

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

In the Matter of

**CERTAIN BLOOD FLOW RESTRICTION
DEVICES WITH ROTATABLE
WINDLASSES AND COMPONENTS
THEREOF**

Investigation No. 337-TA-1364

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW
AN INITIAL DETERMINATION TERMINATING THE INVESTIGATION
WITH RESPECT TO UNSERVED RESPONDENTS BASED ON WITHDRAWAL OF
THE COMPLAINT**

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. 10) issued by the presiding administrative law judge (“ALJ”) terminating the above-captioned investigation as to respondents Chaozhou Jiduo Trading Co., Ltd. of Chaozhou City, China; Dongguan Hongsui Electronic Commerce Co., Ltd. of Guangdong, China; Fuzhou Meirun Medical Equipment Technology Co., Ltd. of Jiangxi, China; Henan Eyocean E-Commerce Co., Ltd. of Henan, China; Huang Xia of Hunan, China; Jingcai Jiang of Guangdong, China; Shen Yi of Guangdong, China; Shenzhen Janxle E E Commerce Co., Ltd. of Shenzhen, China; Shenzhen Smart Medical Co. Ltd. of Shenzhen, China; Sun Minghui of Guangdong, China; Xia Guo Long of Guangdong, China; and Yinping Yin of Guangdong, China (collectively, “the Unserved Respondents”) based on partial withdrawal of the complaint as to those respondents.

FOR FURTHER INFORMATION CONTACT: Namo Kim, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, D.C. 20436, telephone (202) 205-3459. 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>. 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 May 31, 2023, based on a complaint, as supplemented, filed by Composite Resources, Inc. of Rock Hill, South Carolina and North American Rescue, LLC of Greer, South Carolina (collectively, “Complainants”). 88 FR 34893-95 (May 31, 2023). 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 blood flow restriction devices with rotatable windlasses and components thereof that infringe one or more of: certain claims of U.S. Patent Nos. 7,842,067; 8,888,807; and 10,016,203; U.S. Trademark Registration Nos. 3,863,064 and 5,149,328; and the elements of Complainants' allegedly distinctive common law trade dress in violation of Section 43(a) of the Lanham Act (15 U.S.C. 1125). *Id.* at 34893-94; *see* Complaint, ¶¶ 9-15. The Commission's notice of investigation names thirty respondents including SZY Holdings LLC ("SZY") of Brooklyn, New York and the Unserved Respondents. *Id.* at 34894. The Office of Unfair Import Investigations ("OUII") is also a party to this investigation. *Id.*

On September 5, 2023, the Commission terminated the investigation as to respondent SZY based on a consent order. Order No. 7 (Aug. 9, 2023); *unreviewed by* Comm'n Notice (Sept. 5, 2023).

On August 10, 2023, Complainants moved to withdraw the complaint and terminate the investigation as to the Unserved Respondents explaining that, despite diligent efforts, Complainants were unable to serve the complaint and the notice of investigation on the Unserved Respondents at their listed addresses. On August 14, 2023, OUII filed a response in support of the motion to terminate.

On August 22, 2023, the presiding ALJ issued the subject ID (Order No. 10) granting the motion to terminate. The ID finds that the motion to terminate complied with the requirements of 19 CFR 210.21(a)(1). The ID further finds that no extraordinary circumstances exist that would prevent the requested partial termination of this investigation as to the Unserved Respondents.

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

The Commission has determined not to review the subject ID (Order No. 10). The investigation is hereby terminated with respect to the Unserved Respondents.

The Commission vote for this determination took place on September 19, 2023.

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 20, 2023