

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

In the Matter of

**CERTAIN LASER ABRADED DENIM
GARMENTS**

Investigation No. 337-TA-930

**NOTICE OF COMMISSION DECISION NOT TO REVIEW
AN INITIAL DETERMINATION PARTIALLY TERMINATING THE
INVESTIGATION WITH RESPECT TO U.S. PATENT NOS. 5,990,444 AND 6,252,196**

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 the presiding administrative law judge's ("ALJ") initial determination ("ID") (Order No. 66) that granted an unopposed motion to partially terminate the investigation based on a withdrawal of the complaint with respect to U.S. Patent Nos. 5,990,444 ("the '444 patent") and 6,252,196 ("the '196 patent").

FOR FURTHER INFORMATION CONTACT: Cathy Chen, 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 are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server at <http://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.usitc.gov>. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission TDD terminal on (202) 205-1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on September 23, 2014, based on a complaint filed by RevoLaze, LLC and TechnoLines, LLC, both of Westlake, Ohio. 79 *Fed. Reg.* 56828 (Sept. 23, 2014). The complaint alleged violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, by reason of the importation into the United States, the sale for importation, and the sale within the United States after importation of certain laser abraded denim garments. The complaint alleged the infringement of seventy-one claims of six United States patents. The notice of institution named twenty

respondents. On January 23, 2015, the ALJ granted the complainants' motion to amend the complaint and notice of investigation to add nine respondents. Order No. 23 at 3-4 (Jan. 23, 2015), not reviewed, Notice at 2 (Feb. 20, 2015). Several respondents have been terminated from the investigation based on settlement agreements or a consent order.

On May 29, 2015, the complainants filed an unopposed motion seeking partial termination of the investigation as to certain asserted claims by withdrawing their infringement allegations with respect to the '444 patent and the '196 patent. The complainants asserted that, except for settlement agreements reached with certain entities, there are no agreements, written or oral, express or implied, between the parties concerning the '444 and '196 patents.

On July 6, 2015, the ALJ granted the motion as an ID (Order No. 66), finding that no extraordinary circumstances prevent complainants' partial withdrawal of the two asserted patents. Order No. 66 at 2; *see* 19 C.F.R. § 210.21(a)(1).

No petitions for review of the ID were filed. The Commission has determined not to review the ID.

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 C.F.R. Part 210).

By order of the Commission.



Lisa R. Barton
Secretary to the Commission

Issued: July 23, 2015