

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

**In the Matter of**

**CARBURETORS AND PRODUCTS  
CONTAINING SUCH CARBURETORS**

**Investigation No. 337-TA-1123**

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW INITIAL  
DETERMINATIONS TERMINATING THE INVESTIGATION AS TO RESPONDENTS  
ARDISAM, INC. AND CHAMPION POWER EQUIPMENT, INC. BASED ON  
CONSENT ORDER STIPULATIONS; ISSUANCE OF TWO CONSENT ORDERS**

**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 determinations ("IDs") (Order Nos. 22, 23) granting respective motions of respondents Ardisam, Inc. ("Ardisam") and Champion Power Equipment, Inc. ("Champion") to terminate the above-captioned investigation based on consent order stipulations. The Commission has entered two consent orders.

**FOR FURTHER INFORMATION CONTACT:** Amanda Pitcher Fisherow, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2737. 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 July 20, 2018, based on a complaint, as supplemented, filed on behalf of Walbro, LLC of Tucson, Arizona ("complainant"). 83 FR 34,614 (July 20, 2018). The complaint, as supplemented, alleges violations of Section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337 ("section 337"), based upon the importation into the United States, the sale for importation, and

the sale within the United States after importation of certain carburetors and products containing such carburetors by reason of infringement of one or more of U.S. Patent No. 6,394,424; U.S. Patent No. 6,439,547; U.S. Patent No. 6,533,254; U.S. Patent No. 6,540,212; and U.S. Patent No. 7,070,173. The complaint further alleges that an industry in the United States exists as required by section 337. The Notice of Investigation named numerous respondents, including Ardisam of Cumberland, Wisconsin and Champion of Santa Fe Springs, California. The Office of Unfair Import Investigations (“OUII”) was named as a party in this investigation.

On September 17, 2018, Ardisam filed a motion pursuant to Commission Rule 210.21(a)(2) to terminate the investigation as to itself based on a consent order, including a consent order stipulation and proposed consent order. A corrected consent order and proposed consent order were filed on September 25, 2018. OUII filed a response supporting the motion and complainant opposed the motion.

On September 20, 2018, Champion filed a motion pursuant to Commission Rule 210.21(a)(2) to terminate the investigation as to itself based on a consent order, including a consent order stipulation and proposed consent order. OUII filed a response supporting the motion and complainant did not oppose the motion.

On October 2, 2018, the ALJ issued Order Nos. 22 and 23, granting Ardisam’s and Champion’s respective motions. Order Nos. 22 and 23 each find that the respective motion, consent order stipulation, and proposed consent order, satisfy the requirements of Commission Rules 210.21 (c)(3) and (c)(4). Each ID also finds that termination of the investigation would not be contrary to the public interest. No party petitioned for review of the IDs.

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.



Lisa R. Barton  
Secretary to the Commission

Issued: October 26, 2018