

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

**In the Matter of**

**CERTAIN WRAPPING MATERIAL  
AND METHODS FOR USE IN  
AGRICULTURAL APPLICATIONS**

**Investigation No. 337-TA-1210**

**NOTICE OF COMMISSION DETERMINATION NOT TO  
REVIEW AN INITIAL DETERMINATION TERMINATING A RESPONDENT BASED  
ON A SETTLEMENT AGREEMENT AND THE ENTRY OF A CONSENT ORDER;  
ISSUANCE OF CONSENT ORDER**

**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. 6) issued by the presiding administrative law judge (“ALJ”) terminating the investigation with respect to respondent Gosun Business Development Co. Ltd. The Commission has also determined to issue a consent order.

**FOR FURTHER INFORMATION CONTACT:** Robert Needham, Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, D.C. 20436, telephone (202) 205-2392. Copies of non-confidential documents filed in connection with this investigation may be viewed on the Commission’s electronic docket (EDIS) at <https://edis.usitc.gov>. For help accessing EDIS, please email [EDIS3Help@usitc.gov](mailto:EDIS3Help@usitc.gov). General information concerning the Commission may also be obtained by accessing its Internet server at <https://www.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:** On August 11, 2020, the Commission instituted this investigation based on a complaint filed on behalf of Tama Group of Israel and Tama USA Inc. of Dubuque, Iowa (together, “Tama”). 85 FR 48561-62 (Aug. 11, 2020). The complaint alleged violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain wrapping material and methods for use in agricultural applications by reason of infringement of one or more of claims 1, 2, 4-16, 18, 28, 32, 33, and 35-45 of U.S. Patent No. 6,787,209 (“the ’209 patent”). *Id.* The Commission’s notice of investigation named as respondents Zhejiang Yajia Cotton Picker Parts Co., Ltd. of Zhuji City, China (“Yajia”); Southern Marketing Affiliates, Inc. of Jonesboro, Arkansas; Hai’an Xin Fu Yuan of Agricultural, Science, and Technology Co., Ltd. of Nantong, China; and Gosun Business Development Co. Ltd. of Grande Prairie, Canada (“Gosun”). *Id.* at 48561. The Office of Unfair Import

Investigations is not participating in this investigation. *Id.*

On August 24, 2020, Tama and Gosun moved to terminate the investigation with respect to Gosun based on a settlement agreement and the entry of a consent order. On August 26, 2020, Yajia opposed the motion on the grounds that the parties did not disclose the unredacted settlement agreement and that the public version of the settlement agreement contains too many redactions. On August 31, 2020, the ALJ ordered Tama and Gosun to refile the settlement agreement with fewer redactions. On September 9, 2020, Tama submitted a revised settlement agreement.

On September 18, 2020, the ALJ issued the subject ID, granting the motion and terminating the investigation with respect to Gosun. No party petitioned for review of the subject ID.

The Commission has determined not to review the subject ID and has determined to issue a consent order with respect to respondent Gosun. The investigation is terminated as to Gosun.

The Commission vote for these determinations took place on October 5, 2020.

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.



Lisa R. Barton  
Secretary to the Commission

Issued: October 5, 2020