UNITED STATES INTERNATIONAL TRADE COMMISSION Washington, D.C.

In the Matter of

CERTAIN HANDBAGS, LUGGAGE, ACCESSORIES, AND PACKAGING THEREOF

Investigation No. 337-TA-754

NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL DETERMINATION TERMINATING THE INVESTIGATION AS TO CERTAIN RESPONDENTS BASED ON SETTLEMENT AND CONSENT ORDERS; ISSUANCE OF CONSENT ORDERS

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 administrative law judge's ("ALJ") initial determination ("ID") (Order No. 12) granting a joint motion of complainants Louis Vuitton Malletier S.A. of Paris, France and Louis Vuitton U.S. Manufacturing, Inc., San Dimas, California (collectively "Louis Vuitton") and respondents Meada Corporation (d/b/a/ Diophy International) of El Monte, California ("Meada"); Pacpro, Inc. of El Monte, California ("Pacpro"); Jiu Gao Zheng of Arcadia, California; Alice Bei Wang (a/k/a Alice B. Wang) of Arcadia, California ("Alice B. Wang"); Zhixian Lu; Jiu An Zheng of Leqing City, China; Rimen Leather Co., Ltd, Guangzhou Rimen Leather Goods Company Limited, and Guangzhou Rui Ma Leatherware Co., Ltd. all of Guangzhou, China (collectively "Rimen"); Trendy Creations, Inc. of Chatsworth, California ("Trendy Creations"); and Monhill, Inc. of Alhambra, California ("Monhill") (collectively "participating respondents") to terminate the investigation as to certain respondents.

FOR FURTHER INFORMATION CONTACT: Megan M. Valentine, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2301. 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, S.W., Washington, D.C. 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server at <u>http://www.usitc.gov</u>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <u>http://edis.usitc.gov</u>. 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 January 5, 2011, based on a complaint filed by Louis Vuitton on December 3, 2010, alleging

violations of Section 337 of the Tariff Act of 1930 (19 U.S.C. § 1337) in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain handbags, luggage, accessories, and packaging thereof by reason of infringement of U.S. Trademark Registration Nos. 297,594; 1,643,625; 1,653,663; 1,875,198 ("the '198 mark"); 2,773,107; 2,177,828; 2,181,753; and 1,519,828. The complaint was amended on December 10, 2010. 76 *Fed. Reg.* 585-6 (Jan. 5, 2011). Louis Vuitton later withdrew its allegations as to its '198 mark in the Second Amended Complaint filed March 24, 2011. *See* 76 *Fed. Reg.* 24522 (May 2, 2011). The complainant named numerous respondents, including Meada, Pacpro, Alice B. Wang, and Trendy Creations. On April 27, 2011, the Commission determined not to review an ID amending the Notice of Investigation to add, among others, Jiu Gao Zheng, Jiu An Zheng, Zhixian Lu, Rimen, and Monhill as respondents. 76 *Fed. Reg.* 24522 (May 2, 2011).

On July 26, 2011, Louis Vuitton and the participating respondents filed a joint motion for partial termination the investigation pursuant to Commission Rules 210.21(a)(2) and 210.21(b)(1), based on two different settlement agreements and consent order stipulations between Louis Vuitton and each of the settling respondents. Specifically, the first settlement agreement relates to respondents Meada, Pacpro, Jiu Gao Zheng, Alice B. Wang, Trendy Creations, and Monhill. The second settlement agreement relates to the Chinese respondents and other related entities, *i.e.*, Zhixian Lu, Jiu An Zheng, Rimen, Jian Yong Zheng, a/k/a Jianyong Zheng, Jiuyou Zheng, Jianbin Zhen, Shengfeng Lin, Wenzhou DIOPHY Trading Company Limited, and Wenzhou BOLIHAO Leather Goods. On August 2, 2011, the Commission investigative attorney filed a response in support of the joint motion.

On August 3, 2011, the ALJ issued the subject ID, granting the motion for partial termination of the investigation. No petitions for review of this ID were filed.

The Commission has determined not to review the ID.

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 section 210.42 of the Commission's Rules of Practice and Procedure (19 C.F.R. § 210.42).

By order of the Commission.

/s/ James R. Holbein Secretary to the Commission

Issued: August 26, 2011