

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN FISH-HANDLING PLIERS
AND PACKAGING THEREOF**

Investigation No. 337-TA-1169

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN
INITIAL DETERMINATION FINDING A RESPONDENT IN DEFAULT**

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. 12) issued by the presiding administrative law judge (“ALJ”) finding a respondent in default.

FOR FURTHER INFORMATION CONTACT: Robert Needham, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, D.C. 20436, telephone (202) 708-5468. 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, SW., Washington, D.C. 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server (<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 29, 2019, based on a complaint filed by United Plastic Molders, Inc. of Jackson, Mississippi (“UPM”). 84 FR 36620-21. The complaint, as supplemented, 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 fish-handling pliers and packaging thereof by reason of infringement of certain claims of U.S. Patent No. 6,256,923 and U.S. Trademark Registration Nos. 4,980,923 and 5,435,944. *Id.* The Commission’s notice of investigation named as respondents Yixing Five Union Industry & Trade Co., Ltd. of Yixing City, China; NOEBY Fishing Tackle Co., Ltd. of Weihai, China; Weihai iLure Fishing Tackle Co., Ltd. of Weihai, China; SamsFX of Yangzhou City, China (“SamsFX”); and Weihai Lotus Outdoor Co., Ltd. of Weihai, China. *Id.* at 36621. The

Office of Unfair Import Investigations (“OUII”) is participating in this investigation. *Id.*

On September 13, 2019, the complaint and notice of investigation was served on SamsFX. On October 15, 2019, UPM moved for an order to show cause why SamsFX should not be found in default for failing to respond to the complaint and notice of investigation. On October 28, 2019, OUII filed a response in support of the motion. On November 1, 2019, the ALJ ordered SamsFX to show cause why it should not be found in default. Order No. 8 (Nov. 1, 2019). SamsFX did not reply to the show cause order.

On November 25, 2019, the ALJ issued the subject ID, finding SamsFX in default for failing to respond to the complaint, notice of investigation, and the show cause order. No petitions for review of the ID were received.

The Commission has determined not to review 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 CFR part 210).

By order of the Commission.

A handwritten signature in black ink, appearing to read 'Lisa R. Barton', enclosed within a large, stylized oval flourish.

Lisa R. Barton
Secretary to the Commission

Issued: December 18, 2019