

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN ROBOTIC FLOOR
CLEANING DEVICES AND
COMPONENTS THEREOF**

Investigation No. 337-TA-1252

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW
AN INITIAL DETERMINATION TERMINATING THE INVESTIGATION AS TO
CERTAIN CLAIMS**

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. 38) of the presiding administrative law judge (“ALJ”), terminating the investigation as to claims 36 and 62 of U.S. Patent No. 7,571,511 (“the ’511 patent”); claim 8 of U.S. Patent No. 9,884,423 (“the ’423 patent”); all remaining claims (*i.e.*, 1, 5, 6, and 13) of U.S. Patent No. 10,296,007 (“the ’007 patent”); claims 4 and 10 of U.S. Patent No. 10,813,517 (“the ’517 patent”); and claims 3 and 6 of U.S. Patent No. 10,835,096 (“the ’096 patent”) (collectively “the subject claims”).

FOR FURTHER INFORMATION CONTACT: Benjamin S. Richards, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, D.C. 20436, telephone (202) 708-5453. 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 March 2, 2021. 86 FR 12206 (Mar. 2, 2021). The complaint, as amended and filed by iRobot Corporation of Bedford, MA, 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, the sale for importation, or the sale within the United States after importation of certain robotic floor cleaning devices and components thereof by reason of infringement of claims 1–4, 6–9, 12–15, 18, 20–23, 25, and 26 of U.S. Patent No. 9,884,423; claims 1, 3, 4, 9, and 10 of U.S. Patent No. 10,813,517; claims 1, 3–6, 8–10, 12–14, 16–19, 21–23, 25 and 26 of U.S. Patent No. 10,835,096; claims 1, 8–12, 14,

16, 18, 19, 22–25, 32–34, 36, 37, 55, 56, and 62 of U.S. Patent No. 7,571,511; and claims 1, 5, 6, 10, 12, and 13 of U.S. Patent No. 10,296,007. *Id.* The complaint further alleges that a domestic industry exists. *Id.* The Commission’s notice of investigation named as respondents SharkNinja Operating LLC of Needham, MA; SharkNinja Management LLC of Needham, MA; SharkNinja Management Co. of Needham, MA; SharkNinja Sales Co. of Needham, MA; EP Midco LLC of Needham, MA; and SharkNinja Hong Kong Co. Ltd. of Hong Kong. *Id.* The Office of Unfair Import Investigations is not participating in the investigation. *Id.*

On January 4, 2022, iRobot filed an unopposed motion seeking to terminate the investigation in part based on withdrawal of the complaint with respect to the subject claims. On the same day, the ALJ issued the subject ID granting iRobot’s motion and terminating the investigation as to the subject claims. No petitions for review of the ID were received.

The Commission has determined not to review the subject ID. The investigation is terminated as to claims 36 and 62 of the ’511 patent; claim 8 of the ’423 patent; all remaining claims (*i.e.*, 1, 5, 6, and 13) of the ’007 patent; claims 4 and 10 of the ’517 patent; and claims 3 and 6 of the ’096 patent.

The Commission vote for this determination took place on January 25, 2022.

While temporary remote operating procedures are in place in response to COVID-19, the Office of the Secretary is not able to serve parties that have not retained counsel or otherwise provided a point of contact for electronic service. Accordingly, pursuant to Commission Rules 201.16(a) and 210.7(a)(1) (19 CFR 201.16(a), 210.7(a)(1)), the Commission orders that the Complainant(s) complete service for any party/parties without a method of electronic service noted on the attached Certificate of Service and shall file proof of service on the Electronic Document Information System (EDIS).

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: January 25, 2022