

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

**In the Matter of**

**CERTAIN ROBOTIC VACUUM  
CLEANING DEVICES AND  
COMPONENTS THEREOF SUCH AS  
SPARE PARTS**

**Investigation No. 337-TA-1057**

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

**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. 40) of the presiding administrative law judge (“ALJ”) terminating the investigation as to certain claims.

**FOR FURTHER INFORMATION CONTACT:** Michael Liberman, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3115. 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 <https://www.usitc.gov>. The public record for this investigation may be viewed on the Commission’s electronic docket (EDIS) at <https://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:** The Commission instituted this investigation under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337 (“section 337”), on May 23, 2017, based on a complaint filed by iRobot Corporation of Bedford, MA (“iRobot”). 82 F.R. 23592-93 (May 23, 2017). The complaint alleges a violation of section 337 by reason of infringement of certain claims of U.S. Patent Nos. 6,809,490 (“the ‘490 patent”); 7,155,308 (“the ‘308 patent”); 8,474,090 (“the ‘090 patent”); 8,600,553 (“the ‘553 patent”); 9,038,233; and 9,486,924. The complaint named as respondents Bissell Homecare, Inc. of Grand Rapids, MI (“Bissell”); Hoover, Inc. of Glenwillow, OH; Royal Appliance Manufacturing Co., Inc. d/b/a TTI Floor Care North America, Inc. of Glenwillow, OH; Bobsweep, Inc. of Toronto, Canada; Bobsweep USA of Henderson, NV; The Black & Decker Corporation of Towson, MD and Black

& Decker (U.S.) Inc. of Towson, MD (collectively, “Black & Decker”); Shenzhen ZhiYi Technology Co., Ltd., d/b/a iLife of Shenzhen, China; Matsutec Enterprises Co., Ltd. of Taipei City, Taiwan (“Matsutec”); Suzhou Real Power Electric Appliance Co., Ltd. of Suzhou, China (“Real Power”); and Shenzhen Silver Star Intelligent Technology Co., Ltd. of Shenzhen, China. *Id.* at 23593. The Office of Unfair Import Investigations is not a party in this investigation. *Id.* Subsequently, the investigation was terminated with respect to respondents Real Power, Order No. 23, (*not reviewed*, Notice, Oct. 18, 2017); Black and Decker, Order No. 31 (Jan. 9, 2018) (*not reviewed*, Notice, Jan. 31, 2018); and Bissell and Matsutec, Order No. 34 (Jan. 25, 2018) (*not reviewed*, Notice, February 16, 2018). The ALJ also granted an unopposed motion for summary determination of non-infringement of the ‘924 patent, Order No. 29 (Dec. 14, 2017), (*not reviewed*, Notice, January 16, 2018).

On February 15, 2018, complainant iRobot moved to terminate this investigation in part based on the withdrawal of certain claims. The motion represents that “[p]rior to filing, Respondents indicated that they do not oppose this motion.” Mot. at 1. iRobot seeks to terminate this investigation as to the following claims: (1) the ‘308 patent: all asserted claims (*i.e.*, claims 1, 2, 3, 7, 11, 12, 17, 19, 20, 28, and 34) as to all respondents; (2) the ‘553 patent: asserted claims 1, 2, 8, 11, 21, and 25 as to all respondents; (3) the ‘490 patent: asserted claims 1, 2, 3, and 7 as to all respondents; and (4) the ‘090 patent: asserted claims 8, 11, 14, 15, 18, and 19 as to all respondents. *Id.* at 1-2.

On February 20, 2018, the ALJ issued the subject ID (Order No. 40). The ALJ found that Complainant’s motion reduces the number of issues to be decided in this investigation by removing fourteen asserted claims, and that there are no extraordinary circumstances that warrant denying the motion. Order No. 40 at 2. Based on the foregoing, the ALJ granted Complainant’s motion. *Id.* No party petitioned for review of the subject ID, and the Commission has determined not to review it.

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 C.F.R. Part 210).

By order of the Commission.



Lisa R. Barton  
Secretary to the Commission

Issued: March 15, 2018