

**Tax Alert No. 4**  
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# **U.S. Tariff Legal Battle: Appeals Court Reinstates Trump-Era Tariffs**



**Manohar Chowdhry & Associates**  
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# Legal Reversal on Tariff Authority

## **May 28, 2025**

U.S. Court of International Trade ruled Trump exceeded legal authority under IEEPA

## **May 29, 2025**

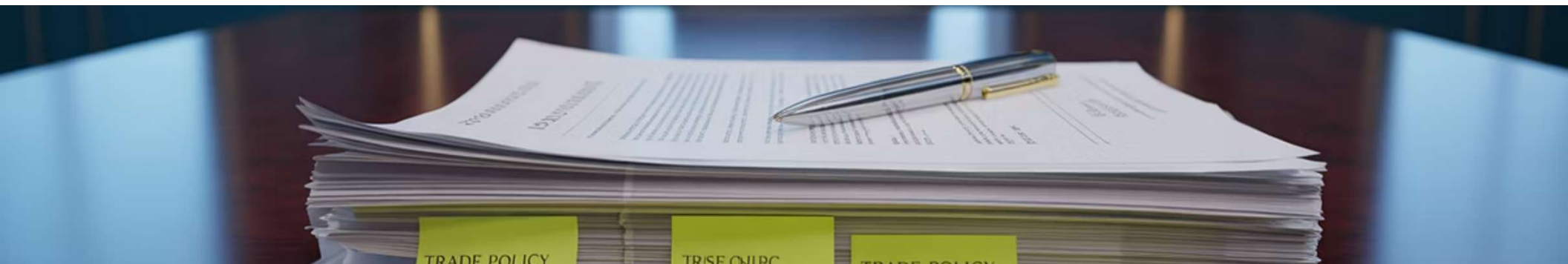
Federal Circuit Court granted temporary stay, reinstating tariffs during appeal

## **Jun 10, 2025**

Federal Circuit Court granted administrative stay, reinstating tariffs during appeal



U.S. Court of International Trade noted narrower tariff authority exists under 1974 Trade Act — limited to 15% for 150 days.



## Alternative Legal Authorities



### **Section 301 - Trade Act of 1974**

For unfair trade practices



### **Section 232 - Trade Expansion Act of 1962**

For national security concerns



### **Section 122 - Trade Act of 1974**

Temporary tariffs up to 15% for 150 days



### **Section 338 - Tariff Act of 1930**

Retaliatory tariffs up to 50% against discriminatory countries



# Implications & Recommendations

## Key Implications

- Likely escalation to Supreme Court
- Reshaping balance between executive and judiciary
- Significant impact on U.S. trade policy

## Business Strategies

- Diversify supply sources
- Reevaluate pricing models
- Engage in scenario planning
- Maintain operational flexibility



# Strategic Support for Global Success



## NRI Support

We support NRIs in navigating property sales, managing capital gains tax, and ensuring smooth fund remittance.



## Corporate Assistance

We assist Corporates in aligning intercompany pricing, maintaining arm's length compliance, and managing transfer pricing documentation and audits.

From real estate transactions to intricate global supply chains — Transfer Pricing applies in more places than you might think.

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