

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN BLOOD FLOW
RESTRICTION DEVICES WITH
ROTATABLE WINDLASSES AND
COMPONENTS THEREOF**

Inv. No. 337-TA-1364

NOTICE OF INSTITUTION OF INVESTIGATION

Institution of Investigation Pursuant to 19 U.S.C. 1337

AGENCY: U.S. International Trade Commission

ACTION: Notice

SUMMARY: Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on April 24, 2023, under section 337 of the Tariff Act of 1930, as amended, on behalf of Composite Resources, Inc. of Rock Hill, South Carolina and North American Rescue, LLC of Greer, South Carolina. Supplements were filed on April 27, 2023, May 11, 2023, and May 18, 2023. The complaint, as supplemented, alleges violations of section 337 based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain blood flow restriction devices with rotatable windlasses and components thereof by reason of the infringement of: (1) certain claims of U.S. Patent No. 7,842,067 (“the ’067 patent”); U.S. Patent No. 8,888,807 (“the ’807 patent”); and U.S. Patent No. 10,016,203 (“the ’203 patent”); and (2) U.S. Trademark Registration No. 3,863,064 (“the ’064 mark”) and U.S. Trademark Registration No. 5,046,378 (“the ’378 mark”). The complaint further alleges that an industry in the United States exists as required by the applicable Federal Statute. The complaint also alleges violations of section 337 based upon the importation into the United States, or in the sale of certain blood flow restriction devices with rotatable windlasses by reason of trade dress infringement, the threat or effect of which is to destroy or substantially injure an industry in the United States.

The complainants request that the Commission institute an investigation and, after the investigation, issue a general exclusion order, or in the alternative a limited exclusion order, and cease and desist orders.

ADDRESSES: The complaint, except for any confidential information contained therein, may be viewed on the Commission’s electronic docket (EDIS) at <https://edis.usitc.gov>. For help accessing EDIS, please email EDIS3Help@usitc.gov. Hearing impaired individuals are advised that information on this matter can be obtained by contacting the Commission’s TDD terminal on (202) 205-1810. Persons with mobility impairments who will need special assistance in

gaining access to the Commission should contact the Office of the Secretary at (202) 205-2000. General information concerning the Commission may also be obtained by accessing its internet server at <https://www.usitc.gov>.

FOR FURTHER INFORMATION CONTACT: Pathenia M. Proctor, The Office of Unfair Import Investigations, U.S. International Trade Commission, telephone (202) 205-2560.

SUPPLEMENTARY INFORMATION:

AUTHORITY: The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, and in section 210.10 of the Commission’s Rules of Practice and Procedure, 19 C.F.R. 210.10 (2023).

SCOPE OF INVESTIGATION: Having considered the complaint, the U.S. International Trade Commission, on May 24, 2023, **ORDERED THAT** –

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended,

(a) an investigation be instituted to determine whether there is a violation of subsection (a)(1)(A) of section 337 in the importation or sale of certain products identified in paragraph (2) by reason of trade dress infringement, the threat or effect of which is to destroy or substantially injure an industry in the United States;

(b) an investigation be instituted to determine whether there is a violation of subsection (a)(1)(B) of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain products identified in paragraph (2) by reason of infringement of one or more of claims 1-17 of the ’067 patent; claims 1-30 of the ’807 patent; and claims 1-13 of the ’203 patent, and whether an industry in the United States exists as required by subsection (a)(2) of section 337;

(c) an investigation be instituted to determine whether there is a violation of subsection (a)(1)(C) of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain products identified in paragraph (2) by reason of infringement of the ’064 mark and the ’378 mark, and whether an industry in the United States exists as required by subsection (a)(2) of section 337;

(2) Pursuant to section 210.10(b)(1) of the Commission’s Rules of Practice and Procedure, 19 C.F.R. 210.10(b)(1), the plain language description of the accused products or category of accused products, which defines the scope of the investigation, is “single-handed combat tourniquets with rotatable windlasses that can be applied and tightened by a user to reduce blood loss from an arm or leg”;

(3) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainants are:

Composite Resources, Inc.
483 Lakeshore Pkwy
Rock Hill, SC 29730

North American Rescue, LLC
35 Tedwall Ct.
Greer, SC 29650

(b) The respondents are the following entities alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

Anping Longji Medical Equipment Factory
No. 8, Suxin Road, Nansu Village, Anping
County
Hengshui City, Hebei Province
China

Chaozhou Jiduo Trading Co., Ltd.
Shop No. 35, No. 2 Comm., Xianhe Vil., Phixi
Town
Xiangqiao District, Chaozhou City 521000
China

Dongguan Hongsui Electronic Commerce
Co., Ltd.
No. 7, Lane 6, Orchard, Houjie
Dongguan City, Houjie Town
Guangdong Province, 523000
China

Dongguanwin Si Hai Precision Mold Co., Ltd.
X No. 66 Jinrong Rd. Juhe Sq.
Changan, Dongguan
China

