

**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 FINDING RESPONDENT  
ARTECK ELECTRONICS CO., LTD. IN DEFAULT**

**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. 45) of the presiding administrative law judge (“ALJ”) finding respondent Arteck Electronics Co., Ltd. (“Arteck”) of Guangdong, China in default.

**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 (“NOCO”) 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 U.S. Patent Nos. 9,007,015 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 (“NOI”), as

amended, named forty-seven (47) respondents, including Arteck. 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 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).

On August 6, 2021, NOCO filed a motion, pursuant to Commission Rule 210.16 (19 CFR 210.16), for the following: (1) an order directing Arteck to show cause why it should not be found in default for failure to respond to the complaint and NOI as required by Commission Rule 210.13 (19 CFR 210.13); and (2) the issuance of an ID finding Arteck in default upon its failure to show cause. No party opposed the motion and Arteck did not respond to the motion.

On October 22, 2021, Order No. 37 issued requiring Arteck to show cause no later than November 5, 2021, as to why it should not be held in default and have judgment rendered against it pursuant to Commission Rule 210.16 (19 CFR 210.16). Arteck did not respond to Order No. 37.

On November 16, 2021, the ALJ issued the subject ID (Order No. 45) pursuant to Commission Rule 210.16, finding Arteck in default because it did not respond to the complaint, NOI, or Order No. 37. The ID notes that the complaint and NOI were served on Arteck, but it did not respond. *See* Order No. 45 at 1. No party petitioned for review.

The Commission has determined not to review the subject ID. Accordingly, respondent Arteck has been found in default.

The Commission vote for this determination took place on December 9, 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.

A handwritten signature in black ink, appearing to read 'L.R. Barton', written in a cursive style.

Lisa R. Barton  
Secretary to the Commission

Issued: December 10, 2021