

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

In the Matter of

**CERTAIN PILLOWS AND SEAT
CUSHIONS, COMPONENTS THEREOF,
AND PACKAGING THEREOF**

Investigation No. 337-TA-1328

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING THE INVESTIGATION AS TO CERTAIN
RESPONDENTS**

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. 15) of the presiding chief administrative law judge (“CALJ”) terminating the investigation, based on withdrawal of the complaint, as to respondents (1) Chuang Fan Handicraft Co. Ltd., (2) Dongguan Bounce Technology Co., Ltd., (3) Haircrafters LLC, (4) Liu Lin Xian Xu Bin Dian Zi Chan Pin Dian, and (5) Zhejiang Xinhui Import & Export Co., Ltd.

FOR FURTHER INFORMATION CONTACT: Richard P. Hadorn, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3179. 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. 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, telephone (202) 205-1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on September 13, 2022, based on a complaint filed by Purple Innovation, LLC (“Purple”) of Lehi, Utah. 87 FR 56086-88 (Sept. 13, 2022). The complaint, as supplemented, alleges violations of section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), based on the importation into the United States, the sale for importation, and the sale within the United States after importation of certain pillows and seat cushions, components thereof, and packaging thereof by reason of the infringement of: (1) certain claims of U.S. Design Patent No. D909,092, U.S. Patent No. 10,772,445, and U.S. Patent No. 10,863,837; and (2) U.S. Trademark Registration

No. 5,661,556 and U.S. Trademark Registration No. 6,551,053. *Id.* at 56086. The complaint further alleges that a domestic industry exists. *Id.*

The notice of investigation named 41 respondents: Bedmate-U Co., Ltd. of Gwangju-si, Gyeonggi-do, Republic of Korea; Chuang Fan Handicraft Co., Ltd. of Pingyang Wenzhou, Zhejiang, China; Dongguan Bounce Technology Co., Ltd. of Dongguan, Guangdong, China; Dongguan Jingrui Silicone Technology Co., Ltd. of Dongguan, Guangdong, China; Foshan Dirani Design Furniture Co., Ltd. of Foshan, Guangdong, China; Global Ocean Trading Co. Ltd. of Foshan, Guangdong, China; Guang An Shi Lin Chen Zai Sheng Wuzi Co. Ltd. of Wenzhou, Zhejiang, China; Guang Zhou Wen Jie Shang Mao Youxian Gongsi Co., Ltd. of Chongming, Shanghai, China; Guangzhou Epsilon Import and Export Co., Ltd. of Guangzhou, Guangdong, China; Guangzhoushi Baixiangguo Keji Youxian Gongsi Co., Ltd. of Guangzhou, Guangdong, China; Haircrafters LLC of Chattanooga, Tennessee; Hangzhou Lishang Import & Export Co., Ltd. of Hangzhou, Zhejiang, China; Hangzhou Lydia Sports Goods Co., Ltd. of Hangzhou, Zhejiang, China; Hebei Zeyong Technology Co., Ltd. of Hengshui, Hebei, China; Henson Holdings, LLC d.b.a. SelectSoma of Lafayette, Louisiana; Hetaibao of Linquan, Anhui, China; Hubei Sheng Bingyi Dianzi Keji Youxian Gongsi Co. Ltd. of Hanchuan, Hubei, China; Kaifeng Shi Long Ting Qu Chen Yi Shangmao Youxian Gongsi Co., Ltd. of Kaifeng, Henan, China; Lankao Junchang Electronic Commerce Co., Ltd. of Kaifeng, Henan, China; Lei Lei Wang of Linquan, Anhui, China; Liu Lin Xian Xu Bin Dian Zi Chan Pin Dian of Liulin, Shanxi, China; Nanchang Shirong Bao Er Guanggao Youxian Gongsi Co., Ltd. of Nanchang, Jiangxi, China; Ningbo Bolian Import & Export Co., Ltd. of Ningbo, Zhejiang, China; Ningbo Minzhou Import & Export Co., Ltd. of Haishu, Beijing, China; Ruian Xiu Yuan Guoji MaoYi Youxian Gongsi Co., Ltd. of Wenzhou, Zhejiang, China; Shandong Jiu Hui Xinxi Keji Youxian Gongsi Co., Ltd. of Jinan, Shandong, China; Shanxi Chao Ma Xun Keji Youxian Gongsi Co., Ltd. of Xinzhou, Shanxi, China; Shenzhen Baibaikang Technology Co., Ltd. of Shenzhen, Guangdong, China; Shenzhen Leadfar Industry Co., Ltd. of Shenzhen, Guangdong, China; Shenzhen Shi Mai Rui Ke Dianzi Shangwu Co. Ltd. of Shenzhen, Guangdong, China; Shenzhen Shi Xin Shangpin Dianzi Shangwu Youxian Gongsi Co., Ltd. of Shenzhen, Guangdong, China; Shenzhen Shi Yan Huang Chu Hai Keji Youxian Gongsi Co., Ltd. of Shenzhen, Guangdong, China; Shenzhen Shi Yuxiang Meirong Yongju Youxian Gongsi Co. Ltd. of Shenzhen, Guangdong, China; Shenzhen Tianrun Material Co., Ltd. of Shenzhen, Guangdong, China; Wuhan Chenkuxuan Technology Co., Ltd. of Wuhan, Hubei, China; Xiao Dawei of Xiamen, Fujian, China; Xiao Xiao Pi Fa Shang Mao You Xian Ze Ren Gongsi Co. of Luliang, Shanxi, China; YaRu Wang of Luliang, Shanxi, China; Yiwu Youru E-commerce Co., Ltd. of Jinhua, Zhejiang, China; Zhejiang Xinhui Import & Export Co., Ltd. of Hangzhou, Zhejiang, China; and Zhou Meng Bo of Shenzhen, Guangdong, China. *Id.* at 56087-88. The Office of Unfair Import Investigations (“OUII”) is also named as a party. *Id.* at 56088.

On December 12, 2022, Purple filed a motion to terminate the investigation, based on withdrawal of the complaint, as to respondents (1) Chuang Fan Handicraft Co. Ltd., (2) Dongguan Bounce Technology Co., Ltd., (3) Haircrafters LLC, (4) Liu Lin Xian Xu Bin Dian Zi Chan Pin Dian, and (5) Zhejiang Xinhui Import & Export Co., Ltd. On December 21, 2022, OUII filed a response in support of the motion. No other responses were filed.

On January 10, 2023, the CALJ issued the subject ID granting the motion. The ID finds that Purple has complied with the requirements of Commission Rule 210.21(a) (19 CFR 210.21(a)) and that “there are no extraordinary circumstances that warrant denying the motion.” ID at 2. No petitions for review of the subject ID were filed.

The Commission has determined not to review the subject ID. The investigation is terminated as to (1) Chuang Fan Handicraft Co. Ltd., (2) Dongguan Bounce Technology Co., Ltd., (3) Haircrafters LLC, (4) Liu Lin Xian Xu Bin Dian Zi Chan Pin Dian, and (5) Zhejiang Xinhui Import & Export Co., Ltd.

The Commission vote for this determination took place on February 8, 2023.

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.



Katherine M. Hiner
Acting Secretary to the Commission

Issued: February 8, 2023