

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

In the Matter of

**CERTAIN BEVERAGE BREWING
CAPSULES, COMPONENTS THEREOF,
AND PRODUCTS CONTAINING SAME**

Investigation No. 337-TA-929

**EXTENSION OF TARGET DATE FOR COMPLETION OF THE
INVESTIGATION**

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 target date for completion of this investigation to January 21, 2016.

FOR FURTHER INFORMATION CONTACT: Robert Needham, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-5468. 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 (<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 September 9, 2014, based on a complaint filed by Adrian Rivera of Whittier, California, and Adrian Rivera Maynez Enterprises, Inc., of Santa Fe Springs, California (together, "ARM"). 79 *Fed. Reg.* 53445-46. The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain beverage brewing capsules, components thereof, and products containing same that infringe claims 5-8 and 18-20 of U.S. Patent No. 8,720,320 ("the '320 patent"). *Id.* at 53445. The Commission's notice of investigation named as respondents Solofill LLC of Houston, Texas ("Solofill"); DongGuan Hai Rui Precision Mould Co., Ltd. of Dong Guan City, China ("DongGuan"); Eko Brands, LLC of

Woodinville, Washington; Evermuch Technology Co., Ltd., of Hong Kong, China; Ever Much Company Ltd. of Shenzhen, China; Melitta USA, Inc., of North Clearwater, Florida; LBP Mfg., Inc. of Cicero, Illinois; LBP Packaging (Shenzhen) Co. Ltd. of Shenzhen, China; Spark Innovators Corp., of Fairfield, New Jersey; B. Marlboros International Ltd. (HK) of Hong Kong, China; and Amazon.com, Inc. of Seattle, Washington. The Office of Unfair Import Investigations was also named as a party to the investigation. *Id.* After various terminations based on consent orders, settlement agreements, and defaults, only Solofill and DongGuan (together, “Respondents”) remain in the investigation.

On September 4, 2015, the administrative law judge issued his final initial determination (“ID”). On September 21, 2015, ARM and Respondents both petitioned for review of various aspects of the ID. On September 29, 2015, the parties opposed each other’s petitions, and the Commission Investigative Attorney opposed both petitions. On November 9, 2015, the Commission determined to review several issues in the ID, and sought submissions from the parties and the public. The parties provided responses on November 20, 2015, and December 1, 2015.

The target date for the completion of this investigation was originally set for January 8, 2016. Order No. 6. The Commission has determined to extend the target date for completion of this investigation to January 21, 2016.

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 C.F.R. Part 210).

By order of the Commission.



Lisa R. Barton
Secretary to the Commission

Issued: December 21, 2015