

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

In the Matter of

**CERTAIN PERSONAL
TRANSPORTERS, COMPONENTS
THEREOF, AND PACKAGING AND
MANUALS THEREFOR**

And

**CERTAIN PERSONAL
TRANSPORTERS AND COMPONENTS
THEREOF**

**Investigation No. 337-TA-
1007 Investigation No. 337-
TA-1021 (Consolidated)**

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION GRANTING COMPLAINANTS' MOTION TO TERMINATE
THE INVESTIGATION AS TO RESPONDENT HOVERSHOP FOR GOOD CAUSE**

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 an initial determination ("ID") (Order No. 34) of the presiding administrative law judge ("ALJ") granting complainants' motion to terminate the investigation as to respondent Hovershop for good cause.

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 <https://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <https://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 Inv. No. 337-TA-1007, *Certain Personal Transporters, Components Thereof, and Packaging and Manuals Therefor* under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337 (“section 337”), on June 24, 2016, based on a complaint filed by Segway, Inc. of Bedford, New Hampshire; DEKA Products Limited Partnership of Manchester, New Hampshire; and Ninebot (Tianjin) Technology Co., Ltd. of Tianjin, China (collectively, “Complainants”). 81 *Fed. Reg.* 41342-43 (Jun. 24, 2016). The complaint alleges a violation of section 337 by reason of infringement of certain claims of U.S. Patent Nos. 6,302,230; 6,651,763; 7,023,330; 7,275,607; 7,479,872; and 9,188,984; and U.S. Trademark Registration Nos. 2,727,948 and 2,769,942. The notice of investigation named numerous respondents. The Commission’s Office of Unfair Import Investigations (“OUII”) was named as a party.

On September 21, 2016, the Commission instituted Inv. No. 337-TA-1021, *Certain Personal Transporters and Components Thereof*, based on a complaint filed by the same Complainants. 81 *Fed. Reg.* 64936-37 (Sept. 21, 2016). The complaint alleges a violation of section 337 by reason of infringement of certain claims of U.S. Patent Nos. 6,302,230 and 7,275,607. The notice of investigation named numerous respondents. OUII was also named as a party. The Commission assigned Investigation No. 337-TA-1021 to ALJ Shaw, the presiding ALJ in Investigation No. 337-TA-1007, and directed him to consolidate these investigations. *See id.* at 64937.

On March 28, 2017, Complainants filed a motion to terminate the investigation without prejudice as to Respondent Hovershop for good cause. On March 30, 2017, the Commission investigative attorney filed a response supporting the motion. No other responses were filed.

On April 13, 2017, the ALJ issued Order No. 34. The ALJ found that termination of Hovershop for good cause is appropriate under Commission Rule 210.21(a)(1). *See* 19 C.F.R. § 210.21(a)(1). The ALJ also found that public policy supports termination of Hovershop in order to conserve public and private resources and bring this investigation to a speedy conclusion. *See* Order No. 34 at 3. He also found no evidence of any extraordinary circumstances that would preclude granting the motion. *Id.* Based on the foregoing, the ALJ granted Complainants’ motion. No party petitioned for review of the subject 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: May 15, 2017