

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

**In the Matter of**

**CERTAIN WRAPPING MATERIAL  
AND METHODS FOR USE IN  
AGRICULTURAL APPLICATIONS**

**Investigation No. 337-TA-1210**

**NOTICE OF COMMISSION DETERMINATION NOT TO  
REVIEW AN INITIAL DETERMINATION FINDING A RESPONDENT 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. 11) issued by the Chief Administrative Law Judge (“CALJ”) finding in default respondent Hai’an Xin Fu Yuan of Agricultural, Science, and Technology Co., Ltd.

**FOR FURTHER INFORMATION CONTACT:** Robert Needham, Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, D.C. 20436, telephone (202) 205-2392. 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:** On August 11, 2020, the Commission instituted this investigation based on a complaint filed on behalf of Tama Group of Israel and Tama USA Inc. of Dubuque, Iowa (together, “Tama”). 85 FR 48561-62 (Aug. 11, 2020). The complaint alleged violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain wrapping material and methods for use in agricultural applications by reason of infringement of one or more of claims 1, 2, 4-16, 18, 28, 32, 33, and 35-45 of U.S. Patent No. 6,787,209. *Id.* The Commission’s notice of investigation named as respondents Zhejiang Yajia Cotton Picker Parts Co., Ltd. of Zhuji City, China; Southern Marketing Affiliates, Inc. of Jonesboro, Arkansas; Hai’an Xin Fu Yuan of Agricultural, Science, and Technology Co., Ltd. of Nantong, China (“XFY”); and Gosun Business Development Co. Ltd. of Grande Prairie, Canada. *Id.* at 48561. The Office of Unfair Import Investigations is not participating in this investigation. *Id.*

Tama served XFY with the complaint and notice of investigation on August 6 and August 19, 2020. XFY refused service of the documents. On September 5, 2020, XFY accepted service of the complaint and notice of investigation. XFY did not, however, respond to the complaint and notice of investigation.

On September 24, 2020, Tama moved for an order directing XFY to show cause why it should not be found in default for failing to respond to the complaint and notice of investigation. On October 21, 2020, the CALJ ordered XFY to show cause, by November 13, 2020, why it should not be found in default. Order No. 10 (Oct. 21, 2020). XFY did not respond to the order.

On November 16, 2020, the ALJ issued the subject ID and found XFY in default pursuant to Commission Rule 210.16. Order No. 10 at 1 (citing 19 CFR 210.16). No party petitioned for review of the subject ID.

The Commission has determined not to review the subject ID. Accordingly, respondent Hai'an Xin Fu Yuan of Agricultural, Science, and Technology Co., Ltd. is in default.

The Commission vote for these determinations 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.

A handwritten signature in black ink, appearing to read 'Lisa R. Barton', enclosed within a large, stylized oval flourish.

Lisa R. Barton  
Secretary to the Commission

Issued: November 30, 2020