

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN SOFT PROJECTILE
LAUNCHING DEVICES,
COMPONENTS THEREOF,
AMMUNITION, AND PRODUCTS
CONTAINING SAME**

Investigation No. 337-TA-1325

NOTICE OF A COMMISSION DECISION TO EXTEND THE TARGET DATE

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined to extend the target date for the completion of the above-captioned investigation to May 2, 2024.

FOR FURTHER INFORMATION CONTACT: Robert Needham, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, D.C. 20436, telephone (202) 708-5468. 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. 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: On August 26, 2022, the Commission instituted this investigation based on a complaint, as amended, filed on behalf of Hasbro, Inc. of Pawtucket, Rhode Island and Spin Master, Inc. of Los Angeles, California (together, "Complainants"). 87 FR 52595-96 (Aug. 26, 2022). The complaint, as amended and supplemented, alleged violations of section 337 of the Tariff Act of 1930, 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 soft projectile launching devices, components thereof, ammunition, and products containing same that infringe claims 1-15 and 17-21 of U.S. Patent No. 8,371,282 ("the '282 patent") and claims 1-6 and 10-15 of U.S. Patent No. 8,640,683 ("the '683 patent"). *Id.* at 52595. The complaint also alleged that a domestic industry exists or is in the process of being established. *Id.* The Commission's notice of investigation names as respondents, which are divided into three groups: (1) Shenzhen Yi Jin Electronics Science of Shenzhen City, China; Guangdong Yu Lee Technology Corporation of

Dongguan City, China; Yu Lee Company Ltd. of Tsuen Wan, Hong Kong; and Gel Blaster Inc. f/k/a Gel Blaster, LLC of Austin, Texas (collectively, “Gel Blaster”); (2) S-Beam Precision Products Ltd. of Zhongshan City, China; Splat-R-Ball, LLC of Rogers, Arkansas; and Daisy Manufacturing Company of Rogers, Arkansas (collectively, “Splat-R-Ball”); and (3) Prime Time Toys Ltd. of Kwun Tong, Hong Kong; Prime Time Toys LLC of Pompton Lakes, New Jersey; and Easebon Services Ltd. of Kwun Tong, Hong Kong (“collectively, “PTT”). *Id.* The Office of Unfair Import Investigations is participating in this investigation. *Id.* at 52595-96.

The Commission previously terminated the investigation with respect to Gel Blaster, and Splat-R-Ball, as well as with respect to claims 1-7, 9-15, 17, 18 and 21 of the '282 patent and claims 1-4, 6, 10-12, 13 and 15 of the '683 patent based on Complainants' partial withdrawal of its allegations. Order No. 10 (Oct. 25, 2022), *unreviewed by* Comm'n Notice (Nov. 16, 2022); Order No. 21 (Jan. 18, 2023), *unreviewed by* Comm'n Notice (Feb. 14, 2023); Order No. 42 (May 17, 2023), Order No. 44 (May 17, 2023), and Order No. 45 (May 19, 2023), *unreviewed by* Comm'n Notice (May 30, 2023).

On October 25, 2023, the ALJ issued a final initial determination (“Final ID”) finding a violation of section 337 by PTT with respect to claims 8, 19, and 20 of the '282 patent and claims 5 and 14 of the '683 patent. On November 6, 2023, PTT petitioned for review of the Final ID, which was opposed by Complainants and OUII on November 14, 2023. Also on November 6, Complainants filed a contingent petition for review of the Final ID, which was opposed by PTT and OUII on November 14, 2023. The Commission determined to review the Final ID in part on January 30, 2024.

The Commission has determined to extend the target date for the completion of the investigation to May 2, 2024.

The Commission vote for this determination took place on April 15, 2024.

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: April 15, 2024