

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C. 20436

In the Matter of

CERTAIN NITRILE GLOVES

Investigation No. 337-TA-608

**NOTICE OF COMMISSION DECISION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING THE INVESTIGATION AS TO RESPONDENT
WEST CHESTER HOLDINGS, INC. ON THE BASIS OF A SETTLEMENT
AGREEMENT**

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. 8) of the presiding administrative law judge ("ALJ") in the above-captioned investigation terminating this investigation as to respondent West Chester Holdings, Inc. ("Westchester") based upon a settlement agreement in the above-referenced investigation.

FOR FURTHER INFORMATION CONTACT: Christal A. Sheppard, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2301. Copies of non-confidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server at <http://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.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: This investigation was instituted on July 6, 2007, based on a complaint filed by Tillotson Corporation dba Best Manufacturing Company ("Tillotson"). 72 Fed. Reg. 129 (July 6, 2007). The complaint alleges violations of section 337 in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain nitrile gloves by reason of infringement of U.S. Patent No. Re.

35,616. The complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337 and names Westchester, along with thirty others, as the proposed respondents. The complaint requests that the Commission institute an investigation and, after the investigation, issue a permanent general exclusion order and permanent cease and desist orders.

On July 23, 2007, Tillotson filed a motion pursuant to Commission rule 210.21(b), 19 C.F.R. § 210.21(b), to terminate Westchester from the investigation on the basis of a settlement agreement.

On August 3, 2007, the ALJ issued the subject ID terminating this investigation pursuant to Commission rule 210.21(b). The ALJ determined that the motion complied with the Commission's Rules regarding termination based upon a settlement agreement and that the termination of this investigation, as to Westchester, did not impose any undue burdens on the public health and welfare, competitive conditions in the United States economy or United States consumers. No petitions for review of the ID were filed, and the Commission has determined not to review the ID.

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 section 210.21, 210.42 of the Commission's Rules of Practice and Procedure (19 C.F.R. §§ 210.21, 210.42).

By order of the Commission.

/s/

Marilyn R. Abbott
Secretary to the Commission

Issued: August 29, 2007