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NEWS FLASH

Market Update

CAPE Phase 3 Deployed; Hundreds of Declarations Already Accepted

The third phase of the Consolidated Administration and Processing of Entries (CAPE) refund system for finally liquidated entries was “successfully deployed” by CBP at 5:10 a.m. ET on Oct. 6, and 477 CAPE declarations were accepted for processing in the third phase as of noon, said Brandon Lord, executive director of CBP’s trade programs directorate, in his Oct. 6 [declaration](#) filed at the Court of International Trade (Freestyle World v. United States, CIT # 26-01088).

CAPE phase 3 is limited to finally liquidated entries from importers that filed suit at the trade court and “for which the Court has ordered reliquidation.” Lord said the 477 accepted declarations in phase 3 cover 425,517 entries.

“Following deployment, CBP notified, via email to their counsel, the plaintiffs who submitted a valid importer of record number to CBP by July 30, 2026, that they are now able to file CAPE declarations for Phase 3,” Lord said. “CBP will provide additional instructions regarding CAPE Phase 3 to the plaintiffs who provided an importer of record number after July 30, 2026.”

As of Oct. 2 at 3 p.m. ET, there were 297,887 CAPE declarations submitted, Lord said. Of those, 209,262 declarations passed the file validations, covering 27.4 million entries.

Lord said that 6.2 million entries failed the entry-level validations due to several “primary reasons”: “the entry date is past CBP’s 90 day re-liquidation authority,” “the entry does not contain a Chapter 99 Harmonized Tariff Schedule number used to assess IEEPA duties” or “the entry was already filed on a prior CAPE declaration.”

About \$136.6 billion worth of “potential and certified refunds” were accepted for CAPE processing as of Oct. 2 at 3 p.m. ET, Lord added.

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