UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of **CERTAIN VEHICLE SPACE GUARDS**	**Investigation No. 337-TA-1509**

NOTICE OF A COMMISSION DETERMINATION TO EXTEND THE DATE BY WHICH TO DETERMINE WHETHER TO REVIEW AN INITIAL DETERMINATION GRANTING A MOTION FOR SUMMARY DETERMINATION OF NO VIOLATION OF SECTION 337

AGENCY: U.S. International Trade Commission

ACTION: Notice

SUMMARY: Notice is hereby given that the U.S. International Trade Commission ("Commission") has determined to extend the date by which to determine whether to review an initial determination ("ID") (Order No. 11) granting a motion for summary determination of no violation of section 337 to January 8, 2027.

FOR FURTHER INFORMATION CONTACT: Cathy Chen, Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW, Washington, D.C. 20436, telephone 202-205-2392. 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 July 7, 2026, based upon a complaint, as amended, filed on behalf of Johnathan Black Kotyk of Atlantic Beach, Florida ("Complainant"). 91 FR 41657-58 (July 7, 2026). The complaint, as amended, 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 vehicle space guards by reason of infringement of one or more of the asserted claims of U.S. Patent No. 7,527,314 ("the '314 patent"). *Id*. The complaint, as supplemented, further alleges that an industry in the United States exists or is in the process of being established as required by subsection 337(a)(2). *Id*. at 41657. The Commission's notice of investigation named as respondents: Sportsman's Market, Inc. of Batavia, Ohio ("Sportsman's"); Drop Stop, LLC of Los Angeles, California; The Container Store, Inc. of Coppell, Texas; Walmart, Inc. of Bentonville, Arkansas; and 232 Technologies Inc. of Brooklyn, New York. The Office of Unfair Import Investigations ("OUII") is also a party to this investigation. *Id*.

On September 1, 2026, the Commission terminated the investigation as to Respondent Sportsman's based on a consent order. Order No. 7 (Aug. 4, 2026), *unreviewed by* Comm'n Notice (Sept. 1, 2026).

On August 24, 2026, Respondents Drop Stop, LLC; The Container Store Inc.; and 232 Technologies, Inc. ("the Moving Respondents") moved for summary determination of no violation based on non-infringement of the asserted claims of the '314 patent. On September 1, 2026, OUII filed a response in support of the motion. On September 3, 2026, Respondent Walmart, Inc., filed a response in support of the motion and in support of OUII's response. On September 8, 2026, Complainant filed an opposition to the motion.

On September 15, 2026, the Moving Respondents filed an unopposed motion for leave to file a reply in support of the motion. On September 18, 2026, Complainant filed an unopposed motion for leave to file a sur-reply.

On September 30, 2026, the presiding Chief Administrative Law Judge ("CALJ") issued the subject ID (Order No. 11), granting the Moving Respondents' motion for summary determination of no violation based on non-infringement. The CALJ also granted the Moving Respondents' and Complainant's motions for leave. The ID further determines that Complainant did not preserve any issue for trial that could lead to a finding of violation by any respondent. Accordingly, the ID terminates the investigation in its entirety with a determination of no violation.

On October 13, 2026, Complainant filed a petition for review of the ID. On October 20, 2026, the Moving Respondents, Respondent Walmart, Inc., and OUII filed their respective responses to Complainant's petition for review.

The Commission has determined to extend to January 8, 2027, the date by which to determine whether to review the ID granting the Moving Respondents' motion for summary determination of no violation.

The Commission vote for this determination took place on November 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: November 12, 2026