

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

**In the Matter of**

**CERTAIN ELECTRIC SKIN CARE  
DEVICES, BRUSHES AND CHARGERS  
THEREFOR, AND KITS CONTAINING  
THE SAME**

**Investigation No. 337-TA-959**

**NOTICE OF COMMISSION DETERMINATIONS TO REVIEW ALJ ORDER  
NOS. 19 AND 20; ISSUANCE OF CONSENT ORDERS**

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

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined to review initial determinations (“IDs”) (Order Nos. 19 and 20) of the presiding administrative law judge (“ALJ”) terminating the investigation as to (1) respondent H2Pro BeautyLife, Inc. (“H2Pro”) and (2) respondent Jewlzie (“Jewlzie”), each termination based on a separately executed consent order stipulation. On review, the Commission has determined to modify each of the proposed consent orders. The Commission has issued consent orders modified as indicated below.

**FOR FURTHER INFORMATION CONTACT:** Michael Liberman, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3115. 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 under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337 (“Section 337”), on June 25, 2015, based on a complaint filed by Pacific Bioscience Laboratories, Inc. of Redmond, Washington (“PBL”). 80 *Fed. Reg.* 36576-77 (Jun. 25, 2015). The amended complaint, as supplemented, alleges a violation of Section 337 by reason of infringement of certain claims of U.S. Patent Nos. 7,320,691 and 7,386,906, and U.S. Design Patent No. D523,809 by numerous respondents. The amended complaint further alleges violations of Section 337 based upon the importation into the United States, or in the sale of certain electric skin care devices, brushes and chargers therefor, and kits containing the same, by reason of trade dress infringement, the threat or effect of which is to destroy or substantially injure an industry in the United States. *Id.* The Commission's Office of Unfair Import Investigations (“OUII”) was also named as a party.

On September 28, 2015, the ALJ issued an ID (Order No. 19) granting the joint motion filed by complainant PBL and respondent H2Pro, and terminating the investigation as to H2Pro based on consent. On the same day, the ALJ issued an ID (Order No. 20) granting the joint motion filed by complainant PBL and respondent Jewlzle, and terminating the investigation as to Jewlzle based on consent. No party petitioned for review of Order Nos. 19 or 20.

The Commission has determined to review Order No. 19 and, on review, to strike the words “in concert or participation with H2Pro behalf or” on line 3 of paragraph 3 of the proposed consent order as to H2Pro. The Commission has determined not to review the remainder of Order No. 19. The Commission has further determined to review Order No. 20 and, on review, to strike the words “acting in concert or participation with Jewlzle, or” on line 3 of paragraph 3 of the proposed consent order as to Jewlzle. The Commission has determined not to review the remainder of Order No. 20. The Commission has also determined to issue the consent orders, as modified.

The authority for the Commission’s determinations 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". The signature is stylized and cursive.

Lisa R. Barton  
Secretary to the Commission

Issued: October 22, 2015