Eiffel Medical Supplies Co., Ltd.
1st-3rd Floor, No. 8 Building
Run-Tang Industry Park
Shenzhen, Guangdong, 518128
China

Empire State Distributors Inc.
2975 West 33rd Street

Brooklyn, New York 11224

EMRN Medical Equipment
295 Av. Lafleur
LaSalle, QC H8R 3H5
Canada

Express Companies, Inc.
2603 Industry St.
Oceanside, CA 92054

Fuzhou Meirun Medical Equipment
Technology Co., Ltd.
Baiyue Cultural Village, Hecheng Town, Zixi
County
Fuzhou, Jiangxi 344000
China

GD Tianwu New Material Tech Co., Ltd.
7 Xi'an Road, Zini Village, Shawan Town
Panyu District, Guangzhou
China

Henan Eyocean E-Commerce Co., Ltd.
Incubation Park, No.6, Yingcai Street
Huiji District, Zhengzhou
Henan, 450044
China

Hengshui Runde Medical Instruments Co.,
Ltd.
Xuzhangtun Village, Anping County
Hengshui City
Hebei Province
China

Huang Xia
No. 09, 2nd Villager Group, New Countryside
Sangzi Town
Xinhua County, Hunan 417600
China

Jingcai Jiang
Mingkan Huayuan C4/102 Bao'an District
Shenzhen, GuangDong, 518030
China

Putian Dima Trading Co., Ltd.
No. 99, Xiake Natural Village, Aoshan
Village, Sanjiangkou Town
Putian City
Hanjiang District
Fujian Province, 351100
China

Rhino Inc.
16192 Coastal Hwy
Lewes, DE 19958

Shanghai Sixu International Freight Agent
Co., Ltd.
A6, No. 258, Fangdong Road, Jiuting
Songjiang District
Shanghai 201600
China

Shen Yi
Room 2201, Building 15, Changcheng
building, Futian District
Shenzhen, Guangdong 518000
China

Shenzhen Anben E-Commerce Co., Ltd.
No. 23, Xinpu Rd., Pupai Village, Longcheng
St.
Longgang Dist., Shenzhen 518000
China

Shenzhen Janxle E E Commerce Co., Ltd.
Room 201 No. 16 Second Area Horseshoe
Mountain Bantian Street Longgang, Shenzhen
China

Shenzhen Smart Medical Co. Ltd.
4th Floor, C Building
ZhenHan Industrial Zone, GanKeng, BuJi
LongGang District, Shenzhen
China

Shenzhen TMI Medical Supplies Co., Ltd.
4F, Bldg. 1, Area 2
HuangMaBu Industrial District
XiXiang, Bao'an District

Shenzhen 518101
China

Shenzhen Yujie Commercial and Trading Co., Ltd.
29th Floor, Nanguang Jiejia Building, Shennan
Road
Futian District, Shenzhen
China

Sun Minghui
No. 241, Minzhi Avenue, Minxin Community
Minzhi Street, Longhua District Mintai
Building 228
Shenzhen, Guangdong, 518000
China

SZY Holdings LLC
300 Liberty Avenue
Brooklyn, NY 11207

Wuxi Emsrun Technology Co., Ltd.
No. 100 Fengbin Road,
Wuxi City, Jiangsu Province
China

Wuxi Golden Hour Medical Technology Co., Ltd.
Room 101-103/105, Building 1, 58
Xiuxi Road, Binhu District
Wuxi City, Jiangsu Province 214000
China

Wuxi Puneda Technology Co., Ltd.
306-3 Quanfeng Road
Wuxi, 214037
China

Xia Guo Long
Room 316, Fuwei Building, Hongtu Road
Dongguan City, Nancheng District
Guangdong Province, 523000
China

Yinping Yin
No. 6003 Binhe Haibin Square Garden
Mango Web Co
Shenzhen, Guangdong, 518003

China

(c) The Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, S.W., Suite 401, Washington, D.C. 20436; and

(4) For the investigation so instituted, the Chief Administrative Law Judge, U.S. International Trade Commission, shall designate the presiding Administrative Law Judge.

Responses to the complaint and the notice of investigation must be submitted by the named respondents in accordance with section 210.13 of the Commission's Rules of Practice and Procedure, 19 C.F.R. 210.13. Pursuant to 19 C.F.R. 201.16(e) and 210.13(a), as amended in 85 Fed. Reg. 15798 (March 19, 2020), such responses will be considered by the Commission if received not later than 20 days after the date of service by the complainant of the complaint and the notice of investigation. Extensions of time for submitting responses to the complaint and the notice of investigation will not be granted unless good cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the administrative law judge and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter an initial determination and a final determination containing such findings, and may result in the issuance of an exclusion order or a cease and desist order or both directed against the respondent.

By order of the Commission.



Lisa R. Barton
Secretary to the Commission

Issued: May 24, 2023