

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

**In the Matter of**

**CERTAIN ELECTRONIC CANDLE  
PRODUCTS AND COMPONENTS  
THEREOF**

**Inv. No. 337-TA-1195**

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL  
DETERMINATION TERMINATING THE INVESTIGATION AS TO RESPONDENTS  
NAPASTYLE, INC., SHENZHEN GOLDENWELL SMART TECHNOLOGY CO., LTD.,  
AND SHENZHEN KSPERWAY TECHNOLOGY CO., LTD., BASED ON THE  
WITHDRAWAL OF ALLEGATIONS IN THE COMPLAINT**

**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. 35) issued by the presiding administrative law judge (“ALJ”) terminating the investigation as to respondents NapaStyle, Inc., Shenzhen Goldenwell Smart Technology Co., Ltd., and Shenzhen Ksperway Technology Co., Ltd., based on the withdrawal of allegations in the complaint.

**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](mailto:EDIS3Help@usitc.gov). General information concerning the Commission may also be obtained by accessing its Internet server at <https://www.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 April 6, 2020, based on a complaint, as supplemented, filed by L&L Candle Company LLC of Brea, California, and Sotera Tschetter, Inc. of St. Paul, Minnesota (“Complainants”). 85 FR 19158 (Apr. 6, 2020). 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 electronic candle products and components thereof by reason of infringement of certain claims of United States Patent Nos. 8,550,660, 9,366,402, 9,512,971, 9,523,471, and 10,533,718. *Id.* The complaint further alleges that an industry in the United States exists. *Id.* The Commission’s notice of investigation named twenty-two respondents, including NapaStyle, Inc., Shenzhen Goldenwell

Smart Technology Co., Ltd., and Shenzhen Ksperway Technology Co., Ltd., based on the withdrawal of allegations in the complaint. *Id.* at 19159. The Office of Unfair Import Investigations (“OUII”) is participating in this investigation. *Id.*

On November 4, 2020, Complainants moved to terminate the investigation as to respondents NapaStyle, Inc., Shenzhen Goldenwell Smart Technology Co., Ltd., and Shenzhen Ksperway Technology Co., Ltd. based on their withdrawal of the allegations in the complaint as to them because service could not be completed at the addresses on the packaging of their accused products or at alternative addresses. On November 12, 2020, OUII filed a response in support of the motion. On November 13, 2020, the ALJ issued the subject ID granting the motion and terminating NapaStyle, Inc., Shenzhen Goldenwell Smart Technology Co., Ltd., and Shenzhen Ksperway Technology Co., Ltd. from the investigation. The ID includes findings that Complainants’ motion includes the required statement that there are no agreements, written or oral, express or implied between the parties concerning the subject matter of this investigation, and that no extraordinary circumstances exist to justify denying Complainants’ motion. No petitions for review of the ID were received.

The Commission has determined not to review the subject ID. Accordingly, the following respondents are terminated from the investigation: NapaStyle, Inc., Shenzhen Goldenwell Smart Technology Co., Ltd., and Shenzhen Ksperway Technology Co., Ltd.

While temporary remote operating procedures are in place in response to COVID-19, the Office of the Secretary is not able to serve parties that have not retained counsel or otherwise provided a point of contact for electronic service. Accordingly, pursuant to Commission Rules 201.16(a) and 210.7(a)(1) (19 CFR 201.16(a), 210.7(a)(1)), the Commission orders that the Complainants complete service for any party without a method of electronic service noted on the attached Certificate of Service and shall file proof of service on the Electronic Document Information System (EDIS).

The Commission vote for this determination took place on November 30, 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: November 30, 2020