

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

**In the Matter of**

**CERTAIN ELECTRONIC CANDLE  
PRODUCTS AND COMPONENTS  
THEREOF**

**Inv. No. 337-TA-1195**

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL  
DETERMINATION FINDING YIWU SHENGDA ART CO., LTD. AND NINGBO  
SHANHUANG ELECTRIC APPLIANCE CO. 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 an initial determination (“ID”) (Order No. 33) issued by the presiding administrative law judge (“ALJ”) finding Yiwu Shengda Art Co., Ltd. and Ningbo Shanhuang Electric Appliance Co. (“the Defaulting Respondents”) in default.

**FOR FURTHER INFORMATION CONTACT:** Benjamin S. Richards, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, D.C. 20436, telephone (202) 708-5453. Copies of non-confidential documents filed in connection with this investigation may be viewed on the Commission’s electronic docket (EDIS) at <https://edis.usitc.gov>. For help accessing EDIS, please email [EDIS3Help@usitc.gov](mailto:EDIS3Help@usitc.gov). General information concerning the Commission may also be obtained by accessing its Internet server at <https://www.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 April 6, 2020, based on a complaint, as supplemented, filed by L&L Candle Company LLC of Brea, California, and Sotera Tschetter, Inc. of St. Paul, Minnesota. 85 FR 19158 (Apr. 6, 2020). The amended complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain electronic candle products and components thereof by reason of infringement of certain claims of United States Patent Nos. 8,550,660, 9,366,402, 9,512,971, 9,523,471, and 10,533,718. *Id.* The complaint further alleges that an industry in the United States exists. *Id.* The Commission’s notice of investigation (“NOI”) named twenty-two respondents, including the Defaulting Respondents. *Id.* at 19159. The Office of Unfair Import Investigations is participating in this investigation. *Id.*

The Defaulting Respondents were served with the complaint and NOI and filed an answer to the complaint and NOI on May 12, 2020. *See* Order No. 30 at 1 (Oct. 27, 2020). They participated in the preliminary teleconference through counsel on May 19, 2020. Thereafter the Defaulting Respondents failed to respond to discovery requests and to Complainants' motion to compel discovery. On July 1, 2020 the ALJ granted Complainants' motion to compel responses to discovery. *Id.* at 2 (citing Order No. 16 (July 21, 2020)). On October 27, 2020, the ALJ ordered the Defaulting Respondents to show cause by November 6, 2020, why they should not be held in default for failing to comply with an order compelling discovery. Order No. 30 (Oct. 27, 2020). The Defaulting Respondents did not respond to the ALJ's order to show cause. Accordingly, on November 12, 2020, the ALJ issued the subject ID finding the Defaulting Respondents in default. No petitions for review of the ID were filed.

The Commission has determined not to review the subject ID. Accordingly, the following respondents are in default: Yiwu Shengda Art Co., Ltd. and Ningbo Shanhuang Electric Appliance Co.

While temporary remote operating procedures are in place in response to COVID-19, the Office of the Secretary is not able to serve parties that have not retained counsel or otherwise provided a point of contact for electronic service. Accordingly, pursuant to Commission Rules 201.16(a) and 210.7(a)(1) (19 CFR 201.16(a), 210.7(a)(1)), the Commission orders that the Complainants complete service for any party without a method of electronic service noted on the attached Certificate of Service and shall file proof of service on the Electronic Document Information System (EDIS).

The Commission vote for this determination took place on November 30, 2020.

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: November 30, 2020