

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

In the Matter of

CERTAIN POWERED COVER PLATES

Investigation No. 337-TA-1124

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN
INITIAL DETERMINATION GRANTING JOINT MOTION FOR PARTIAL
TERMINATION OF THE INVESTIGATION AS TO RESPONDENT ALLTRADE
TOOLS, LLC BASED ON A SETTLEMENT AGREEMENT**

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. 36) of the presiding Administrative Law Judge (“ALJ”) granting a joint motion for partial termination of the investigation as to respondent Alltrade Tools, LLC of Cypress California (“Alltrade”) based on a settlement agreement.

FOR FURTHER INFORMATION CONTACT: Michael Liberman, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW, Washington, D.C. 20436, telephone (202) 205-3115. 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 the investigation on July 23, 2018, based on a complaint filed by SnapRays, LLC d/b/a SnapPower of Vineyard, UT (“SnapPower”). 83 FR 34871 (July 23, 2018). The complaint, as supplemented, alleges a violation 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 powered cover plates by reason of infringement of certain claims of U.S. Patent Nos. 9,871,324; 9,917,430; and 9,882,361, and U.S. Design Patent No.

D819,426. The notice of investigation named numerous respondents, including Alltrade. The Commission's Office of Unfair Import Investigations also was named as a party.

On March 25, 2019, pursuant to Commission Rules 210.15 and 210.21(a)(2) and (b), 19 CFR 210.15 and 210.21(a)(2), complainant SnapPower and respondent Alltrade jointly moved to terminate this investigation with respect to Alltrade based upon a settlement agreement ("Settlement Agreement"). On April 2, 2019, The Commission investigative attorney filed a response supporting the termination of Alltrade from this investigation. No other responses were received.

On April 11, 2019, the ALJ issued the subject ID granting the joint motion. The ALJ found that terminating Alltrade from this investigation on the basis of the Settlement Agreement would not be contrary to the public interest and will conserve public and private resources. Order No. 36 at 5. No party petitioned for review of the ID.

The Commission has determined not to review the subject 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 CFR part 210.

By order of the Commission.



Lisa R. Barton
Secretary to the Commission

Issued: May 8, 2019