

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

**In the Matter of**

**CERTAIN PORTABLE BATTERY JUMP  
STARTERS AND COMPONENTS  
THEREOF**

**Investigation No. 337-TA-1256**

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL  
DETERMINATION TERMINATING THE INVESTIGATION AS TO TWO  
RESPONDENTS BASED ON A CONSENT ORDER STIPULATION AND CONSENT  
ORDER; 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. 52) of the presiding administrative law judge (“ALJ”) terminating the above-captioned investigation as to respondents Schumacher Electric Corp. of Mount Prospect, Illinois and Schumacher Power Technology Ltd. of Jiangsu, China (collectively, “Schumacher”) based on a consent order stipulation and consent order. Schumacher is terminated from the investigation and a consent order to Schumacher is issued herewith.

**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 may be viewed on the Commission’s electronic docket (EDIS) at <https://edis.usitc.gov>. For help accessing EDIS, please email [EDIS3Help@usitc.gov](mailto: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, telephone (202) 205-1810.

**SUPPLEMENTARY INFORMATION:** The Commission instituted this investigation on March 23, 2021, based on a complaint filed by The NOCO Company of Glenwillow, Ohio. 86 FR 15496-98 (Mar. 23, 2021). The complaint, as amended and supplemented, alleges violations 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 portable battery jump starters and components thereof by reason of

infringement of certain claims of the U.S. Patent Nos. 9,007,015 (“the ’015 patent”) and 10,604,024, and U.S. Trademark Registration Nos. 4,811,656 and 4,811,749. The complaint further alleges the existence of a domestic industry. The Commission’s notice of investigation, as amended, named forty-seven (47) respondents, including Schumacher. 86 FR 27650-51 (May 21, 2021). The Office of Unfair Import Investigations is participating in the investigation.

The Commission has previously terminated several respondents, and the ’015 patent, from the investigation. See Order No. 9 (Apr. 13, 2021), *unreviewed by* Comm’n Notice (May 12, 2021); Order No. 11 (Apr. 19, 2021), *unreviewed by* Comm’n Notice (May 4, 2021); Order No. 14 (Apr. 23, 2021), *unreviewed by* Comm’n Notice (May 18, 2021); Order No. 21 (July 7, 2021), *unreviewed by* Comm’n Notice (July 26, 2021); Order No. 31 (Sept. 20, 2021), *unreviewed by* Comm’n Notice (Oct. 12, 2021); Order No. 35 (Oct. 21, 2021), *unreviewed by* Comm’n Notice (Nov. 22, 2021); Order No. 44 (Nov. 15, 2021), *unreviewed by* Comm’n Notice (Dec. 6, 2021); Order Nos. 46, 47 (Dec. 6, 2021), *unreviewed by* Comm’n Notice (Jan. 3, 2022).

On December 28, 2021, Schumacher filed an unopposed motion to terminate the investigation as to Schumacher based on a consent order stipulation and proposed consent order.

On January 12, 2022, the ALJ issued the subject ID (Order No. 52) granting the motion for termination as to Schumacher. The ID finds that the consent order stipulation and consent order satisfy the requirements of Commission Rule 210.21(c) (19 CFR 210.21(c)). The ID further finds, pursuant to Commission Rule 210.50(b)(2) (19 CFR 210.50(b)(2)), that there is no indication that termination of this investigation as to Schumacher based on the consent order stipulation would adversely impact the public interest. No party petitioned for review of the ID.

The Commission has determined not to review the subject ID and has issued the requested consent order. Schumacher is terminated from the investigation.

The Commission vote for this determination took place on February 4, 2022.

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: February 4, 2022