

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

**In the Matter of**

**CERTAIN PORTABLE BATTERY JUMP  
STARTERS AND COMPONENTS  
THEREOF**

**Investigation No. 337-TA-1256**

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL  
DETERMINATION TERMINATING THE INVESTIGATION AS TO RESPONDENT  
NATIONAL AUTOMOTIVE PARTS ASSOCIATION, LLC FOR GOOD CAUSE**

**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. 9) of the presiding administrative law judge (“ALJ”) terminating the investigation as to respondent National Automotive Parts Association, LLC (d/b/a NAPA) (“NAPA”) of Atlanta, Georgia for good cause. NAPA is terminated from the investigation.

**FOR FURTHER INFORMATION CONTACT:** Clint Gerdine, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, D.C. 20436, telephone (202) 708-2310. 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, telephone 202-205-1810.

**SUPPLEMENTARY INFORMATION:** The Commission instituted this investigation on March 23, 2021, based on a complaint filed by The NOCO Company (“NOCO”) of Glenwillow, Ohio. 86 FR 15496-98 (Mar. 23, 2021). The complaint, as amended and supplemented, 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 portable battery jump starters and components thereof by reason of infringement of certain claims of U.S. Patent Nos. 9,007,015 and 10,604,024, and U.S. Trademark Registration Nos. 4,811,656 and 4,811,749. The complaint further alleges the existence of a domestic industry. The Commission’s notice of investigation named several respondents including NAPA. The Office of Unfair Import Investigations is participating in the investigation.

On April 12, 2021, NOCO moved to terminate the investigation as to NAPA for good cause because NAPA “is a holding entity that is not engaged in importation and sales potentially relevant to this Investigation.” ID at 1 (citing Mot. Memo at 3). No party opposed the motion.

On April 13, 2021, the ALJ issued the subject ID (Order No. 9), granting the unopposed motion to terminate the investigation as to NAPA for good cause. The ID finds that the motion for termination satisfies Commission Rules 210.21(a)(1) (19 CFR 210.21(a)(1)) and that good cause exists to terminate the investigation as to NAPA based on the reasons given by NOCO. No party petitioned for review.

The Commission has determined not to review the subject ID. NAPA is terminated from this investigation.

The Commission vote for this determination took place on May 12, 2021.

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 12, 2021