

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

**In the Matter of**

**CERTAIN ELECTROLYTE  
CONTAINING BEVERAGES AND  
LABELING AND PACKAGING  
THEREOF (II)**

**Investigation No. 337-TA-1435**

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN  
INITIAL DETERMINATION TERMINATING THE INVESTIGATION  
WITH RESPECT TO UNSERVED RESPONDENTS BASED ON  
WITHDRAWAL OF THE COMPLAINT**

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission (“Commission”) has determined not to review an initial determination (“ID”) (Order No. 7) of the presiding administrative law judge (“ALJ”) granting an unopposed motion to terminate the investigation based on withdrawal of the complaint as to two unserved respondents.

**FOR FURTHER INFORMATION CONTACT:** Edward S. Jou, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3316. 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 February 3, 2025, based upon a complaint, as supplemented, filed on behalf of CAB Enterprises, Inc. of Houston, Texas; Sueros y Bebidas Rehidratantes, S.A. de C.V. of Guadalajara, Mexico; Brazos River Ventures LLC of Albany, New York; and Electrolit Manufacturing USA Inc. of Albany, New York (collectively, “Complainants”). 90 FR 8811-12 (Feb. 3, 2025). The complaint, as supplemented, alleges violations of section 337 of the Tariff Act of 1930, as amended (“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 electrolyte containing beverages and labeling and packaging thereof by reason of infringement of one of more of U.S. Trademark Registration No. 4,222,726; U.S. Trademark Registration No. 4,833,885; U.S. Trademark Registration No. 4,717,350; and U.S. Trademark Registration No. 4,717,232. The complaint, as supplemented, further alleges that an industry in the United States

exists or is in the process of being established as required by subsection (a)(2) of section 337. 90 FR at 8811. The Commission's notice of investigation named as respondents: Empacadora Torres Mora, S. de R.L. de C.V. of Monterrey, Mexico; Version Expotaciones, S.R.L. de C.V. of Tijuana, Mexico; Mabed Distribuciones, S.A. de C.V. of Matamoros, Mexico; Salfe International Trade, S. de R.L. de C.V. of Garza Garcia, Mexico; Exportadora de Abarrotes del Pacifico, S.A. de C.V. of Torreon, Mexico; Centro de Distribucion de Carbon Allende, S.A. de C.V. of Allende, Mexico; Wenceslao Colunga Ruiz of Camargo, Mexico; and Distribuidora de Productos Heres, S.A. de C.V. of Allende, Mexico. The Office of Unfair Import Investigations is also a party to this investigation. *Id.* at 8812.

On March 5, 2025, Complainants filed a motion to terminate the investigation in part based on withdrawal of the complaint with respect to respondents Wenceslao Colunga Ruiz and Distribuidora de Productos Heres, S.A. de C.V. No responses to the motion were filed.

On March 11, 2025, the ALJ issued the subject ID granting the motion. The ALJ found that the motion complied with Commission Rule 210.21(a) (19 CFR 210.21(a)) and there are no extraordinary circumstances that warrant denying the motion. No petitions for review of the ID were filed.

The Commission has determined not to review the subject ID. The investigation is hereby terminated with respect to respondents Wenceslao Colunga Ruiz and Distribuidora de Productos Heres, S.A. de C.V.

The Commission vote for this determination took place on April 9, 2025.

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 9, 2025