of Seizures	14,841	



FY 2008 Trading Partner	Domestic Value	Percent of Total
China	\$ 221,661,579	81%
India	\$ 16,258,368	6%
Hong Kong	\$ 13,433,606	5%
Taiwan	\$ 2,631,980	1%
Korea	\$ 1,028,348	Less than 1%
Dominican Republic	\$ 942,128	Less than 1%
Pakistan	\$ 780,109	Less than 1%
Vietnam	\$ 747,567	Less than 1%
United Arab Emirates	\$ 658,626	Less than 1%
Indonesia	\$ 649,066	Less than 1%
All Other Countries	\$ 13,937,502	5%
Total FY 08 Domestic Value	\$ 272,728,879	
Number of Seizures	14,992	



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Top Five Trading Partners FY 2009 Commodity Breakdown

1. China	Domestic Value	Percent of Total
Footwear	\$ 97,966,684	48%
Handbags/Wallets/Backpacks	\$ 19,552,496	10%
Consumer Electronics	\$ 18,490,022	9%
Wearing Apparel	\$ 17,855,649	9%
Computers/Hardware	\$ 8,783,669	4%
Jewelry	\$ 7,290,051	4%
Pharmaceuticals	\$ 6,720,977	3%
Media	\$ 5,501,906	3%
Watches/Parts	\$ 4,888,786	2%
Toys/Electronic Games	\$ 4,488,320	2%
All Other Commodities	\$ 13,117,533	6%
Total FY 09 Domestic Value	\$ 204,656,093	
Number of Seizures	10,288	

2. Hong Kong	Domestic Value	Percent of Total
Consumer Electronics	\$ 10,821,110	40%
Watches/Parts	\$ 7,925,501	29%
Jewelry	\$ 2,861,642	11%
Computers/Hardware	\$ 1,987,615	7%
Pharmaceuticals	\$ 711,646	3%
Wearing Apparel	\$ 535,398	2%
Handbags/Wallets/Backpacks	\$ 437,298	2%
Identifying Elements	\$ 331,883	1%
Perfume	\$ 287,228	1%
Toys/Electronic Games	\$ 280,526	1%
All Other Commodities	\$ 707,561	3%
Total FY 09 Domestic Value	\$ 26,887,408	
Number of Seizures	1,680	

3. India	Domestic Value	Percent of Total
Pharmaceuticals	\$ 2,623,760	86%
Perfume	\$ 160,945	5%
Wearing Apparel	\$ 160,082	5%
Watches/Parts	\$ 67,775	2%
All Other Commodities	\$ 34,749	1%
Total FY 09 Domestic Value	\$ 3,047,311	
Number of Seizures	279	

4. Taiwan	Domestic Value	Percent of Total
Computers/Hardware	\$ 1,434,910	58%
Consumer Electronics	\$ 656,266	27%
Toys/Electronic Games	\$ 97,032	4%
Media	\$ 91,019	4%
Wearing Apparel	\$ 71,896	3%
Footwear	\$ 60,179	2%
All Other Commodities	\$ 42,612	2%
Total FY 09 Domestic Value	\$ 2,453,914	
Number of Seizures	87	

5. Korea	Domestic Value	Percent of Total
Consumer Electronics	\$ 1,115,844	74%
Jewelry	\$ 251,965	17%
Wearing Apparel	\$ 55,531	4%
Handbags/Wallets/Backpacks	\$ 46,216	3%
Media	\$ 11,663	Less than 1%
All Other Commodities	\$ 29,224	2%
Total FY 09 Domestic Value	\$ 1,510,443	
Number of Seizures	122	



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