

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN CLEAR ALIGNERS AND
COMPONENTS THEREOF**

Investigation No. 337-TA-1471

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION GRANTING AN UNOPPOSED MOTION TO TERMINATE THE
INVESTIGATION AS TO CERTAIN ASSERTED PATENT CLAIMS**

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 the presiding chief administrative law judge's ("CALJ") initial determination ("ID") (Order No. 12) granting an unopposed motion to terminate the investigation in part based upon withdrawal of allegations in the complaint as to (1) claim 16 of U.S. Patent No. 11,766,313 ("the '313 patent"); (2) claim 24 of U.S. Patent No. 11,766,314 ("the '314 patent"); (3) claims 1 and 9 of U.S. Patent No. 8,866,977 ("the '977 patent"); (4) claim 1 of U.S. Patent No. 10,980,616 ("the '616 patent"); and (5) all asserted claims, claims 1, 17, and 21, of U.S. Patent No. 11,490,996 ("the '996 patent").

FOR FURTHER INFORMATION CONTACT: Panyin A. Hughes, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3042. 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 December 29, 2025, the Commission instituted this investigation based on a complaint filed by Align Technology, Inc. ("Align") of Tempe, Arizona. 90 FR 245 (Dec. 29, 2025). The complaint alleged violations of section 337 of the Tariff Act of 1930, as amended, based on the importation into the United States, the sale for importation, or the sale within the United States after importation of certain clear aligners and components thereof by reason of infringement of one or more of claims 1 and 16 of the '313 patent; claims 1, 11, and 21 of the '314 patent; claims 1 and 9 of the '977 patent; claim 1 of U.S. Patent No. 12,059,321; claims 1, 12, and 20 of the '616 patent; and claims 1, 17, and 21 of the '996 patent. *Id.* The Commission's notice of investigation named the following respondents: Angelalign Technology Inc. of Shanghai, China; Wuxi EA Medical Instruments of Jiangsu,

China; Wuxi EA Bio-Tech Co., Ltd. of Jiangsu, China; Shanghai EA Medical Instruments Co. of Shanghai, China; and USA Angelalign Technology Corp. of Newark, Delaware (collectively, “Respondents”). The Office of Unfair Import Investigations is not participating in this investigation. *Id.*

On March 7, 2022, the CALJ issued an Order granting a motion to amend the complaint and notice of investigation to add the following claims to the investigation: (1) claim 24 of the ’313 patent; (2) claim 28 of the ’314 patent; (3) claims 2 and 14 of the ’977 patent; and (4) claim 9 of the ’616 patent. Order No. 11 (Mar. 7, 2022), *unreviewed by Comm’n Notice* (June 3, 2026).

On May 7, 2026, Align moved, unopposed, to terminate the investigation in part based upon withdraw of allegations in the complaint as to (1) claim 16 of the ’313 patent; (2) claim 21 of the ’314 patent; (3) claims 1 and 9 of the ’977 patent; (4) claim 1 of the ’616 patent; and (5) all asserted claims, claims 1, 17, and 21, of the ’996 patent. *ID* at 1.

On May 11, 2026, the ALJ issued the subject ID (Order No. 12) granting the motion. The ID noted that Commission Rule 210.21(a)(1) provides that “[a]ny party may move at any time prior to the issuance of an initial determination on violation of section 337 of the Tariff Act of 1930 to terminate an investigation in whole or in part as to any or all respondents, on the basis of withdrawal of the complaint or certain allegations contained therein” *Id.* at 1-2. The ID found that the motion complies with Commission rules and that there are no extraordinary circumstances that warrant denying the motion. *Id.* at 2. The ID further found that, in accordance with Commission Rule 210.21(a), the motion states that “there are no agreements, written or oral, express or implied, between the Parties concerning the subject matter of the Investigation.” *Id.* No one petitioned for review of the ID.

The Commission has determined not to review the subject ID. The investigation is hereby terminated as to (1) claim 16 of the ’313 patent, (2) claim 21 of the ’314 patent, (3) claims 1 and 9 of the ’977 patent, (4) claim 1 of the ’616 patent, and (5) all asserted claims, claims 1, 17, and 21, of the ’996 patent.

The Commission vote for this determination took place on June 10, 2026.

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: June 10, 2026