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

In the Matter of

CERTAIN BATTERIES AND PRODUCTS CONTAINING SAME

**Investigation No. 337-TA-1244** 

NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL DETERMINATION TERMINATING THE INVESTIGATION WITH RESPECT TO THREE RESPONDENTS BASED ON A PARTIAL WITHDRAWAL OF THE COMPLAINT

**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. 7) terminating the investigation with respect to respondents Shenzhen Liancheng Weiye Industrial Co., Ltd., Shenzhen Ollop Technology Co. Ltd., and Shenzhen Tuo Yu Technology Co., Ltd. based on a partial withdrawal of the complaint.

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 <a href="https://edis.usitc.gov">https://edis.usitc.gov</a>. For help accessing EDIS, please email <a href="https://edis.usitc.gov">EDIS3Help@usitc.gov</a>. General information concerning the Commission may also be obtained by accessing its Internet server at <a href="https://www.usitc.gov">https://www.usitc.gov</a>. 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 February 5, 2021, the Commission instituted this investigation based on a complaint filed on behalf of One World Technologies, Inc. of Anderson, South Carolina and Techtronic Power Tools Technology Ltd. of Tortola, British Virgin Islands (together, "Complainants"). 86 FR 8379 (Feb. 5, 2021). 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 batteries and products containing the same that infringe U.S. Patent Nos. D579,868, D580,353, and D593,944. *Id.* The complaint also alleged the existence of a domestic industry. The Commission's notice of investigation named as respondents Darui Development Limited of Yakeshi, China; Dongguan Xinjitong Electronic Technology Co., Ltd. of Dongguan City, China; Shenzhen Laipaili Electronics Co., Ltd. of Shenzhen, China; Shenzhen MingYang Weiye Industrial Co., Ltd. of Shenzhen, China ("Shenzhen Industrial"); Shenzhen MingYang

Creation Electronic Co., Ltd. of Shenzhen, China; Shenzhen Ollop Technology Co., Ltd. of Shenzhen, China ("Shenzhen Ollop"); Shenzhen Rich Hao Yuan Energy Technology Co., Ltd. of Shenzhen, China; Shenzhen Runsensheng Trading Co., Ltd. of Shenzhen, China; Shenzhen Saen Trading Co., Ltd. of Shenzhen, China; Shenzhen, China; Shenzhen Shengruixiang E-Commerce Co., Ltd. of Shenzhen, China; Shenzhen Tuo Yu Technology Co., Ltd. of Shenzhen, China ("Shenzhen Tuo Yu"); Shenzhen Uni-Sun Electronics Co., Ltd. of Shenzhen, China; and Shenzhen Vmartego Electronic Commerce Co., Ltd. of Shenzhen, China. *Id.* The Office of Unfair Import Investigations ("OUII") is participating in this investigation. *Id.* 

On April 12, 2021, Complainants moved to terminate the investigation with respect to Shenzhen Industrial, Shenzhen Ollop, and Shenzhen Tuo Yu based upon a withdrawal of the complaint with respect to those respondents. On April 20, 2021, OUII filed a response in support of the motion. No other party responded to the motion.

On April 21, 2021, the ALJ issued the subject ID and granted the motion pursuant to Commission Rule 210.21(a)(1). No petitions for review of the ID were received.

The Commission has determined not to review the subject ID. The investigation is terminated with respect to Shenzhen Industrial, Shenzhen Ollop, and Shenzhen Tuo Yu.

The Commission vote for this determination took place on May 17, 2021.

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: May 17, 2021