

**UNITED STATES INTERNATIONAL TRADE COMMISSION**  
**Washington, D.C.**

**In the Matter of**

**CERTAIN CHILD CARRIERS AND  
COMPONENTS THEREOF**

**Investigation No. 337-TA-1154**

**NOTICE OF COMMISSION DECISION NOT TO REVIEW AN INITIAL  
DETERMINATION TERMINATING THE INVESTIGATION  
AS TO ONE RESPONDENT ON THE BASIS OF A SETTLEMENT,  
CONSENT ORDER STIPULATION, AND PROPOSED  
CONSENT ORDER; ISSUANCE OF CONSENT ORDER**

**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. 21), which terminates the investigation as to one respondent on the basis of settlement, respondent's consent order stipulation, and proposed consent order. The Commission has issued a consent order.

**FOR FURTHER INFORMATION CONTACT:** Sidney A. Rosenzweig, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2532. 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 TDD terminal on (202) 205-1810.

**SUPPLEMENTARY INFORMATION:** The Commission instituted this investigation on April 10, 2019, based on a complaint filed by LILLEbaby LLC of Golden, Colorado ("LILLEbaby"). 84 FR 14393, 14394 (Apr. 10, 2019). The complaint alleged violations of section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), in the importation into the United States, or in the sale for importation, or the sale within the United States after importation of certain child carriers and components thereof, by reason of the infringement of certain claims of U.S. Patent No. 8,172,116 and U.S. Patent No. 8,424,732. 84 FR at 14393. The notice of

investigation named twenty-seven respondents, including Mountain Buggy USA a/k/a Phil & Teds USA Inc. of Fort Collins, Colorado (“Mountain Buggy”). 84 FR at 14394. The Office of Unfair Import Investigations was also named as a party. *Id.*

On July 29, 2019, Mountain Buggy filed an unopposed motion to terminate the investigation as to Mountain Buggy based upon a settlement with LILLEbaby and a stipulation to the entry of a consent order.

On August 13, 2019, the presiding ALJ granted the motion as the subject ID. The ID finds that the motion, consent order stipulation, and proposed consent order comply with Commission rules.<sup>1</sup> ID at 2. *See* 19 CFR 210.21(b) & (c), 210.50(b)(2). The ID finds that there is no evidence that granting the motion would have an adverse effect on the public interest. ID at 3.

No petitions for review of the ID were filed. The Commission has determined not to review the ID and has issued the 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: September 13, 2019

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<sup>1</sup> The ID notes that paragraph 4 of the proposed consent order is at odds with the form required by Commission rules. ID at 2 n.2. The Commission has edited the proposed consent order to ensure that the scope of the order is consistent with the ALJ’s understanding in footnote 2 of the ID.