

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

CERTAIN SHAPEWEAR GARMENTS

Investigation No. 337-TA-1436

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

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. 6) issued by the chief administrative law judge (“CALJ”) granting a motion filed by complainant Spanx, LLC (“Spanx”) to terminate the investigation in part based on withdrawal of the complaint with respect to certain patents and certain respondents.

FOR FURTHER INFORMATION CONTACT: Paul Lall, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2043. 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, telephone (202) 205-1810.

SUPPLEMENTARY INFORMATION: On February 6, 2025, the Commission instituted this investigation based on a complaint filed on behalf of Spanx. 90 FR 9083-84 (Feb. 6, 2025). The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337 (“Section 337”), based upon the importation into the United States, the sale for importation, or sale within the United States after importation of certain shapewear garments by reason of the infringement of certain claims of U.S. Patent Nos. 9,179,713; 9,930,916; 10,455,866; D707,920 (“the ’920 patent”); D796,780; and D796,784 (“the ’784 patent”). The Commission’s notice of investigation (“NOI”) named the following respondents: 1) Honeylove Sculptwear, Inc. of Los Angeles, CA (“Honeylove”); 2) Guangzhoushi Chiping Dianzi Maoyi Co. Ltd. of Guangzhou, China; 3) Daerwene Inc. of Boulder, CO; 4) Guangzhoushi Cedong Shangmao Youxiangongsi of Guangzhou, China; 5) Bingrong Co., Ltd. of Shenzhen, China; and 6) Dolce Vita Intimates LLC of Harrison, NJ. The Office of Unfair Import Investigations (“OUII”) was also named as a party in this investigation. *Id.*

On March 6, 2025, Spanx filed a motion to terminate this investigation in part based on withdrawal of the complaint with respect to (1) all allegations against respondents Guangzhoushi Chiping Dianzi Maoyi Co. Ltd.; Daerwene Inc.; Dolce Vita Intimates LLC; Guangzhoushi Cedong Shangmao Youxiangongsi; and Bingrong Co., Ltd.; and (2) allegations based on the '784 and '920 patents brought against respondent Honeylove. ID at 1. No party filed a response.

On March 10, 2025, the CALJ issued the subject ID (Order No. 6) granting Spanx's motion for partial termination of the investigation pursuant to Commission Rule 210.21(a)(1) (19 CFR 210.21(a)(1)). *Id.* at 1-2. The ID explains that "the motion was made before the issuance of any initial determination on violation of section 337" and "there are no extraordinary circumstances that warrant denying the motion." *Id.* at 2. The ID also notes that "there are no agreements, written or oral, express or implied between Spanx and any Respondent concerning the subject matter of this Investigation." *Id.*

No party filed a petition for review of the subject ID.

The Commission has determined not to review the subject ID (Order No. 6). Respondents Guangzhoushi Chiping Dianzi Maoyi Co. Ltd.; Daerwene Inc.; Dolce Vita Intimates LLC; Guangzhoushi Cedong Shangmao Youxiangongsi; and Bingrong Co., Ltd. are terminated from the investigation. In addition, all allegations brought against respondent Honeylove Sculptwear, Inc. based on U.S. Patent Nos. D796,784 and D707,920 are withdrawn.

The Commission vote for this determination took place on April 1, 2025.

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: April 1, 2025.