

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN MOVABLE BARRIER
OPERATOR SYSTEMS AND
COMPONENTS THEREOF**

Investigation No. 337-TA-1118

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION SETTING THE TARGET DATE**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission (the “Commission”) has determined not to review an initial determination (the “ID”) (Order No. 2) setting the target date in this investigation as November 12, 2019.

FOR FURTHER INFORMATION CONTACT: Ron Traud, Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436, telephone (202) 205-3427. 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, DC 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server (<https://www.usitc.gov>). The public record for this investigation may be viewed on the Commission’s Electronic Docket Information System (“EDIS”) (<https://edis.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 June 11, 2018, the Commission instituted this investigation based on a complaint (and a supplement thereto) filed on behalf of The Chamberlain Group, Inc. of San Jose, CA. 83 FR 27020 (June 11, 2018). The complaint and supplement alleged violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain movable barrier operator systems and components thereof by reason of infringement of claims 7, 11, and 16-18 of U.S. Patent No. 8,587,404; claims 1, 2, 9, 13, 14, and 18-22 of U.S. Patent No. 7,755,223; and claims 1, 9-15, 22, and 27 of U.S. Patent No. 6,741,052. *Id.* The Commission’s Notice of Investigation named as respondents Nortek Security & Control, LLC of Carlsbad, CA; Nortek, Inc. of Providence, RI;

and GTO Access Systems, LLC of Tallahassee, FL. *Id.* The Office of Unfair Import Investigations was not named as a party in this investigation. *Id.*

On June 20, 2018, the presiding administrative law judge (“ALJ”) issued Order No. 2, the subject ID, which set the target date for the completion of this investigation pursuant to Commission Rule 210.51(a). The ALJ determined that a target date of seventeen months is appropriate, and therefore set the target date for November 12, 2019. No party filed a petition seeking review of the subject ID. 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 part 210 of the Commission’s Rules of Practice and Procedure (19 CFR part 210).

By order of the Commission.

A handwritten signature in black ink, appearing to read 'Lisa R. Barton', with a stylized flourish at the end.

Lisa R. Barton
Secretary to the Commission

Issued: July 9, 2018