

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

**In the Matter of**

**CERTAIN OIL-VAPING CARTRIDGES,  
COMPONENTS THEREOF, AND  
PRODUCTS CONTAINING THE SAME**

**Investigation No. 337-TA-1286**

**NOTICE OF COMMISSION DETERMINATION TO EXTEND THE DATE FOR  
DECIDING WHETHER TO REVIEW THE FINAL INITIAL DETERMINATION**

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined to extend the date for determining whether to review the final initial determination (“ID”) of the presiding administrative law judge (“ALJ”) from April 3, 2023 to April 24, 2023.

**FOR FURTHER INFORMATION CONTACT:** Panyin A. Hughes, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3042. 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:** On November 10, 2021, the Commission instituted this investigation based on a complaint filed by Shenzhen Smoore Technology Limited (“Smoore” or “Complainant”) of Shenzhen, China. 86 FR 62567-69 (Nov. 10, 2021). The complaint alleged violations of section 337 based on the importation into the United States, the sale for importation, or the sale within the United States after importation of certain oil-vaping cartridges, components thereof, and products containing the same by reason of infringement of one or more of claims 1-3, 5, and 6 of U.S. Patent No. 10,357,623; claims 1, 2, and 7 of U.S. Patent No. 10,791,762; claims 1 and 11 of U.S. Patent No. 10,791,763; and U.S. Registered Trademark No. 5,633,060 (“the ’060 mark”). *Id.*

The Commission’s notice of investigation named the following entities as respondents: BBTank USA, LLC (“BBTank”) of Lambertville, Michigan; Glo Extracts of Los Angeles, California; BulkCarts.com of Canton, Michigan; Greenwave Naturals LLC of Austin, Texas; BoldCarts.com of Tempe, Arizona; Bold Crafts, Inc. (“Bold Crafts”) of Irvine, California; Blinc Group Holdings, LLC of New York, New York; Jonathan Ray Carfield (“Jonathan Carfield”),

d/b/a AlderEgo Wholesale, AlderEgo Holdings, Inc. and AlderEgo Group, Limited a/k/a AVD Holdings Limited of Guangdong, China; Hanna Carfield (“Hanna Carfield”) of Tacoma, Washington; Next Level Ventures, LLC (“Next Level Ventures”) of Seattle, Washington; Advanced Vapor Devices, LLC of Los Angeles, California; avd710.com of Seattle, Washington; AlderEgo Group Limited (“AEG”) of Hong Kong; A&A Global Imports, Inc. (“A&A Global”) of Vernon, California; Bulk Natural, LLC (“Bulk Natural”) of Portland Oregon; Brand King, LLC (“Brand King”) of Sacramento, California; ZTCSSMOKE USA Inc. (“ZTCSSMOKE”) of Niceville, Florida; headcandysmokeshop.com and Head Candy Enterprise Ltd. (together “Head Candy”) both of Canada; Green Tank Technologies Corp. of Canada; Canary Packaging Inc (“Canary Packaging”) of Canada; Canary LA (“Canary LA”) of Signal Hill, California; dcalchemy.com and DC Alchemy, LLC (together “Alchemy”) both of Phoenix, Arizona; Cartridgesforsale.com of Ypsilanti, Michigan; HW Supply, LLC of Ypsilanti, Michigan; International Vapor Group, LLC (“International Vapor”) of Miami Lakes, Florida; Obsidian Supply, Inc. of Irvine, California; Ygreeninc.com and Ygreen Inc. (together (“Ygreen”) both of Walnut, California; Atmos Nation LLC (“Atmos”) of Davie, Florida; shopbv.com (“shopbv.com”) of Naperville, Illinois; Best Value Vacs, LLC (“Best Value Vacs”) of Naperville, Illinois; Royalsupplywholesale.com (“Royalsupplywholesale”) of San Francisco, California; Customcanabisbranding.com (“Customcanabisbranding”) of San Francisco, California; CLK Global, Inc. (“CLK”) of San Francisco, California; iKrusher, Inc., d/b/a iKrusher.com, of Arcadia, California; and The Calico Group Inc. of Austin, Texas. The Office of Unfair Import Investigations (“OUII”) was also named as a party in this investigation. *Id.*

