

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN PROTECTIVE CASES FOR
ELECTRONIC DEVICES AND
COMPONENTS THEREOF**

Investigation No. 337-TA-955

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING THE INVESTIGATION AS TO SPECULATIVE
PRODUCT DESIGN, LLC BASED UPON SETTLEMENT**

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 the presiding administrative law judge's ("ALJ") initial determination ("ID") (Order No. 9) terminating the above-captioned investigation as to Speculative Product Design, LLC of San Mateo, California ("Speck") based upon settlement.

FOR FURTHER INFORMATION CONTACT: Panyin A. Hughes, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3042. 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 April 30, 2015, based on a Complaint filed by Otter Products, LLC of Fort Collins, Colorado ("OtterBox"). 80 *Fed. Reg.* 24276 (Apr. 30, 2015). The Complaint, as amended, 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 protective cases for electronic devices and components thereof by reason of infringement of certain claims of U.S. Patent Nos. 8,792,232 and 8,976,512. The notice of investigation named Speck and Tech21 UK Limited of Twickenham, United Kingdom ("Tech21") as respondents. The Office of Unfair Import Investigations was not named as a party to the investigation.

On July 14, 2015, OtterBox and Speck jointly moved to terminate the investigation as to Speck based upon settlement. On July 17, 2015, respondent Tech21 filed a response in which it did not oppose termination of Speck. No other responses to the motion were received.

The ALJ issued the subject ID on July 22, 2015, granting the joint motion to terminate Speck from the investigation. The ALJ found that the settlement agreement satisfies the requirements of Commission rule 210.21(b). The ALJ further found that terminating the investigation as to Speck does not impose any undue burdens on the public health and welfare, competitive conditions in the United States economy or United States consumers. No one petitioned for review of the ID.

The Commission has determined not to review the 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 Part 210 of the Commission's Rules of Practice and Procedure (19 C.F.R. Part 210).

By order of the Commission.

A handwritten signature in black ink, appearing to read 'Lisa R. Barton', written in a cursive style.

Lisa R. Barton
Secretary to the Commission

Issued: August 21, 2015