

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

**In the Matter of**  
**CERTAIN CASUAL FOOTWEAR**  
**AND PACKAGING THEREOF**

**Investigation No. 337-TA-1270**

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

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission (“Commission”) has determined not to review an initial determination (“ID”) (Order No. 58) issued by the presiding administrative law judge (“ALJ”) finding respondents La Modish Boutique (“La Modish”), Star Bay Group Inc. (“Star Bay”), Huizhou Xinshunzu Shoes Co., Ltd. (“Huizhou”), and Jinjiang Anao Footwear Co. (“Anao”) in default.

**FOR FURTHER INFORMATION CONTACT:** Carl P. Bretscher, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, D.C. 20436, telephone (202) 205-2382. 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 July 9, 2021, based on a complaint filed by Crocs, Inc. of Broomfield, Colorado (“Crocs”). 86 FR 36303-304 (July 9, 2021). The complaint, as supplemented, 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, sale for importation, or sale in the United States after importation of certain casual footwear and packaging thereof by reason of infringement of one or more of U.S. Trademark Registration Nos. 3,836,415; 5,149,328; and 5,273,875. *Id.* The complaint further alleges that a domestic industry exists. *Id.*

The Commission’s notice of investigation named twenty-three respondents: Skechers USA, Inc. of Manhattan Beach, California (“Skechers”); SG Footwear Meser Grp. Inc. a/k/a Goldberg & Co. of Hackensack, New Jersey (“SG Footwear”); Cape Robbin Inc. of Pomona, California (“Cape Robbin”); Dr. Leonard’s Healthcare Corp. d/b/a Carol Wright of Edison, New Jersey (“Dr. Leonard’s”); Fullbeauty Brands Inc. of New York, New York (“Fullbeauty”); Legend Footwear, Inc. d/b/a/ Wild Diva of City of Industry, California (“Wild Diva”); Fujian Huayan Well Import and Export Trade Co., Ltd. of Fuzhou, Fujian Province, China (“Fujian”);

Yoki Fashion International LLC of New York, New York (“Yoki”); Bijora, Inc. d/b/a Akira of Chicago, Illinois (“Akira”); Hawkins Footwear, Sports, Military & Dixie Store of Brunswick, Georgia (“Hawkins”); Shoe-Nami Inc. of Gretna, Louisiana (“Shoe-Nami”); PW Shoes, Inc. of Maspeth, New York (“PW”); 718Closeouts of Brooklyn, New York (“718Closeouts”); Crocsky of Austin, Texas (“Crocsky”); Hobibear Shoes and Clothes Ltd. of Brighton, Colorado (“Hobibear”); Ink Tee of Los Angeles, California (“Ink Tee”); Maxhouse Rise Ltd. of Hong Kong, China (“Maxhouse”); Hobby Lobby Stores, Inc. of Oklahoma City, Oklahoma; La Modish of West Covina, California; Loeffler Randall Inc. of New York, New York (“Loeffler Randall”); Star Bay of Hackensack, New Jersey; Quanzhou ZhengDe Network Corp. of Quanzhou, Fujian Province, China; and Royal Deluxe Accessories, LLC of New Providence, New Jersey (“Royal Deluxe”). The Office of Unfair Import Investigations (“OUII”) was also named as a party to this investigation.

On November 17, 2021, the Commission amended the complaint and notice of investigation to add certain new respondents, including Mould Industria de Matrices Ltda. d/b/a Boaonda (“Boaonda”), Dongguan Eastar Footwear Enterprises Co., Ltd. (“Eastar”); KGS Sourcing Ltd. (“KGS”), Fujian Wanjiixin Industrial Developing, Inc. a/k/a Fujian Wanjiixin Light Industrial Developing, Inc. (“Wanjiixin”), Huizhou, and Anao, and to terminate the investigation with respect to Crocsky, Hobibear, and Ink Tee. Order No. 30 (Oct. 21, 2021), *unreviewed by* Comm’n Notice (Nov. 17, 2021). The Commission subsequently terminated the investigation with respect to Eastar, Maxhouse, Wanjiixin, and Boaonda, based on consent orders and consent order stipulations. Order No. 39 (Jan. 11, 2022) (Eastar), *unreviewed by* Comm’n Notice (Feb. 4, 2022); Order No. 46 (March 3, 2022) (Maxhouse, Wanjiixin), *unreviewed by* Comm’n Notice (March 22, 2022); Order No. 54 (March 15, 2022) (Boaonda), *unreviewed by* Comm’n Notice (April 1, 2022). The Commission also terminated the investigation with respect to KGS for good cause. Order No. 40 (Feb. 1, 2022) (KGS), *unreviewed by* Comm’n Notice (Feb. 22, 2022).

