

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN HEIGHT-ADJUSTABLE
DESK PLATFORMS AND
COMPONENTS THEREOF**

Investigation No. 337-TA-1125

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING VARIOUS RESPONDENTS FROM THE
INVESTIGATION**

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. 25) terminating respondents Qidong Vision Mounts Manufacturing Co., Ltd. of Jiangsu, China; CKnapp Sales Inc. dba Vivo of Goodfield, Illinois; Nantong Jon Ergonomic Office Co., Ltd. of Jiangsu, China; Best Choice Products of Ontario, California; Hangzhou Grandix Electronics Co., Ltd. of Zhejiang, China; Hangzhou KeXiang Keji Youxiangongsi of Hangzhou, China; and S.P. Richards Co. dba Lorell of Smyrna, Georgia (collectively, "Settling Respondents") from the investigation.

FOR FURTHER INFORMATION CONTACT: Amanda Fisherow, Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436, telephone (202) 205-2737. Copies of non-confidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server (<https://www.usitc.gov>). The public record for this investigation may be viewed on the Commission's Electronic Docket Information System ("EDIS") (<https://edis.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 July 30, 2018, the Commission instituted this investigation based on a complaint and supplements thereto filed on behalf of Varidesk LLC of Coppell, TX ("Varidesk"). 83 FR 36621 (July 30, 2018). The complaint alleged violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, based upon the importation into the United States, the sale for importation, and the sale within the United States after

importation of certain height-adjustable desk platforms and components thereof by reason of infringement of one or more claims of U.S. Patent Nos. 9,113,703; 9,277,809; 9,554,644; and 9,924,793. The Commission's notice of investigation named thirty-one respondents, including the Settling Respondents. *Id.* The Office of Unfair Import Investigations ("OUII") was also named as a party in this investigation. *Id.*

On February 19, 2019, Varidesk and the Settling Respondents moved pursuant to Commission Rule 210.21(b) (19 C.F.R. 210.21(b)) to terminate this investigation as to the Settling Respondents based on settlement agreements. On February 26, 2019, OUII filed a response supporting that motion.

On March 6, 2019, the ALJ issued Order No. 25, the subject ID, granting the motion. The ID finds that the parties complied with the rules and that termination of the investigation is not contrary to the public interest. No party filed a petition seeking review of the subject ID.

The Commission has determined not to review the subject ID. The Settling Respondents are terminated from the investigation.

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: April 5, 2019

PUBLIC CERTIFICATE OF SERVICE

I, Lisa R. Barton, hereby certify that the attached **NOTICE** has been served by hand upon the Commission Investigative Attorney, **Andrew Beverina, Esq.**, and the following parties as indicated, on **April 8, 2019**.



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

On Behalf of Complainants Varidesk LLC :

Adam R. Hess, Esq.
VENABLE LLP
600 Massachusetts Avenue, NW
Washington, DC 20001

- ☐ Via Hand Delivery
☐ Via Express Delivery
☒ Via First Class Mail
☐ Other: _____

**On Behalf of Respondent Best Choice Products, CKnapp
Sales Inc. dba Vivo Qidong Vision Mounts Manufacturing
Co., Ltd., Hangzhou Grandix Electronics, Ltd., Hangzhou
KeXiang Keji Youxiangongsi, and Nantong Job Ergonomic
Office Co., Ltd.:**

Mark G. Davis
GOODWIN PROCTER LLP
901 New York Avenue, NW
Washington, DC 20001

- ☐ Via Hand Delivery
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☐ Other: _____

On Behalf of Respondent S. P. Richards Co. dba Lorell:

Benjamin T. Horton
MARSHALL, GERSTEIN & BORUN LLP
6300 Willis Tower
233 S. Wacker Drive
Chicago, IL 60606

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**CERTAIN HEIGHT-ADJUSTED DESK PLATFORMS AND
COMPONENTS THEREOF**

Inv. No. 337-TA-1125

Certificate of Service – Page 2

On Behalf of Respondent Dakota Trading, Inc.:

Ezra Sutton, Esq.
EZRA SUTTON, P.A.
900 Route 9 North, Suite 201
Woodbridge, New Jersey 07095

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☐ Via Express Delivery
☒ Via First Class Mail
☐ Other: _____

Respondents:

Albeit LLC
1351 Broadway St.
San Francisco, CA 94109

- ☐ Via Hand Delivery
☐ Via Express Delivery
☒ Via First Class Mail
☐ Other: _____

ATC Supply LLC
12604 Canterbury Dr.
Plainfield, IL 60585-3000

- ☐ Via Hand Delivery
☐ Via Express Delivery
☒ Via First Class Mail
☐ Other: _____

Shenzhen Atc Network Scienology Co., Ltd.
Room 1902, Zian Business Building,
The Xinan Second Road, Baoan District
Shenzhen, Guangdong 518000 China

- ☐ Via Hand Delivery
☐ Via Express Delivery
☒ Via First Class Mail
☐ Other: _____

Amazon Import Inc.
9910 Baldwin Place
El Monte, CA 91731

- ☐ Via Hand Delivery
☐ Via Express Delivery
☒ Via First Class Mail
☐ Other: _____

Ningbo GYL International Trading Co., Ltd.
Mingbin Road 228
Luoto Area
Zhenhai 315202, Ningbo, Zhejian, China

- ☐ Via Hand Delivery
☐ Via Express Delivery
☒ Via First Class Mail
☐ Other: _____

JV Products Inc.
1825 Houret Ct.
Milpitas, CA 95035

- ☐ Via Hand Delivery
☐ Via Express Delivery
☒ Via First Class Mail
☐ Other: _____

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Certificate of Service – Page 3

Vanson Distributing, Inc.
1825 Houret Ct.
Milpitas, CA 95035

- ☐ Via Hand Delivery
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☐ Other: _____

Vanson Group, Inc.
1825 Houret Ct.
Milpitas, CA 95035

- ☐ Via Hand Delivery
☐ Via Express Delivery
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Haining Orizeal Import and Export Co., Ltd.
4th Floor, Building B, Jinhui Plaza
No.486, South Hai Chang Road
Haining 314400, China

- ☐ Via Hand Delivery
☐ Via Express Delivery
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☐ Other: _____

Smugdesk, LLC
14839 Proctor Avenue, Suite D
La Puente, CA 91746

- ☐ Via Hand Delivery
☐ Via Express Delivery
☒ Via First Class Mail
☐ Other: _____

Wuhu Xingdian Industrial Co., Ltd.
No. 168 Xici 5th Rd.
Mechanical Industrial Zone
Wuhu, Anhui, China

- ☐ Via Hand Delivery
☐ Via Express Delivery
☒ Via First Class Mail
☐ Other: _____