

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

In the Matter of

**CERTAIN CHILD RESISTANT
CLOSURES WITH SLIDER DEVICES
HAVING A USER ACTUATED
INSERTABLE TORPEDO FOR
SELECTIVELY OPENING THE
CLOUSERES AND SLIDER DEVICES
THEREFOR**

Investigation No. 337-TA-1171

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN
INITIAL DETERMINATION TERMINATING THE INVESTIGATION AS TO
CERTAIN ASSERTED CLAIMS AND NAMED RESPONDENTS**

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. 10) of the presiding Administrative Law Judge (“ALJ”) terminating the investigation as to certain asserted claims and named respondents.

FOR FURTHER INFORMATION CONTACT: Michael Liberman, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW, Washington, D.C. 20436, telephone (202) 205-3115. 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, SW, 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: On August 21, 2019, the Commission instituted this investigation under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, based on a complaint filed by Reynolds Presto Products Inc. of Lake Forest, Illinois. 84 FR 43616-17 (Aug. 21, 2019). The notice of investigation, as supplemented, alleges a violation of

section 337 by reason of infringement of certain claims of U.S. Patent Nos. 9,505,531 (“the ’531 patent”); 9,554,628; and 10,273,058 (“the ’058 patent”). The notice of investigation names as respondents Dalian Takebishi Packing Industry Co., Ltd. of XiGang District of Dalian, China; Dalian Altma Industry Co., Ltd. of Economic and Technological Development Zone of Dalian, Liaoning, China; Japan Takebishi Co., Ltd. of Tokyo, Japan; Takebishi Co., Ltd. of Shiga, Japan; Shanghai Takebishi Packing Material Co., Ltd. of Shanghai, China; and Qingdao Takebishi Packing Industry Co., Ltd. of Jimo City, Qingdao, China. *Id.* at 43616-17. The Office of Unfair Import Investigations (“OUII”) is also named as a party in this investigation. *Id.* at 43617.

On November 7, 2019, complainant Reynolds filed a motion seeking partial termination of this investigation based on withdrawal of certain parts of the complaint. Specifically, Reynolds withdrew its allegations of infringement of claims 6 and 7 of the ’531 patent and claims 6 and 7 of the ’058 patent, as well as all infringement allegations against named respondents Japan Takebishi Co., Ltd.; Takebishi Co., Ltd.; Shanghai Takebishi Packing Material Co., Ltd.; and Qingdao Takebishi Packing Industry Co., Ltd. *See Mot.* at 1-2. On November 13, 2019, OUII filed a response supporting the requested relief. The motion was otherwise unopposed. *See id.* at 1.

On November 19, 2019, the ALJ issued the subject ID pursuant to Commission Rule 210.21(a) (19 CFR 210.21(a)), granting the motion. The ID finds that the pending motion for partial termination of this investigation based on withdrawal of the complaint complies with the Commission Rules. *ID* at 2. The ID also finds that there are no extraordinary circumstances that warrant denying the motion. *Id.* No party petitioned for review of the ID.

The Commission has determined not to review the subject ID.

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: December 18, 2019