

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN OPTICAL ENCLOSURES,
COMPONENTS THEREOF, AND
PRODUCTS CONTAINING THE SAME**

Investigation No. 337-TA-1274

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION EXTENDING THE TARGET DATE**

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. 7) of the presiding administrative law judge (“ALJ”), extending the target date for completion of the investigation to February 7, 2023.

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 August 10, 2021, based on a complaint filed by Criterion Technology, Inc. of Thomaston, GA. 86 FR 43678 (Aug. 10, 2021). The complaint, as supplemented, alleged violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, in the importation into the United States or the sale of certain optical enclosures, components thereof, and products containing the same by reason of the misappropriation of trade secrets, the threat or effect of which is to destroy or substantially injure a domestic industry. *Id.* The Commission’s notice of investigation named as respondents Velodyne Lidar USA, Inc. of San Jose, CA and Fujian Fran Optics Co., Ltd. of Fujian, China. *Id.* The Office of Unfair Import Investigations is also a party to the investigation. *Id.*

On October 14, 2021, the ALJ issued the subject ID, Order No. 7, which extended the target date for completion of the investigation from December 12, 2022 to February 7, 2023. The ID explains that the extension is necessary due to scheduling conflicts with *Certain Fitness Devices, Streaming Components Thereof, and Systems Containing Same*, Inv. No. 337-TA-1265, which was recently reassigned to the ALJ. No petitions for review of the ID were received.

The Commission has determined not to review the subject ID.

Accordingly, the target date is February 7, 2023 and the final initial determination is due on October 7, 2022.

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



Secretary to the Commission

Issued: November 4, 2021