The Commission also has partially terminated the investigation with respect to certain respondents on the basis of settlement agreements or consent orders. *See* Order No. 12 (Aug. 11, 2021) (terminating Skechers), *unreviewed by* Comm’n Notice (Aug. 24, 2021); Order No. 16 (Aug. 26, 2021) (SG Footwear) and Order No. 17 (Aug. 16, 2021) (Cape Robbin), *unreviewed by* Comm’n Notice (Sept. 24, 2021); Order No. 20 (Sept. 1, 2021) (Dr. Leonard’s), *unreviewed by* Comm’n Notice (Sept. 29, 2021); Order No. 22 (Sept. 9, 2021) (Fullbeauty) and Order No. 23 (Wild Diva), *unreviewed by* Comm’n Notice (Oct. 7, 2021); Order No. 24 (Sept. 17, 2021) (Fujian), *unreviewed by* Comm’n Notice (Oct. 7, 2021); Order No. 25 (Sept. 22, 2021) (Yoki), *unreviewed by* Comm’n Notice (Oct. 7, 2021); Order No. 26 (Sept. 28, 2021) (Akira), *unreviewed by* Comm’n Notice (Oct. 27, 2021); Order No. 27 (Oct. 6, 2021) (Hawkins), *unreviewed by* Comm’n Notice (Oct. 29, 2021); Order No. 32 (Nov. 1, 2021) (Shoe-Nami) and Order No. 33 (Nov. 1, 2021) (PW), *unreviewed by* Comm’n Notice (Nov. 29, 2021); Order No. 34 (Nov. 10, 2021) (718 Closeouts), *unreviewed by* Comm’n Notice (Dec. 6, 2021); Order No. 54 (April 22, 2022) (Royal Deluxe), *unreviewed by* Comm’n Notice (May 17, 2022); Order No. 56 (May 6, 2022) (Loeffler Randall), *unreviewed by* Comm’n Notice (May 27, 2022).

On April 11, 2022, Crocs moved for an order to direct respondents La Modish, Star Bay, Huizhou, and Anao (collectively, “the Non-Participating Respondents”) to demonstrate why they should not be found in default for failing to respond to the complaint and notice of investigation, pursuant to Commission Rule 210.16(a) (19 CFR 210.16(a)). Crocs’ motion included proof it had successfully served the complaint, amended complaint, and notice of investigation on each of the Non-Participating Respondents, but that none of the Non-Participating Respondents had answered. On April 15, 2022, OUII filed a response in support of Crocs’ motion. No other responses were received.

On April 26, 2022, the presiding ALJ issued the requested order (Order No. 55) directing each of the Non-Participating Respondents to show cause by May 18, 2022, why it should not be found in default and why judgment should not be rendered against it. Order No. 55 (April 26, 2022). None of the Non-Participating Respondents responded to Order No. 55.

Accordingly, on March 30, 2022, the presiding ALJ issued the subject ID (Order No. 58) finding each Non-Participating Respondent is in default, pursuant to Commission Rule 210.16(b) (19 CFR 210.16(b)). Having found La Modish, Star Bay, Huizhou, and Anao in default, Order No. 58 holds that the Non-Participating Respondents have waived their rights to appear, to be served with documents, and to contest the allegations in this investigation, pursuant to Commission Rules 210.16(b)(4) and 210.17(h) (19 CFR 210.16(b)(4), 210.17(h)).

No party filed a petition for review of the subject ID.

The Commission has determined not to review, and thereby adopt, the subject ID. La Modish, Star Bay, Huizhou, and Anao are hereby found in default and have no further right to appear, to be served with documents, or to contest the allegations in this investigation.

The Commission vote for this determination took place on June 9, 2022.

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 10, 2022