

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

**In the Matter of**

**CERTAIN RAISED GARDEN BEDS  
AND COMPONENTS THEREOF**

**Investigation No. 337-TA-1334**

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL  
DETERMINATION TERMINATING THE INVESTIGATION AS TO UTOPBAN  
INTERNATIONAL TRADING COMPANY, LTD.**

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission (“Commission”) has determined not to review an initial determination (“ID”) (Order No. 9) of the presiding administrative law judge (“ALJ”), terminating the investigation as to Utopban International Trading Company, Ltd. (“Utopban”) based on withdrawal of the complaint as to Utopban.

**FOR FURTHER INFORMATION CONTACT:** Benjamin S. Richards, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, D.C. 20436, telephone (202) 708-5453. 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:** The Commission instituted this investigation on October 19, 2022. 87 FR 63527 (Oct. 19, 2022). The complaint, as supplemented and amended, 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, or the sale within the United States after importation of certain raised garden beds and components thereof by reason of misappropriation of trade secrets and unfair competition, the threat or effect of which is to destroy or substantially injure a domestic industry. *Id.* The Commission’s notice of investigation, as amended, named as respondents Huizhou Green Giant Technology Co., Ltd., of Guangdong China; Utopban of Rosemead, CA; Utopban Limited of Hong Kong; Forever Garden of El Monte, CA; and VegHerb, LLC, d/b/a Frame It All of Cary, NC. *Id.*; Order No. 8 (Dec. 13,

2022, *unreviewed by Comm'n Notice*, 88 FR 2637-38 (Jan. 17, 2023). The complainant is Vego Garden, Inc. of Houston, TX (“Vego”). *Id.* The Office of Unfair Import Investigations is participating in the investigation. *Id.*

On January 30, 2023, the ALJ issued the subject ID, which granted Vego’s unopposed motion to terminate the investigation as to Utopban based on Vego’s withdrawal of the complaint as to Utopban. The ID found that Vego’s motion complied with the Commission’s rules and that no extraordinary circumstances warranted denying the motion. No petitions for review of the ID were received.

The Commission has determined not to review the subject ID. The investigation is terminated as to Utopban.

The Commission vote for this determination took place on February 24, 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.



Lisa R. Barton  
Secretary to the Commission

Issued: February 27, 2023