

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN POLYCRYSTALLINE
DIAMOND COMPACTS AND
ARTICLES CONTAINING SAME**

Investigation No. 337-TA-1236

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING THE ELEMENT SIX RESPONDENTS 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 (“Commission”) has determined not to review an initial determination (“ID”) (Order No. 16) of the presiding administrative law judge (“ALJ”), terminating the investigation as to the Element Six Respondents based on a settlement agreement.

FOR FURTHER INFORMATION CONTACT: Ronald A. Traud, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, D.C. 20436, telephone (202) 205-3427. 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 December 29, 2020, based on a complaint filed by US Synthetic Corporation of Orem, Utah (“US Synthetic”). 85 FR 85661 (Dec. 29, 2020). The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337 (“section 337”), based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain polycrystalline diamond compacts and articles containing same by reason of infringement of certain claims of U.S. Patent Nos. 9,932,274; 10,508,502; 9,315,881; 10,507,565; and 8,616,306. *Id.* The complaint further alleges that an industry in the United

States exists as required by section 337. *Id.* The notice of investigation named numerous respondents, including Element Six Abrasives Holdings Ltd., Element Six (UK) Limited (named in the Complaint as Element Six Global Innovation Centre), Element Six GmbH, Element Six Limited, Element Six Production (Pty) Limited, Element Six US Corporation, (collectively, “Element Six”), Servsix US, and Synergy Materials Technology Ltd. (collectively with Element Six, the “Element Six Respondents”). *Id.* at 85662. The Office of Unfair Import Investigations is not participating in the investigation. *Id.*

On March 18, 2021, US Synthetic and the Element Six Respondents filed a joint motion under 19 CFR 210.21(a)(2) to terminate this investigation as to the Element Six Respondents based on a settlement agreement.

On April 1, 2020, the ALJ issued Order No. 16, the subject ID, which granted the motion. The ID found that the motion complies with the Commission’s Rules and that there are no public interest concerns weighing against granting the motion. No petitions for review of the ID were filed.

The Commission has determined not to review the subject ID. The following respondents are hereby terminated from the investigation: Element Six Abrasives Holdings Ltd., Element Six (UK) Limited (named in the Complaint as Element Six Global Innovation Centre), Element Six GmbH, Element Six Limited, Element Six Production (Pty) Limited, Element Six US Corporation, Servsix US, and Synergy Materials Technology Ltd.

The Commission vote for this determination took place on April 15, 2021.

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: April 15, 2021