

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN WOVEN TEXTILE FABRICS AND
PRODUCTS CONTAINING SAME**

Investigation No. 337-TA-976

**NOTICE OF COMMISSION DECISION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING THE INVESTIGATION AS TO
TWO RESPONDENTS ON THE BASIS OF A SETTLEMENT AGREEMENT**

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. 10), which terminated the investigation as to two respondents on the basis of a settlement agreement.

FOR FURTHER INFORMATION CONTACT: Sidney A. Rosenzweig, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2532. 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 TDD terminal on (202) 205-1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on December 18, 2015, based on a supplemented and twice-amended complaint filed by AAVN, Inc. of Richardson, Texas ("AAVN"). 80 *Fed. Reg.* 79094 (December 18, 2015). The complaint alleged 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, or the sale within the United States after importation of certain woven textile fabrics and products containing same, by reason of infringement of certain claims of U.S. Patent No. 9,131,790 and/or by reason of false advertising. The notice of investigation named fifteen respondents, including Indo Count Industries Ltd., of Mumbai, India; and Indo Count Global, Inc. of New York, New York (collectively, "Indo Count"). The Office of Unfair Import Investigations was also named as a party.

On February 29, 2016, AAVN and Indo Count filed a joint motion to terminate the investigation as to Indo Count based upon a settlement agreement and license between AAVN and Indo Count. On March 9, 2016, the Commission investigative attorney responded in support of the motion. No other responses were submitted.

On March 10, 2016, the ALJ granted the motion as the subject ID. The ID found that the motion complied with Commission Rules, 19 C.F.R. § 210.21(b), and that granting the motion would have no adverse effect on the public interest, *id.* § 210.50(b)(2). ID at 2-3.

No petitions for review of the ID were filed. 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', with a stylized flourish at the end.

Lisa R. Barton
Secretary to the Commission

Issued: April 4, 2016