On December 16, 2021, the CALJ issued an ID granting a motion to terminate the investigation as to Head Candy based upon a consent order. Order No. 9 (Dec. 16, 2021), *unreviewed by* Comm’n Notice (Jan. 10, 2022). On December 20, 2021, the CALJ issued an ID granting a motion to terminate the investigation as to ZTCSSMOKE based upon a consent order. Order No. 10 (Dec. 20, 2021), *unreviewed by* Comm’n Notice (Jan. 11, 2022). On December 21, 2021, the CALJ issued IDs granting motions to terminate the investigation as to Alchemy, CLK, Royalsupplywholesale, and Customcanabisbranding based upon consent orders. Order Nos. 12 and 13 (Dec. 21, 2021), *unreviewed by* Comm’n Notice (Jan. 11, 2022). On January 10, 2022, the CALJ issued an ID granting a motion to terminate the investigation as to Ygreen based upon a consent order. Order No. 15 (Jan. 10, 2022), *unreviewed by* Comm’n Notice (Feb. 4, 2022). On January 18, 2022, the CALJ issued IDs granting motions to terminate the investigation as to Canary Packaging and Canary LA based upon consent orders. Order Nos. 16 and 17 (Jan. 18, 2022), *unreviewed by* Comm’n Notice (Feb. 15, 2022).

On January 21, 2022, the CALJ issued an ID granting a motion to terminate the investigation as to International Vapor based upon withdrawal of allegations in the complaint as to International Vapor. Order No. 17 (Jan. 21, 2022), *unreviewed by* Comm’n Notice (Feb. 15, 2022). On February 23, 2022, the CALJ issued an ID granting a motion to (1) amend the complaint and notice of investigation to change the name of Respondents BoldCarts.com and Bold Crafts, Inc. to Bold Crafts, LLC d/b/a Bold Carts and BoldCarts.com; (2) amend the complaint and notice of investigation to change the name of Respondent Green Tank Technologies Corp. to Greentank Technologies Corp.; (3) amend the complaint and notice of investigation to change the name of Respondent Blinc Group Holdings, LLC to The Blinc Group Inc.; and (4) terminate the investigation as to BBTank based upon withdrawal of allegations in

the complaint as to BBTank. Order No. 20 (Feb. 23, 2022), *unreviewed by* Comm'n Notice (Mar. 18, 2022).

On June 7, 2022, the CALJ issued an ID granting a motion to terminate the investigation as to Best Value Vacs and shpbvv.com based upon settlement. Order No. 29 (June 7, 2022), *unreviewed by* Comm'n Notice (June 22, 2022). On July 5, 2022, the CALJ issued IDs granting motions to terminate the investigation as to Atmos, AlderEgo, Hanna Carfield, and Jonathan Carfield based upon settlement. Order Nos. 33 and 34 (July 5, 2022), *unreviewed by* Comm'n Notice (Aug. 2, 2022).

The CALJ held an evidentiary hearing from August 1-August 5, 2022 and received post-hearing briefs thereafter.

On January 23, 2023, the CALJ issued an ID finding the following respondents in default: Cartridgesforsale.com; HW Supply, LLC; Obsidian Supply, Inc.; BulkCarts.com; and Greenwave Naturals LLC. Order No. 42 (Jan. 23, 2023), *unreviewed by* Comm'n Notice (Feb. 14, 2023). The '060 mark was asserted only as to these respondents and Glo Extracts.

On January 31, 2023, the CALJ issued an ID granting a motion to terminate the investigation as to The Calico group based upon settlement and a consent order. Order No. 46 (Jan. 31, 2023), *unreviewed by* Comm'n Notice (Mar. 3, 2023). Non defaulting respondents remaining in the investigation are: The Blinc Group Inc.; Bold Crafts, LLC; Greentank Technologies Corp.; iKrusher, Inc.; Next Level Ventures, LLC; Bulk Natural, LLC; Brand King, LLC; and A&A Global Imports, Inc. (collectively, the "Respondents").

On February 1, 2023, the CALJ issued the final ID finding no violation of section 337 as to the asserted patent claims.

On February 13, 2023, Smoore filed a petition for review of the ID and Respondents filed a contingent petition for review of the ID. On February 21, 2023, the parties, including OUII, filed responses to the petitions.

The Commission has determined to extend the due date for determining whether to review the final ID from April 3, 2023 to April 24, 2023.

The Commission vote for this determination took place on March 31, 2023.

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 'Lisa R. Barton', enclosed within a large, stylized oval flourish.

Lisa R. Barton  
Secretary to the Commission

Issued: March 31, 2023