

UNITED STATES INTERNATIONAL TRADE COMMISSION

Washington, D.C.

In the Matter of

**CERTAIN COMPOSITE AEROGEL
INSULATION MATERIALS AND
METHODS FOR MANUFACTURING THE
SAME**

Inv. No. 337-TA-1003

INITIAL DETERMINATION ON VIOLATION OF SECTION 337: NOTICE

Administrative Law Judge MaryJoan McNamara

(September 29, 2017)

The Administrative Law Judge (“ALJ”) issued today the Final Initial Determination (“ID”) on the question of violation of Section 337 of the Tariff Act, as amended, 19 U.S.C. § 1337, in the above-captioned Investigation. The ALJ has found that Complainant Aspen Aerogels, Inc. (“Complainant”) has proven that Respondents Guangdong Alison Hi-Tech Co., Ltd. (“Respondent Alison”) and Respondent Nano Tech Co., Ltd. (“Respondent Nano,” and with Respondent Alison collectively, “Respondents”), have infringed the asserted claims 15-17 and 19 of U.S. Patent No. 6,989,123 (“’123 patent”), the asserted claims 1, 5, 7, and 9 of U.S. Patent No. 7,078,359 (“’359 patent”), and the asserted claims of 11-13, 15, 17-19, and 21 of U.S. Patent No. 7,789,890 (“’890 patent”). Additionally, the ALJ has found that Complainant has proven that Respondent Nano has infringed the asserted claims 12, 15 and 16 of the ’359 patent. The ALJ has found that Respondents have not proven that the asserted patents are invalid under 35 U.S. §§ 102 or 103. The ALJ has recommended a 100% bond (to which the parties have stipulated) during the Presidential Review Period, and a limited exclusion order (“LEO”) with a certification provision that would apply to both Respondents. A public version of the ID will be available within 30 days.