

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

In the Matter of

**CERTAIN SHAKER SCREENS FOR
DRILLING FLUIDS, COMPONENTS
THEREOF, AND RELATED
MARKETING MATERIALS**

Inv. No. 337-TA-1184

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING THE INVESTIGATION AS TO CERTAIN
PATENT CLAIMS AND TRADEMARKS**

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. 19) issued by the presiding administrative law judge (“ALJ”) granting a motion to terminate the investigation as to certain patent claims and trademarks.

FOR FURTHER INFORMATION CONTACT: Benjamin S. Richards, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, D.C. 20436, telephone (202) 708-5453. Copies of non-confidential documents filed in connection with this investigation may be viewed on the Commission’s electronic docket (EDIS) at <https://edis.usitc.gov>. For help accessing EDIS, please email EDIS3Help@usitc.gov. 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 21, 2019, based on a complaint, as amended, filed by M-I L.L.C. of Houston, Texas (“M-I”). 84 FR 64339 (Nov. 21, 2019). The amended complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain shaker screens for drilling fluids, components thereof, and related marketing materials by reason of infringement of: (1) certain claims of U.S. Patent Nos. 7,210,582 (“the ’582 patent”); 7,810,649 (“the ’649 patent”); and 8,925,735 (“the ’735 patent”); and (2) U.S. Trademark Registration Nos. 2,151,736 and 2,744,891 (“the asserted trademarks”). *Id.* The Commission’s

notice of investigation named six respondents. *Id.* at 64339–40. The Office of Unfair Import Investigations is participating in this investigation. *Id.* at 64340.

On September 3, 2020, M-I moved unopposed to terminate this investigation as to claims 2–11 of the '582 patent; claims 2–7 and 9 of the '649 patent; claims 2–9, 13, 16, and 18–19 of the '735 patent; and all claims of infringement of the asserted trademarks.

On September 4, 2020, the ALJ issued the subject ID granting the motion and terminating the investigation as to claims 2–11 of the '582 patent; claims 2–7 and 9 of the '649 patent; claims 2–9, 13, 16, and 18–19 of the '735 patent; and all claims of infringement of the asserted trademarks. ID at 2. The ID found that the motion was supported by good cause and that there were no extraordinary circumstances that would warrant denying the motion. *Id.* No petitions for review of the ID were filed.

The Commission has determined not to review the subject ID. The investigation is terminated as to (1) claims 2–11 of the '582 patent; (2) claims 2–7 and 9 of the '649 patent; (3) claims 2–9, 13, 16, and 18–19 of the '735 patent; and (4) the asserted trademarks (*i.e.*, U.S. Trademarks Reg. Nos. 2,151,736 and 2,744,891).

The Commission vote for this determination took place on September 24, 2020.

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: September 24, 2020