

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CARBURETORS AND PRODUCTS
CONTAINING SUCH CARBURETORS**

Investigation No. 337-TA-1123

**NOTICE OF COMMISSION DETERMINATION TO EXTEND THE DATE FOR
DETERMINING TO REVIEW AN INITIAL DETERMINATION TERMINATING THE
INVESTIGATION AS TO RESPONDENT MAT INDUSTRIES, LLC BASED ON A
CONSENT ORDER STIPULATION AND A DETERMINATION NOT TO REVIEW
THE INITIAL DETERMINATION; ISSUANCE OF A CONSENT ORDER**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined to extend the time for determining to review the presiding administrative law judge's ("ALJ") initial determination ("ID") (Order No. 33) granting the motion of respondent MAT Industries, LLC ("MAT") to terminate the above-captioned investigation based on a consent order stipulation. The Commission has determined not to review the ID and the Commission has entered a consent order.

FOR FURTHER INFORMATION CONTACT: Amanda Pitcher Fisherow, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2737. 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: The Commission instituted this investigation on July 20, 2018, based on a complaint, as supplemented, filed on behalf of Walbro, LLC of Tucson, Arizona ("Complainant"). 83 FR 34,614 (July 20, 2018). The complaint, as supplemented, alleges violations of Section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337

(“section 337”), based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain carburetors and products containing such carburetors by reason of infringement of one or more of U.S. Patent No. 6,394,424; U.S. Patent No. 6,439,547; U.S. Patent No. 6,533,254; U.S. Patent No. 6,540,212; and U.S. Patent No. 7,070,173. The complaint further alleges that an industry in the United States exists as required by section 337. The Notice of Investigation named numerous respondents, including MAT of Lake Zurich, Illinois. The Office of Unfair Import Investigations (“OUII”) was named as a party in this investigation.

On December 3, 2018, MAT filed a motion pursuant to Commission Rule 210.21(a)(2) to terminate the investigation as to itself based on a consent order, including a consent order stipulation and proposed consent order. On December 13, 2018, OUII filed a response supporting the motion and Complainant opposed the motion.

On December 18, 2018, the ALJ issued the subject ID, granting MAT’s motion. The ID finds that the motion, consent order stipulation, and proposed consent order satisfy the requirements of Commission Rules 210.21(c)(3) and (c)(4). The ID finds that termination of the investigation would not be contrary to the public interest. No party petitioned for review of the ID.

The Commission has determined to extend the time for determining to review to February 21, 2019 in view of the government shutdown. The Commission has determined not to review the ID and issues a consent order.

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: February 8, 2019