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 A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION FINDING ALL RESPONDENTS IN DEFAULT


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. 9) of the presiding
administrative law judge (“ALJ”) finding in default all ten respondents: Shenzhen Chengshuo
Technology Co., Ltd., d/b/a WUPP (“WUPP”) of Zhejiang, China; Foshan City Qishi Sporting
Goods, Technology Co., Ltd. d/b/a N-Star (“N-Star”), Guangzhou Kean Products Co., Ltd. (“Kean
Products”), Gangzhou Kaicheng Metal Produce Co. (“Kaicheng Metal Produce”), Shenzhen
Smilin Electronic Technology, Co., Ltd. (“Smilin Electronic”), and Shenzhen New Dream
Intelligent Plastic, Co., Ltd. (“New Dream”), all of Guangdong, China; Chengdu MWUPP
Technology Co., Ltd. (“Chengdu MWUPP”) of Sichuan Province, China; and Shenzhen Yingxue
Technology Co., Ltd., d/b/a Yingxue Tech (“Yingxue Tech”), Shenzhen Shunsihang Technology
Co., Ltd., d/b/a BlueFire (“BlueFire”), and Prolech Electronics Limited (“Prolech”), all of
Shenzhen, China.

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, 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 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; D703,657; 8,186,636; D571,278; D574,204; and 9,568,148; and U.S. Trademark Registration No. 2,254,087. The Commission’s notice of investigation named the ten respondents. The Office of Unfair Import Investigations (“OUII”) is also a party to the investigation. The complaint and notice of investigation were served on respondents. See Order No. 9 at 1. Respondents failed to respond to the complaint and notice of investigation.

On April 2, 2018, complainant filed a motion, pursuant to 19 CFR 210.16, for the following: (1) an order directing respondents to show cause why they should not be found in default for failure to respond to the complaint and notice of investigation as required by 19 CFR 210.13; and (2) the issuance of an ID finding respondents in default upon their failure to show cause. Respondents did not respond to the motion and OUII supported the motion.

On April 18, 2018, the ALJ issued Order No. 7 which required respondents to show cause no later than May 4, 2018, as to why they should not be held in default and have judgment rendered against them pursuant to 19 CFR part 210.16. Pursuant to 19 C.F.R. § 210.16(c)(2), complainant indicated its intent to move for a general exclusion order. See ID at 2, n.1. No responses were received from respondents.

The ALJ issued the subject ID on May 8, 2018, finding respondents in default, pursuant to 19 CFR 210.16, because respondents did not respond to the complaint and notice of investigation and Order No. 7. No party petitioned for review.

The Commission has determined not to review the subject ID. Accordingly, WUPP; N-Star; Kean Products; Kaicheng Metal Produce; Smilin Electronic; New Dream; Chengdu MWUPP; Yingxue Tech; BlueFire; and Prolech Electronics have been found in default.


By order of the Commission.

Lisa R. Barton
Secretary to the Commission

Issued: June 5, 2018