

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN MOUNTING APPARATUSES
FOR HOLDING PORTABLE
ELECTRONIC DEVICES AND
COMPONENTS THEREOF**

Investigation No. 337-TA-1086

**NOTICE OF EXTENSION OF THE DATE FOR THE COMMISSION
DETERMINATION ON WHETHER TO REVIEW AN INITIAL DETERMINATION
GRANTING COMPLAINANT'S MOTION FOR SUMMARY DETERMINATION OF
VIOLATION OF SECTION 337 BY THE DEFAULTING RESPONDENTS**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that, in view of the shutdown of the Federal Government, the U.S. International Trade Commission has determined to extend until March 18, 2019, the date by which it decides whether to review the initial determination ("ID") (Order No. 15) of the presiding administrative law judge ("ALJ") granting complainant's motion for summary determination of violation of section 337 by the defaulting respondents.

FOR FURTHER INFORMATION CONTACT: Clint Gerdine, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW, Washington, D.C. 20436, telephone (202) 708-2310. 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, SW, 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 on November 28, 2017, based on a complaint filed on behalf of National Products Inc. of Seattle, Washington. 82 FR 56266-67. The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, by reason of infringement of certain claims of U.S. Patent Nos. 8,544,161 ("the '161 patent"); D703,657; 8,186,636; D571,278; D574,204; and 9,568,148; and U.S. Trademark Registration No. 4,254,086. The Commission's notice of investigation named ten respondents, including Shenzhen Chengshuo Technology Co., Ltd.,

d/b/a WUPP of Zhejiang, China; Foshan City Qishi Sporting Goods, Technology Co., Ltd. d/b/a N-Star, Guangzhou Kean Products Co., Ltd., Gangzhou Kaicheng Metal Produce Co., Shenzhen Smilin Electronic Technology, Co., Ltd., and Shenzhen New Dream Intelligent Plastic, Co., Ltd., all of Guangdong, China; Chengdu MWUPP Technology Co., Ltd. of Sichuan Province, China; and Shenzhen Yingxue Technology Co., Ltd., d/b/a Yingxue Tech, Shenzhen Shunsihang Technology Co., Ltd., d/b/a BlueFire, and Prolech Electronics Limited, all of Shenzhen, China. The Office of Unfair Import Investigations (“OUII”) is also a party to the investigation. All respondents in the investigation have been found in default.

On June 20, 2018, complainant filed a motion (as supplemented) for summary determination of violation of section 337 by the defaulting respondents and requested a general exclusion order (“GEO”). OUII supported the motion in part.

The ALJ issued the subject ID on November 28, 2018, granting the motion for summary determination in part. The ALJ found a violation for the asserted trademark and every patent except the ’161 patent. The ALJ recommended issuance of a GEO if the Commission finds a violation of section 337.

The Commission has determined to extend the date for determining whether to review the subject ID to March 18, 2019, after accounting for tolling in view of the shutdown of the Federal Government in December 2018 and January 2019.

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: February 7, 2019