

UNITED STATES INTERNATIONAL TRADE COMMISSION

Washington, D.C.

In the Matter of

CERTAIN CARBURETORS AND  
PRODUCTS CONTAINING SUCH  
CARBURETORS

Inv. No. 337-TA-1123

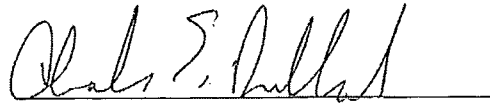
ORDER NO. 6: SETTING DATE FOR SUBMISSION OF JOINT PROPOSED  
PROCEDURAL SCHEDULE

(August 8, 2018)

The joint proposed procedural schedule should be received by the undersigned no later than close of business on August 17, 2018. Said proposed procedural schedule should include dates for each of the events set forth in Ground Rule 2 (if applicable). Based on a review of the undersigned's current caseload, the *Markman* hearing<sup>1</sup> will take place on November 7, 2018 and the evidentiary hearing will be held July 15–19, 2019. The parties should take these dates into consideration when proposing their procedural schedule.

The proposed schedule includes dates for two settlement meetings and one mediation (which will not include the Administrative Law Judge) at a time, date, and location of the parties choosing for the exploration of settlement, by persons of requisite authority, of some or all of the issues in the case. Unless the parties obtain the permission of the undersigned, for good cause shown, the settlement meetings should not occur by video-conferencing or by teleconferencing.

SO ORDERED.

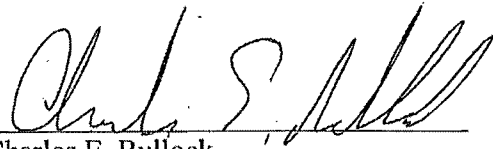


Charles E. Bullock  
Chief Administrative Law Judge

<sup>1</sup> All parties believe the undersigned should impose a limitation on the number of terms to be construed. (See Joint Discovery Statement at ¶ 3.i.) Complainant suggests three terms per asserted patent. (*Id.*) Respondents propose that the parties be limited to fifteen terms for all of the asserted patents. (*Id.*) The Commission Investigative Staff believes the number of disputed terms should be limited to three claim terms per asserted patent or no more than fifteen claim terms for all of the asserted patents. (*Id.*) Since all parties are in agreement that the number of claim terms be limited, the undersigned is hereby imposing a limit of no more than fifteen claim terms for the five asserted patents.

Pursuant to 19 C.F.R. § 210.42(h), this Initial Determination shall become the determination of the Commission unless a party files a petition for review of the Initial Determination pursuant to 19 C.F.R. § 210.43(a), or the Commission, pursuant to 19 C.F.R. § 210.44, orders, on its own motion, a review of the Initial Determination or certain issues herein.

**SO ORDERED.**

A handwritten signature in black ink, appearing to read "Charles E. Bullock", written over a horizontal line.

Charles E. Bullock  
Chief Administrative Law Judge

**CERTAIN CARBURETORS AND PRODUCTS  
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Inv. No. 337-TA-1123

Certificate of Service – Page 1

I, Lisa R. Barton, hereby certify that the attached **ORDER NO. 6** has been served by hand upon the Commission Investigative Attorney, Vu Bui, Esq., and the following parties as indicated, on **August 8, 2018**.



Lisa R. Barton, Secretary  
U.S. International Trade Commission  
500 E Street SW, Room 112  
Washington, DC 20436

