

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN PRE-STRETCHED SYNTHETIC
BRAIDING HAIR AND PACKAGING
THEREFOR**

Investigation No. 337-TA-1415

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW INITIAL
DETERMINATION TERMINATING THE INVESTIGATION AS
TO ONE RESPONDENT BASED ON 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. 16) issued by the presiding chief administrative law judge (“CALJ”) granting an amended joint motion to terminate respondent I & I Hair, Inc. (“I & I Hair”) from this investigation based on a consent order stipulation and consent order.

FOR FURTHER INFORMATION CONTACT: Paul Lall, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2043. 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: On September 9, 2024, the Commission instituted this investigation based on a complaint filed by JBS Hair, Inc. (“JBS Hair”) of Atlanta, GA. 89 FR 73123-24 (Sept. 9, 2024). The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 USC 1337, based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain pre-stretched synthetic braiding hair and packaging therefor by reason of the infringement of certain claims of U.S. Patent Nos. 10,786,026 (“the ’026 patent”); 10,945,478 (“the ’478 patent”); and 10,980,301 (“the ’301 patent”). The Commission’s notice of investigation (“NOI”) named the following respondents: (1) Sun Taiyang Co., Ltd. d/b/a Outre® of Moonachie, NJ; (2) Beauty Elements Corporation d/b/a Bijouz® of Miami Gardens, FL; (3) Hair Zone, Inc. d/b/a Sensationnel® of Moonachie, NJ; (4) Beauty Essence, Inc. d/b/a Supreme™ Hair US of Moonachie, NJ; (5) SLI Production Corp. d/b/a It’s a Wig! of Moonachie, NJ; (6) Royal Imex, Inc. d/b/a Zury® Hollywood of Santa Fe Springs, CA; (7) GS Imports, Inc. d/b/a Golden State

Imports, Inc.’ of Paramount, CA; (8) Eve Hair, Inc. of Lakewood, CA; (9) Kum Kang Trading USA, Inc. d/b/a BNGHAIR of Paramount, CA (“Kum Kang”); (10) Midway International, Inc. d/b/a BOBBI BOSS of Cerritos, CA; (11) Mayde Beauty Inc. of Port Washington, NY; (12) Hair Plus Trading Co., Inc. d/b/a Femi Collection of Suwanee, GA; (13) Optimum Solution Group LLC d/b/a Oh Yes Hair of Duluth, GA; (14) Chois International, Inc. of Norcross, GA; (15) Twin Peak International, Inc. d/b/a Dejavu Hair of Atlanta, GA; (16) Loc N Products, LLC of Atlanta, Georgia; (17) Crown Pacific Group Inc. of Doraville, GA; (18) Vivace, Inc. d/b/a Dae Do Inc. of Levittown, NY; (19) A-Hair Import Inc. of Norcross, GA ; (20) Chade Fashions, Inc. of Niles, IL; (21) Mink Hair, Ltd. d/b/a Sensual® Collection of Wayne, NJ (“Mink Hair”); (22) Mane Concept Inc. of Moonachie, NJ; (23) Oradell International Corp. d/b/a MOTOWN TRESS of Manalapan, NJ (“Oradell”); (24) Beauty Plus Trading Co., Inc. d/b/a Janet Collection™ of Moonachie, NJ; (25) Model Model Hair Fashion, Inc. of Port Washington, NY; (26) New Jigu Trading Corp. d/b/a Harlem 125® of Port Washington, NY; (27) Shake N Go Fashion, Inc. of Port Washington, NY; (28) Amekor Industries, Inc. d/b/a Vivica A. Fox® Hair Collection of Conshohocken, PA; (29) I & I Hair of Dallas, TX; (30) Zugoo Import Inc. of Norcross, GA. *Id.* The Office of Unfair Import Investigations (“OUII”) was also named as a party in this investigation. *Id.* at 73124.

On September 27, 2024, respondents I & I Hair, Kum Kang, Mink Hair, and Oradell each jointly moved with complainant JBS Hair to terminate the investigation as to them based on a respective consent order stipulation and proposed consent order. The CALJ granted the motions with respect to Kum Kang, Mink Hair, and Oradell and the Commission did not review that determination. . *See* Order No. 10 (Oct. 18, 2024), *unreviewed by* Comm’n Notice (Nov. 15, 2024). The presiding CALJ denied the joint motion filed by I & I Hair “without prejudice” because the joint motion regarding I & I Hair did not include “a statement that there are no other agreements, written or oral, express or implied between the parties concerning the subject matter of the investigation” as required by Commission Rule 210.21(c). Order No. 10 at 1.

On October 28, 2024, JBS Hair and I & I Hair filed an amended joint motion to terminate this investigation based on a consent order stipulation and proposed consent order. On November 7, 2024, OUII filed a response supporting the motion.

On November 14, 2024, the presiding CALJ issued the subject ID (Order No. 16), granting the amended joint motion pursuant to Rule 210.21(c) (19 CFR 210.21(c)). ID at 2. The ID finds that the amended motion includes “the required statement that there are no other agreements, written or oral, express or implied between the parties concerning the subject matter of the investigation.” *Id.* at 1. The ID finds that the motion attaches a consent order stipulation that complies with Commission Rule 210.21(c)(3) (19 CFR 210.21(c)(3)) and a consent order that complies with Commission Rule 210.21(c)(4) (19 CFR 210.21(c)(4)). *Id.* at 2. The ID also finds that any effect the proposed consent order may have on the statutory public interest factors does not counsel against entry of the order. *Id.* at 3.

No party filed a petition for review of the subject ID.

The Commission has determined not to review the subject ID (Order No. 16). Respondents I & I Hair, Inc. is terminated from this investigation based on a consent order issued herewith.

The Commission vote for this determination took place on December 10, 2024.

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.

A handwritten signature in black ink, appearing to read 'Lisa R. Barton', enclosed within a large, loopy oval shape.

Lisa R. Barton
Secretary to the Commission

Issued: December 11, 2024