

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 NOT TO REVIEW AN INITIAL
DETERMINATION FINDING CERTAIN RESPONDENTS IN DEFAULT**

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 the presiding administrative law judge's ("ALJ") initial determination ("ID") (Order No. 49) granting a motion to find respondents Wuyi Henghai Tools Co., Ltd., Tool Tuff Direct LLC, North American Tool Industries, Imperial Industrial Supply Co. d/b/a Duromax Power Equipment, and Fuding Guangda General Machinery Co., Ltd. in default.

FOR FURTHER INFORMATION CONTACT: Amanda Pitcher Fisherow, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW, 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, 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 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 Nos. 6,394,424; 6,439,547; 6,533,254; 6,540,212; and 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 Wuyi Henghai Tools Co., Ltd. of Zhejiang, China, Tool Tuff Direct LLC of Golden, Colorado, North American Tool Industries of Huntington, Indiana, Imperial Industrial Supply Co. d/b/a Duromax Power Equipment of Ontario, California, and Fuding Guangda General Machinery Co., Ltd. of Fujian, China (collectively, “the Defaulting Respondents”). The Office of Unfair Import Investigations (“OUII”) was named as a party in this investigation.

On February 6, 2019, Complainant filed a motion for an order to show cause and for entry of a default judgment against the Defaulting Respondents. On February 19, 2019, OUII filed a response in support of the motion.

On February 25, 2019, the ALJ issued Order Nos. 39-42 and 44 directing the Defaulting Respondents to show why they should not be found in default. None of the Defaulting Respondents filed a response. On April 25, 2019, the ALJ issued the subject ID finding the Defaulting Respondents in default. No one petitioned for review.

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.



Lisa R. Barton
Secretary to the Commission

Issued: May 16, 2019