

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN PRE-STRETCHED SYNTHETIC
BRAIDING HAIR AND PACKAGING
THEREFOR**

Inv. No. 337-TA-1415

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 August 2, 2024, under section 337 of the Tariff Act of 1930, as amended, on behalf of JBS Hair, Inc. of Atlanta, Georgia. A supplement to the complaint was filed on August 19, 2024. 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 pre-stretched synthetic braiding hair and packaging therefor by reason of the infringement of certain claims of U.S. Patent No. 10,786,026 (“the ’026 patent”); U.S. Patent No. 10,945,478 (“the ’478 patent”); and U.S. Patent No. 10,980,301 (“the ’301 patent”). The complaint further alleges that an industry in the United States exists as required by the applicable Federal Statute.

The complainant requests 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, as supplemented, 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 (2024).

SCOPE OF INVESTIGATION: Having considered the complaint, the U.S. International Trade Commission, on September 3, 2024, ORDERED THAT –

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, 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 and 9-11 of the '026 patent; claim 20 of the '478 patent; and claims 1, 4-9, and 11 of the '301 patent, 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 “pre-stretched synthetic braiding hair products having a substantially cardioid shaped perimeter formed by hackling and pre-stretching synthetic hair strands having different lengths and packaging for such products”;

(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 complainant is:

JBS Hair, Inc.
3587 Oakcliff Road
Atlanta, Georgia 30340-3014

(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:

Sun Taiyang Co., Ltd. (d/b/a Outre®)
85 Oxford Drive
Moonachie, New Jersey 07074

Beauty Elements Corporation (d/b/a Bijouz®)
5517 NW 163rd Street
Miami Gardens, Florida 33014

Hair Zone, Inc. (d/b/a Sensationnel®)
10 State Street
Moonachie, New Jersey 07074

Beauty Essence, Inc. (d/b/a Supreme™ Hair US)
60 Oxford Drive
Moonachie, New Jersey 07074

SLI Production Corp. (d/b/a It's a Wig!)
7 Capital Drive
Moonachie, New Jersey 07074

Royal Imex, Inc. (d/b/a Zury® Hollywood)
12605 Clark Street
Santa Fe Springs, California 90670

GS Imports, Inc. (d/b/a Golden State Imports, Inc.)
7112 Alondra Blvd
Paramount, California 90723

Eve Hair, Inc.
3935 Paramount Blvd.
Lakewood, California 90712

Kum Kang Trading USA, Inc. (d/b/a BNGHAIR)
6422 Alondra Blvd.
Paramount, California 90723

Midway International, Inc. (d/b/a BOBBI BOSS)
13131 E. 166th Street
Cerritos, California 90703

Mayde Beauty Inc.
85 Harbor Road
Port Washington, New York 11050

Hair Plus Trading Co., Inc. (d/b/a Femi Collection)
1327 Northbrook Parkway Ste 410
Suwanee, Georgia 30024

Optimum Solution Group LLC (d/b/a Oh Yes Hair)
4070 Buford Hwy, Suite #4
Duluth, Georgia 30096

Chois International, Inc.
4320 International Blvd
Norcross, Georgia 30093

Twin Peak International, Inc. (d/b/a Dejavu Hair)
4340 Pleasantdale Road
Atlanta, Georgia 30340-3001

Loc N Products, LLC
142 Mangum Street SW
Atlanta, Georgia 30313

Crown Pacific Group Inc.
3121 Oakcliff Industrial Street
Doraville, Georgia 30340

Vivace, Inc. (d/b/a Dae Do Inc.)
124 Gate Lane
Levittown, New York 11756

A-Hair Import Inc.
6423 Warren Drive
Norcross, GA 30093

Chade Fashions, Inc.
6400 W Gross Point Road
Niles, Illinois 60714

Mink Hair, Ltd. (d/b/a Sensual® Collection)
71 Riverview Drive
Wayne, New Jersey 07470

Mane Concept Inc.
24 Empire Blvd.
Moonachie, New Jersey 07074

Oradell International Corp. (d/b/a MOTOWN TRESS)
3 Beaver Creek Street
Manalapan, New Jersey 07726

Beauty Plus Trading Co., Inc. (d/b/a Janet Collection™)
210 W. Commercial Avenue
Moonachie, New Jersey 07074

Model Model Hair Fashion, Inc.
83 Harbor Road
Port Washington, New York 11050

New Jigu Trading Corp. (d/b/a Harlem 125®)
10 Harbor Road
Port Washington, New York 11050

Shake N Go Fashion, Inc.
85 Harbor Road
Port Washington, New York 11050

Amekor Industries, Inc. (d/b/a Vivica A. Fox® Hair Collection)
500 Brook Road Ste 100
Conshohocken, Pennsylvania 19428

I & I Hair Corp.
4215 Mcewen Road
Dallas, Texas 75244

Zugoo Import Inc.
6670 Jones Mill Court Suite C
Norcross, Georgia 30092

(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.

A handwritten signature in black ink, appearing to read 'Lisa R. Barton', enclosed within a large, stylized oval flourish.

Lisa R. Barton
Secretary to the Commission

Issued: September 4, 2024