

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN INK APPLICATION
DEVICES AND COMPONENTS
THEREOF AND METHODS OF USING
THE SAME**

Investigation No. 337-TA-832

**NOTICE OF COMMISSION DETERMINATION TO EXTEND THE DEADLINE FOR
DETERMINING WHETHER TO REVIEW AN INITIAL DETERMINATION FINDING
RESPONDENT T-TECH TATTOO DEVICE, INC. IN DEFAULT**

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 deadline for determining whether to review a portion of the presiding administrative law judge's ("ALJ") initial determination ("ID") (Order No. 35) finding respondent T-Tech Tattoo Device, Inc. of Ontario, Canada ("T-Tech") in default in the above-captioned investigation by 15 days to September 3, 2013.

FOR FURTHER INFORMATION CONTACT: Megan M. Valentine, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2301. Copies of non-confidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server at <http://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.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: The Commission instituted this investigation on March 6, 2012, based on a complaint filed by MT.Derm GmbH of Berlin, Germany and Nouveau Cosmetique USA Inc. of Orlando, Florida (collectively "Complainants") alleging violations of section 337 of the Tariff Act of 1930 (19 U.S.C. § 1337), as amended, in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain ink application devices and components thereof and methods of using the same by reason of infringement of certain claims of U.S. Patent Nos. 6,345,553 and

6,505,530. 77 *Fed. Reg.* 13351 (Mar. 6, 2012). The Commission named T-Tech; Yiwu Beyond Tattoo Equipments Co., Ltd. of Yiwu City, China (“Yiwu”); and Guangzhou Pengcheng Cosmetology Firm of Guangzhou, China (“Guangzhou Pengcheng”) as respondents. The Office of Unfair Import Investigations was named as a party. On June 29, 2012, the Commission determined not to review the portion of an ID (Order No. 7) finding Yiwu and Guanzhou Pengcheng in default. Notice (June 29, 2012).

On March 20, 2013, Complainants filed a motion for summary determination of violation of section 337 against T-Tech. On April 17, 2013, Complainants also filed a motion for an ID finding T-Tech in default pursuant to Commission Rule 210.17(e). On April 19, 2013, the ALJ issued Order No. 32, ordering T-Tech to show cause as to why it should not be found in default for failing to comply with deadlines set forth in the procedural schedule.

On July 17, 2013, the ALJ issued the subject ID (Order No. 35), granting-in-part Complainants’ motion for summary determination of violation and, in the alternative, granting Complainants’ motion for an ID finding T-Tech in default. The deadline for determining whether to review the portion of the subject ID granting-in-part the summary determination of violation is 45 days from the date of service of the subject ID (19 C.F.R. § 210.42(h)(6)). The deadline for determining whether to review the portion of the subject ID finding T-Tech in default, however, is 30 days from the date of service of the subject ID (19 C.F.R. § 210.42(h)(3)).

The Commission has determined to extend the deadline for determining whether to review the portion of the subject ID (Order No. 35) finding T-Tech in default by 15 days to September 3, 2013, in order to align the deadlines for determining whether to review both portions of the subject ID.

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 section 210.42(h)(3) of the Commission’s Rules of Practice and Procedure (19 C.F.R. § 210.42(h)(3)).

By order of the Commission.



Lisa R. Barton
Acting Secretary to the Commission

Issued: July 30, 2013