

**UNITED STATES INTERNATIONAL TRADE COMMISSION**  
**Washington, D.C.**

**In the Matter of**

**CERTAIN HAIR IRONS AND  
PACKAGING THEREOF**

**Investigation No. 337-TA-637**

**ISSUANCE OF A GENERAL EXCLUSION ORDER; TERMINATION  
OF THE INVESTIGATION**

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has issued a general exclusion in the above-referenced investigation and terminated the investigation.

**FOR FURTHER INFORMATION CONTACT:** Jean H. Jackson, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone 202-205-3104. Copies of the public version of the ID and all nonconfidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone 202-205-2000. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>). The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.usitc.gov>.

**SUPPLEMENTARY INFORMATION:** On March 14, 2008, the Commission instituted this investigation, based on a complaint filed by Farouk Systems, Inc. ("FSI") of Houston, Texas, alleging a violation of section 337 of the Tariff Act of 1930, 19 U.S.C. § 1337, as amended, by reason of infringement of U.S. Registered Trademark No. 2,660,257 (CHI®). The respondents named in the notice of investigation are: CHI Systems Singapore Pte. Ltd. (CHI Systems) of Singapore; Princess Silk, LLC ("Princess Silk") of Lake Forest, California; Kamashi International (Kamashi) of Hong Kong; Mount Rise Ltd. (Mount Rise) of Dongguan, China; and Dongguan Fumeikang Electrical Technology Co., Ltd. ("Dongguan Fumeikang") of Dongguan,

China. The complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337. Dongguan Fumeikang and Princess Silk have been terminated from the investigation based on consent orders.

On November 10, 2008, FSI filed a motion requesting an order directing the remaining respondents, Mount Rise, Kamashi, and CHI Systems, to show cause why they should not be found in default for failure to respond to the complaint and notice of investigation. On December 5, 2008, the ALJ issued Order No. 12, which ordered Mount Rise, Kamashi and CHI Systems to show cause why they should not be found in default. No responses to Order No. 12 were filed. On January 30, 2009, the ALJ issued Order No. 13, an initial determination (“ID”) granting FSI's motion and finding Mount Rise, Kamashi, and CHI Systems in default in view of their failure to respond to the show cause order. The Commission did not review that ID.

FSI also filed a motion for summary determination of violation by Mount Rise, Kamashi, and CHI Systems on November 10, 2008. These entities were the last remaining respondents, the investigation having been terminated based on consent orders with respect to all other respondents. Pursuant to Commission Rule 210.16(c)(2), 19 C.F.R. § 216(c)(2), FSI declared that it would seek a general exclusion order when it filed its motion for summary determination of violation.

On March 10, 2009, the ALJ issued an ID, Order No. 14, granting FSI's motion. He also issued his recommended determinations on remedy and bonding (“RD”). The Commission determined not to review Order No. 14, and issued a notice requesting briefing on the ALJ's RD and the public interest on April 22, 2009. 74 *Fed. Reg.* 19237 (April 28, 2008). FSI and the Commission investigative attorney filed submissions on May 8, 2009. No other submissions were received.

Having reviewed the record in this investigation, including the ALJ's RD and the parties's written submissions, the Commission has determined that the appropriate form of relief is a general exclusion order prohibiting the unlicensed entry of hair irons that infringe U.S. Registered Trademark No. 2,660,257 (“CHI®”).

The Commission has further determined that the public interest factors enumerated in section 337(d)(1) do not preclude issuance of the general exclusion order. Finally, the Commission has determined that the amount of bond to permit temporary importation during the Presidential review period under 19 U.S.C. 1337(j) shall be in the amount of 100 percent of the value of the hair irons that are subject to the order. The Commission's order and opinion were delivered to the President and to the United States Trade Representative on their date of issuance.

The authority for the Commission's determination; is contained in section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, and in sections 210.49-50 of the

Commission's Rules of Practice and Procedure, 19 C.F.R. §§ 210.49-50.

By order of the Commission.  
Marilyn R. Abbott, Secretary

/s/  
William R. Bishop  
Acting Secretary to the Commission

Issued: June 29, 2009