UNITED STATES INTERNATIONAL TRADE COMMISSION Washington, D.C.

In the Matter of

CERTAIN EXERCISE EQUIPMENT AND SUBASSEMBLIES THEREOF

Investigation No. 337-TA-1419

NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL DETERMINATION FINDING THE REMAINING RESPONDENTS IN DEFAULT

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. 11) of the presiding administrative law judge ("ALJ") finding the remaining respondents in default.

FOR FURTHER INFORMATION CONTACT: Edward S. Jou, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3316. 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 27, 2024, based upon a complaint filed on behalf of Balanced Body, Inc. of Sacramento, California ("Complainant"). 89 FR 79306-07 (Sept. 27, 2024). The complaint, as supplemented, alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337 ("section 337"), based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain exercise equipment and subassemblies thereof by reason of infringement of certain claims of U.S. Patent No. 8,721,511, U.S. Patent No. D659,205, and U.S. Patent No. D659,208. The complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337. See id. at 79306. The Commission's notice of investigation named as respondents: Guangzhou Oasis, LLC d/b/a trysauna.com ("Trysauna") of Boulder, Colorado; Ciga Pilates of Hong Kong; Shandong Tmax Machinery Technology Co., Ltd. ("Tmax") of Dezhou City, China; Shandong VOG Sports Products Co., Ltd. ("VOG Sports") of Dezhou City, China; Dezhou Bodi Fitness Equipment Co., Ltd. ("Dezhou") of Dezhou City, China; and Suzhou Selfcipline Sports Goods Co., Ltd. ("Selfcipline") of Suzhou, China. The Office of Unfair Import Investigations ("OUII") is also a party to this investigation. *Id.* at 79307.

Respondent Ciga Pilates was terminated from the investigation based on withdrawal of the complaint. Order No. 9 (Feb. 11, 2025), *unreviewed by* Comm'n Notice (Mar. 10, 2025).

On February 11, 2025, Complainant filed a motion for an order to show cause and entry of default against the five remaining respondents in the investigation: Trysauna, Tmax, VOG Sports, Dezhou, and Selfcipline. On February 12, 2025, OUII filed a response in support of the motion.

On February 26, 2025, the ALJ issued an order (Order No. 10) granting Complainant's motion and directing the respondents to show cause why they should not be found in default by March 7, 2025. The ALJ found that Trysauna was served a copy of the complaint and notice of investigation by UPS at its address in Colorado in September 2024; Tmax, VOG Sports, Dezhou, and Selfcipline were served copies of the complaint and notice of investigation by UPS at their addresses in China in October and November 2024; and a copy of the complaint and notice of investigation was served by FedEx on the Embassy of China in October 2024. Order No. 10 at 2-3 (Feb. 26, 2025) (citing EDIS Doc. ID 837781). The ALJ found that none of the respondents had filed a response or otherwise participated in the investigation. *Id.* at 3.

On March 10, 2025, the ALJ issued the subject ID (Order No. 11) finding Trysauna, Tmax, VOG Sports, Dezhou, and Selfcipline in default after they failed to respond to the show cause order. No petitions for review of the ID were filed.

The Commission has determined not to review the subject ID, and accordingly, the five remaining respondents in the investigation have been found in default.

The Commission vote for this determination took place on April 9, 2025.

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

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Issued: April 9, 2025