

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN MOUNTING APPARATUSES
FOR HOLDING PORTABLE
ELECTRONIC DEVICES AND
COMPONENTS THEREOF**

Investigation No. 337-TA-1086

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION FINDING ALL RESPONDENTS IN DEFAULT**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined not to review an initial determination (“ID”) (Order No. 9) of the presiding administrative law judge (“ALJ”) finding in default all ten respondents: Shenzhen Chengshuo Technology Co., Ltd., d/b/a WUPP (“WUPP”) of Zhejiang, China; Foshan City Qishi Sporting Goods, Technology Co., Ltd. d/b/a N-Star (“N-Star”), Guangzhou Kean Products Co., Ltd. (“Kean Products”), Gangzhou Kaicheng Metal Produce Co. (“Kaicheng Metal Produce”), Shenzhen Smilin Electronic Technology, Co., Ltd. (“Smilin Electronic”), and Shenzhen New Dream Intelligent Plastic, Co., Ltd. (“New Dream”), all of Guangdong, China; Chengdu MWUPP Technology Co., Ltd. (“Chengdu MWUPP”) of Sichuan Province, China; and Shenzhen Yingxue Technology Co., Ltd., d/b/a Yingxue Tech (“Yingxue Tech”), Shenzhen Shunsihang Technology Co., Ltd., d/b/a BlueFire (“BlueFire”), and Prolech Electronics Limited (“Prolech”), all of Shenzhen, China.

FOR FURTHER INFORMATION CONTACT: Clint Gerdine, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW., Washington, D.C. 20436, telephone (202) 708-2310. Copies of non-confidential 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. General information concerning the Commission may also be obtained by accessing its Internet server at <https://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <https://edis.usitc.gov>. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on (202) 205-1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on November 28, 2017, based on a complaint filed on behalf of National Products Inc. of Seattle, Washington. 82 FR 56266-67. The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, by reason of infringement of certain claims of U.S. Patent Nos. 8,544,161; D703,657; 8,186,636; D571,278; D574,204; and 9,568,148; and U.S. Trademark Registration No. 2,254,087. The Commission's notice of investigation named the ten respondents. The Office of Unfair Import Investigations ("OUII") is also a party to the investigation. The complaint and notice of investigation were served on respondents. *See* Order No. 9 at 1. Respondents failed to respond to the complaint and notice of investigation.

On April 2, 2018, complainant filed a motion, pursuant to 19 CFR 210.16, for the following: (1) an order directing respondents to show cause why they should not be found in default for failure to respond to the complaint and notice of investigation as required by 19 CFR 210.13; and (2) the issuance of an ID finding respondents in default upon their failure to show cause. Respondents did not respond to the motion and OUII supported the motion.

On April 18, 2018, the ALJ issued Order No. 7 which required respondents to show cause no later than May 4, 2018, as to why they should not be held in default and have judgment rendered against them pursuant to 19 CFR part 210.16. Pursuant to 19 C.F.R. § 210.16(c)(2), complainant indicated its intent to move for a general exclusion order. *See* ID at 2, n.1. No responses were received from respondents.

The ALJ issued the subject ID on May 8, 2018, finding respondents in default, pursuant to 19 CFR 210.16, because respondents did not respond to the complaint and notice of investigation and Order No. 7. No party petitioned for review.

The Commission has determined not to review the subject ID. Accordingly, WUPP; N-Star; Kean Products; Kaicheng Metal Produce; Smilin Electronic; New Dream; Chengdu MWUPP; Yingxue Tech; BlueFire; and Prolech Electronics have been found in default.

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 Part 210 of the Commission's Rules of Practice and Procedure, 19 CFR part 210.

By order of the Commission.



Lisa R. Barton
Secretary to the Commission

Issued: June 5, 2018