

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN SMART CEILING FANS,
COMPONENTS THEREOF, AND
ASSOCIATED SYSTEMS AND
SOFTWARE THEREOF**

Investigation No. 337-TA-1374

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING THE INVESTIGATION AS TO CERTAIN
PATENT CLAIMS BASED ON PARTIAL WITHDRAWAL OF THE COMPLAINT**

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. 16) of the presiding administrative law judge (“ALJ”) granting the complainant’s unopposed motion to terminate the above-captioned investigation as to claims 2 and 3 of U.S. Patent No. 11,028,854 (“the ’854 patent”), all asserted claims of U.S. Patent No. 10,488,897 (“the ’897 patent”), and claims 6, 8, 9, 10, 12, 13, and 14 of U.S. Patent No. 11,598,345 (“the ’345 patent”) based on partial withdrawal of the complaint as to those claims. The specified claims of the ’854 patent and the ’345 patent, as well as the ’897 patent are terminated from the investigation.

FOR FURTHER INFORMATION CONTACT: Lynde Herzbach, Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, D.C. 20436, telephone (202) 205-3228. 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 October 26, 2023, the Commission instituted this investigation under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337 (“section 337”), based on a complaint filed by Wangs Alliance Corporation d/b/a, WAC Lighting of Port Washington, New York (“Complainant”). See 88 FR 73620-21 (Oct. 26, 2023). The complaint alleges a violation of section 337 based upon the importation into the United States, sale for importation, or sale after importation into the United States of certain smart ceiling fans, components thereof, and associated systems and software thereof, by reason of infringement of certain claims of the ’854 patent, the ’897 patent, and the ’345 patent. *Id.* The complaint

further alleges that a domestic industry exists. *Id.* The notice of investigation names the following respondents: Minka Lighting, LLC of Newport News, Virginia and Tech Lighting LLC and VC Brands, LLC, both of Skokie, Illinois (collectively, “Respondents”). *Id.* The Office of Unfair Import Investigations is not participating in this investigation. *Id.*

On April 22, 2024, Complainant filed an unopposed motion to terminate the investigation as to claims 2 and 3 of the ’854 patent, claims 6, 8, 9, 10, 12, 13, and 14 of the ’345 patent, and all asserted claims of the ’897 patent. No responses to the unopposed motion were filed.

On April 23, 2024, the ALJ issued the subject ID (Order No. 16) granting Complainant’s unopposed motion to terminate the investigation as to the specified claims of the ’854 patent and the ’345 patent, as well as the ’897 patent in its entirety. Order No. 16 (Apr. 23, 2024). The subject ID finds that Complainant meets the requirements of Commission Rule 210.21(a) (19 CFR 210.21(a)), and that there are no extraordinary circumstances that would prevent the requested partial termination of the investigation.

No party petitioned for review of the subject ID.

The Commission has determined not to review the subject ID (Order No. 16). The investigation is terminated as to claims 2 and 3 of the ’854 patent, claims 6, 8, 9, 10, 12, 13, and 14 of the ’345 patent, and the ’897 patent in its entirety.

The Commission vote for this determination took place on May 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: May 15, 2024