

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN MOTORIZED
SELF-BALANCING VEHICLES**

Investigation No. 337-TA-1000

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING THE INVESTIGATION AS TO RESPONDENT
INMOTION ENTERTAINMENT GROUP LLC BASED ON A CONSENT ORDER
STIPULATION, PROPOSED CONSENT ORDER, AND SETTLEMENT AGREEMENT;
ISSUANCE OF CONSENT ORDER**

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. 22) of the presiding administrative law judge (“ALJ”), terminating the above-captioned investigation as to InMotion Entertainment Group LLC (“InMotion”) of Jacksonville, Florida based on a consent order stipulation, proposed consent order, and settlement agreement. The Commission has issued the consent order.

FOR FURTHER INFORMATION CONTACT: Clint Gerdine, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW., Washington, D.C. 20436, telephone (202) 708-2310. 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 SW., Washington, D.C. 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server at <https://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <https://edis.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 26, 2016, based on a complaint filed on behalf of Razor USA LLC of Cerritos, California; and Inventist, Inc. and Shane Chen, both of Camas, Washington. 81 FR 33548-50. The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, by reason of infringement of certain claims of U.S. Patent No. 8,738,278. The complaint further alleges violations of section 337 based upon false advertising, misrepresentation, and unfair competition, the threat or effect of which is to destroy or substantially injure an industry in the United States or

to prevent the establishment of such an industry. The Commission's notice of investigation named several respondents including InMotion. The Office of Unfair Import Investigations ("OUII") is also a party to the investigation. *Id.*

On September 30, 2016, the complainants and InMotion jointly moved to terminate the investigation as to InMotion based on a consent order stipulation and a settlement agreement. OUII supported the motion and no party opposed the motion.

The ALJ issued the subject ID on October 19, 2016, granting the joint motion for termination as to InMotion. He found that the motion for termination satisfied Commission Rules 210.21(b) and 210.21(c) (19 CFR 210.21(b), (c)) and that termination of this investigation as to InMotion by consent order and settlement agreement would not be contrary to the public interest. No party petitioned for review of the ID and no other responses were received.

The Commission has determined not to review the ID and has issued the consent order.

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', with a stylized flourish at the end.

Lisa R. Barton
Secretary to the Commission

Issued: November 17, 2016