

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN SMART WEARABLE
DEVICES, SYSTEMS, AND
COMPONENTS THEREOF**

Investigation No. 337-TA-1398

**NOTICE OF A COMMISSION DETERMINATION TO GRANT A JOINT MOTION
FOR CORRECTION AND/OR CLARIFICATION REGARDING THE TEMPORAL
SCOPE OF THE WARRANTY EXEMPTION IN THE COMMISSION’S REMEDIAL
ORDERS; ISSUANCE OF CORRECTED CEASE AND DESIST ORDERS**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined to grant a joint motion for correction and/or clarification regarding the temporal scope of the warranty exemption in the Commission’s remedial orders, and issue corrected cease and desist orders (“CDOs”) against five respondents.

FOR FURTHER INFORMATION CONTACT: Joelle P. Justus, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2593. 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 on (202) 205-1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on April 17, 2024, based on a complaint filed on behalf of Ouraring, Inc. of San Francisco, California, and Ōura Health Oy of Oulu, Finland (collectively, “Oura”). 89 FR 27452-53 (Apr. 17, 2024). The complaint, as amended, 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 smart wearable devices, systems, and components thereof by reason of the infringement of certain claims of U.S. Patent Nos. 11,868,178 (“the ’178 patent”); 10,842,429 (“the ’429 patent”); and 11,868,179 (“the ’179 patent”). The Commission’s notice of investigation named as respondents (collectively, “Respondents”): (1) Ultrahuman Healthcare Pvt. Ltd. of Bengaluru, India; Ultrahuman

Healthcare SP LLC of Abu Dhabi, UAE; and Ultrahuman Healthcare Ltd. of London, United Kingdom (collectively, “Ultrahuman”); (2) Guangdong Jiu Zhi Technology Co. Ltd. of Guangdong, China; RingConn LLC of Wilmington, Delaware (collectively, “RingConn”); and (3) Circular SAS of Paris, France. The Office of Unfair Import Investigations (“OUII”) is also a party in this investigation.

The complaint and notice of investigation were later amended to change the name of Respondent Guangdong Jiu Zhi Technology Co. Ltd. to Shenzhen Ninenovo Technology Limited because of a corporate name change, and to amend the address for RingConn LLC. Order No. 8 (May 3, 2024), *unreviewed by* Comm’n Notice, 89 FR 48686-87 (June 7, 2024).

The Commission terminated the investigation as to respondent Circular SAS based on settlement. Order No. 12 (July 9, 2024), *unreviewed by* Comm’n Notice (Aug. 6, 2024).

The Commission further terminated the investigation as to all claims of the ’429 and ’179 patents, and all but claims 1, 2, and 12-14 of the ’178 patent. Order No. 13 (July 30, 2024), *unreviewed by* Comm’n Notice (Aug. 22, 2024); Order No. 15 (Sept. 16, 2024), *unreviewed by* Comm’n Notice (Oct. 7, 2024); Order No. 21 (Dec. 9, 2024), *unreviewed by* Comm’n Notice (Dec. 23, 2024).

On April 18, 2025, the presiding ALJ issued the Final Initial Determination (“Final ID”), finding that there has been a violation of section 337 in the importation into the United States, the sale for importation, and/or the sale in the United States after importation of certain smart wearable devices, systems, and components thereof with respect to the asserted claims of the ’178 patent.

On June 20, 2025, the Commission determined to review the Final ID’s analysis of the economic prong of the domestic industry requirement. 90 FR 27055-57 (June 25, 2025). The Commission determined not to review the remainder of the Final ID’s findings. *Id.* at 27055.

On August 21, 2025, the Commission issued a final determination finding a violation of section 337 as to the ’178 patent. The Commission further issued a limited exclusion order (“LEO”) prohibiting the unlicensed entry of infringing smart wearable devices, systems, and components thereof manufactured by or on behalf of Ultrahuman, RingConn or any of their affiliated companies, parents, subsidiaries, or other related business entities, or their successors or assigns. The Commission also determined to issue CDOs to Ultrahuman and RingConn and terminated the investigation.

On August 27, 2025, the Oura, OUII, Ultrahuman, and RingConn filed a Joint Motion for Correction and/or Clarification Regarding the Temporal Scope of the Warranty Exemption in the Commission’s Remedial Orders. The Joint Motion explains that the LEO issued by the Commission provides for an exemption for smart wearable devices imported for replacement, under warranty terms, of covered articles sold to end users “prior to the expiration of the period of Presidential review” (LEO at paragraph 2), but the corresponding exemption in the cease and desist orders applies to products purchased by consumers “prior to the date of th[ese] Order[s].”

The Commission has determined to grant the Joint Motion and issue corrected CDOs, reflecting that the conduct permitted by the CDOs includes the importation and provision of covered products necessary to replace covered products purchased by consumers prior to the expiration of the period of Presidential review (see section XI of the CDO), provided that replacement is pursuant to a warranty for the replaced article. As noted in the Commission's opinion issued on August 21, 2025, Commissioner Kearns would limit the exemption to those devices that were purchased by U.S. consumers prior to the issuance of the remedial orders.

The Commission vote for this determination took place on September 5, 2025.

This action is taken under the authority of 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 'L. Barton', enclosed within a thin black rectangular border.

Lisa R. Barton
Secretary to the Commission

Issued: September 5, 2025