

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

In the Matter of

**CERTAIN FEMALE FASHION DRESSES,
JUMPSUITS, MAXI SKIRTS, AND
ACCOUTREMENTS**

Investigation No. 337-TA-1157

**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. 7) finding respondents Xunyun, Jiaxing Xunyun Imp & Exp Co. Ltd and Jianzhang Liao, Pinkqueen Apparel Inc. in default.

FOR FURTHER INFORMATION CONTACT: Cathy Chen, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2392. 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 May 29, 2019, based on a complaint filed on behalf of Style Pantry LLC ("Style Pantry") of Beverly Hills, California. 84 FR 24815-16 (May 29, 2019). The complaint, as amended, alleges 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 female fashion dresses, jumpsuits, maxi skirts, and accoutrements by reason of false designation, false description, dilution, and obtaining sales by false claim of association, the threat or effect of which is to destroy or substantially injure an industry in the United States. The notice of institution instituted an investigation based on Style Pantry's false

designation of origin or source, false advertising, and unfair competition claims. *Id.* at 24815. The notice of investigation named Amazon.com Inc. of Seattle, Washington; Xunyun, Jiaying Xunyun Imp & Exp Co. Ltd of Zhejiang, China; and Jianzhang Liao, Pinkqueen Apparel Inc. of Xiamen, China as respondents. The Office of Unfair Import Investigations (“OUII”) was also named as a party in this investigation.

On May 22, 2019, respondents Xunyun, Jiaying Xunyun Imp & Exp Co. Ltd and Jianzhang Liao, Pinkqueen Apparel Inc. (“Defaulting Respondents”) were served with the complaint and notice of investigation. On October 23, 2019, Style Pantry filed a motion pursuant to 19 CFR 210.16 for: (1) an order directing the Defaulting Respondents to show cause why they should not be found in default for failing to respond to the complaint and notice of investigation; and (2) an ID finding the Defaulting Respondents in default upon their failure to show cause. On November 1, 2019, respondent Amazon.com Inc. filed a response objecting to certain relief requested in the motion. OUII filed a response supporting the motion.

On November 14, 2019, the ALJ issued Order No. 6, requiring the Defaulting Respondents to show cause, no later than November 27, 2019, as to why they should not be held in default for failing to respond to the complaint and notice of investigation. *See* Order No. 7 at 1 (Dec. 3, 2019). No response was received from any of the Defaulting Respondents. *Id.* On December 3, 2019, the ALJ issued the subject ID (Order No. 7) finding the Defaulting Respondents in default pursuant to 19 CFR 210.16, for failure to respond to the complaint and notice of investigation. *Id.* at 2. No petition for review of the subject ID was filed.

The Commission has determined not to review the subject 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: December 26, 2019