<b><u>On Behalf of Complainant Walbro, LLC:</u></b>	
Richard W. Hoffmman, Esq. <b>REISING ETHINGTON, PC</b> 755 W. Big Beaver Rd., Suite Troy, MI 48084	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
<b><u>RESPONDENTS:</u></b>	
<b><u>On Behalf of Respondents HusQvarna Professional Products, Inc. and Lowe's Companies, Inc.:</u></b>	
Joshua B. Pond <b>KILPATRICK TOWNSEND &amp; STOCKTON LLP</b> 607 14 <sup>TH</sup> Street, NW, Suite 900 Washington, DC 20005	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
<b><u>On Behalf of Respondent Amazon.com, Inc.:</u></b>	
Stefani E. Shanberg <b>MORRISON &amp; FOERSTER LLP</b> 425 Market Street San Francisco, CA 94105	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
<b><u>On Behalf of Respondent MTD Products, Inc.:</u></b>	
Kathryn L. Clune <b>CROWELL &amp; MORING LLP</b> 1001 Pennsylvania Avenue, NW Washington, DC 20004-2595	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____

**CERTAIN CARBURETORS AND PRODUCTS  
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Inv. No. 337-TA-1123

Certificate of Service – Page 2

<b><u>On Behalf of Respondents Techtronic Industries Co. Ltd. d/b/a Techtronic Industries Power Equipment and The Home Depot Inc.:</u></b>	
Sean C. Cunningham <b>DLA PIPER LLP (US)</b> 401 B Street, Suite 1700 San Diego, California 92101	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
<b><u>On Behalf of Respondents Kmart Corporation and Sears, Roebuck and Company:</u></b>	
Eric S. Namrow <b>MORGAN, LEWIS &amp; BOCKIUS LLP</b> 1111 Pennsylvania Avenue, NW Washington, DC 20004-2541	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
<b><u>On Behalf of Respondent Ardisam, Inc.:</u></b>	
James B. Coughlan <b>PERKINS COIE LLP</b> 700 Thirteenth Street, NW, Suite 600 Washington, DC 20005-3930	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
<b><u>On Behalf of Respondent Zhejiang Ruixing Carburetor Manufacturing Co., Ltd.:</u></b>	
P. Andrew Riley <b>MEI &amp; MARK LLP</b> 818 18 <sup>th</sup> Street, NW, Suite 410 Washington, DC 20006	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
<b><u>On Behalf of Respondent Generac Power Systems, Inc.:</u></b>	
Steven M. Auvil <b>SQUARE PATTON BOGGS (US) LLP</b> 4900 Key Tower, 127 Public Square Cleveland, Ohio 44114	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
<b><u>On Behalf of Respondent Champion Power Equipment, Inc.:</u></b>	
Benjamin E. Maskell <b>MASKELL LAW PLLC</b> 888 N. Quincy St. Suite 701 Arlington, VA 22203	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____

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Certificate of Service – Page 3

<b><u>On Behalf of Respondents Buffalo Corporation and Target Corporation:</u></b>	
Marc W. Vander Tuig <b>ARMSTRONG TEASDALE</b> 7700 Forsyth Blvd., Suite 1800 St. Louis, MO 63105	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
<b><u>On Behalf of Respondent Walmart Inc.:</u></b>	
Rett Snotherly <b>LEVI &amp; SNOTHERLY, PLLC</b> 1101 Connecticut Avenue, NW, Suite 450 Washington, DC 20036	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
<b><u>On Behalf of Respondent Thunderbay Products:</u></b>	
Shaobin Zhu <b>MORGAN, LEWIS &amp; BOCKIUS LLP</b> 1400 Page Mill Road Palo Alto, CA 94304-1124	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
<b><u>On Behalf of Respondent Amerisun, Inc.:</u></b>	
Adam D. Swain <b>ALSTON &amp; BIRD LLP</b> 950 F Street NW Washington, DC 20004	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
<b><u>On Behalf of Respondent MAT Industries, LLC:</u></b>	
Paul M. Bartkowski, Esq. <b>ADDUCI, MASTRIANI &amp; SCHAUMBERG, LLP</b> 1133 Connecticut Avenue, NW, 12 <sup>th</sup> Floor Washington, DC 20036	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
<b><u>On Behalf of Respondent Cabela's Inc.:</u></b>	
Kecia J. Reynolds <b>PHILLSBURY WINTHROP SHAW PITTMAN LLP</b> 1200 Seventeenth St., NW Washington, DC 20036	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____

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