

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. 22: INITIAL DETERMINATION GRANTING MOTION OF
RESPONDENT ARDISAM, INC. TO TERMINATE THE
INVESTIGATION BASED ON CONSENT ORDER**

(October 2, 2018)

On September 17, 2018, Respondent Ardisam, Inc. (“Ardisam”) moved (1123-016) to terminate the Investigation as to Ardisam based on a Consent Order Stipulation and Proposed Consent Order.¹ On September 27, 2018, the Commission Investigative Staff (“Staff”) filed a response in support of the motion and Complainant Walbro, LLC (“Walbro”) opposed the motion.

Ardisam explains that it “has executed a Consent Order Stipulation in which it agrees to the entry of [a] Consent Order and to all waivers and other provisions as required by 19 C.F.R. § 210.21(c)(3).” (Mem. at 2.) Ardisam further states: “Commission policy and the public interest generally favor resolving litigation through mechanisms such as consent orders so as to conserve both public and private resources.” (*Id.*)

Staff agrees that Ardisam’s Consent Order Stipulation and Proposed Consent Order comply with the Commission Rules. (Staff Resp. at 4-8.) Staff states that it “is not aware of any information indicating that termination of the investigation with respect to Ardisam” is contrary to the public interest. (*Id.* at 7-8.)

Walbro asserts that the Proposed Consent Order is “improperly restricted.” (Opp. at 5.)

Walbro explains that the motion to terminate “is unnecessarily limited to the specific products

¹ Ardisam submitted second revised versions of the Consent Order Stipulation and Consent Order on September 25, 2018. This Initial Determination pertains to those versions of the documents.

identified in the Complaint and to the '254 and '173 patents.” (*Id.* at 6.) Walbro argues that the scope of the investigation “is not limited to the specific Ardisam product identified.” (*Id.*) Walbro explains that, through discovery, it plans to “uncover the full range of products that Ardisam has already imported and sold, and/or will import and sell, and that may potentially infringe one or more of the asserted claims in this Investigation.” (*Id.* at 9.)

In accordance with Commission Rule 210.21(c)(1)(ii), Ardisam has entered into a “Consent Order Stipulation” and a proposed “Consent Order,” attached hereto as Attachments 1 and 2. 19 C.F.R. § 210.21(c)(1)(ii). Commission Rule 210.21(c)(3) sets forth certain requirements for the contents of a consent order stipulation. 19 C.F.R. § 210.21(c)(3). The Consent Order Stipulation submitted by Ardisam complies with the requirements of Commission Rule 210.21(c)(3).

Specifically, Ardisam agrees that upon entry of the Consent Order:

Respondent will not sell for importation, import, or sell after importation Subject Articles² in the United States and will not aid, abet, encourage, participate in, or induce the sale for importation, the importation, or the sale after importation of the Subject Articles except under consent, license from the Complainant, or to the extent permitted by a settlement agreement between Complainant and Respondent[.]

(Consent Order Stip. ¶ 3.) Pursuant to Commission Rule 210.21(c)(3)(i), Ardisam also agrees to:

- (1) admit that the Commission has *in rem* jurisdiction over the Subject Articles, *in personam* jurisdiction over Ardisam, and subject matter jurisdiction over this investigation (*see* Consent Order Stip. ¶ 1);
- (2) expressly waive all rights to seek judicial review or otherwise challenge or contest the validity of the Consent Order (*id.* at ¶ 4);

² Ardisam defines “Subject Articles” as “carburetors and products containing such carburetors that infringe claims 1-7, 12, and 13 of U.S. Patent No. 6,533,254, claims 54-57, 60, and 62-65 of U.S. Patent No. 7,070,173, and claims 1 and 18 of U.S. Patent No. 6,439,547. This statement demonstrates that, contrary to Walbro’s representation, the Consent Order Stipulation and Proposed Consent Order are not limited to the specific products accused of infringement in the Complaint.

- (3) cooperate with and not seek to impede by litigation or other means the Commission's efforts to gather information under Subpart I of the Commission's Rules of Practice and Procedure (*id.* at ¶ 5); and
- (4) the enforcement, modification, or revocation of the Consent Order being carried out pursuant to Subpart I of Part 210 of 19 C.F.R. § 210 (*id.* at ¶ 6).

Because this is an intellectual property-based investigation and in accordance with Commission Rule 210.21(c)(3)(i)(B), the Consent Order Stipulation also states that:

- (1) the Consent Order shall not apply with respect to any claim of any asserted intellectual property right that has expired or been found or adjudicated invalid or unenforceable by the Commission or a court or agency of competent jurisdiction, provided that such finding or judgment has become final and non-reviewable (*id.* at ¶ 9); and
- (2) Ardisam will not seek to challenge the validity of the asserted intellectual property rights in any administrative or judicial proceeding to enforce the consent order (*id.* at ¶ 10).

Additionally, Commission Rule 210.21(c)(4) sets forth certain requirements for the contents of the consent order. 19 C.F.R. § 210.21(c)(4). The Consent Order submitted by Ardisam complies with the requirements of Commission Rule 210.21(c)(4).

Consistent with 19 C.F.R. § 210.21(c), Ardisam represents that "there are no other agreements, written or oral, express or implied between the parties concerning the subject matter of the investigation." (Mem. at 3.)

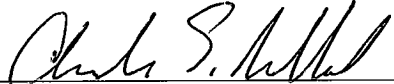
In any initial determination terminating an investigation by settlement agreement or consent order, the administrative law judge is directed to consider and make appropriate findings regarding the effect of the consent order on the public health and welfare, competitive conditions in the United States economy, production of like or directly competitive articles in the United States, and United States consumers. 19 C.F.R. § 210.50(b)(2). Ardisam submits that "[e]ntering the Consent Order will promote administrative economy by obviating the need for a determination with respect to

Ardisam's activities as they concern the Subject Articles." (Mem. at 2-3.) Staff agrees that "there are no public interest concerns weighing against termination of the investigation with respect to Ardisam." (Staff Resp. at 8.) The undersigned finds that termination of this Investigation does not impose any undue burdens on the public health and welfare, competitive conditions in the United States economy, production of like or directly competitive articles in the United States, or United States consumers.

Accordingly, for good cause shown, it is the undersigned's Initial Determination that Ardisam's motion (1123-016) to terminate this Investigation based on a consent order stipulation and a proposed consent order be granted.

This Initial Determination, along with supporting documentation, is hereby certified to the Commission. 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.



Charles E. Bullock
Chief Administrative Law Judge

Exhibit 1

EXHIBIT 2

Consent Order Stipulation

**UNITED STATES INTERNATIONAL TRADE COMMISSION
WASHINGTON, D.C.**

In the Matter of

**CERTAIN CARBURETORS AND
PRODUCTS CONTAINING SUCH
CARBURETORS**

Investigation No. 337-TA-1123

CONSENT ORDER STIPULATION BY RESPONDENT ARDISAM INC.

WHEREAS Complainant Walbro, LLC (hereinafter “Walbro”) filed a Complaint, which was supplemented on June 22, 2018, alleging a violation of Section 337 of the Tariff Act of 1930, as amended (19 U.S.C. § 1337), based upon the alleged importation into the United States, sale for importation, or sale within the United States after importation of certain carburetors and carburetor-containing products that allegedly infringe certain claims of U.S. Patent No. 6,394,424; U.S. Patent No. 6,439,547; U.S. Patent No. 6,533,254; U.S. Patent No. 6,540,212; and U.S. Patent No. 7,070,173.

WHEREAS, the Commission instituted this investigation under section 337 of the Tariff Act of 1930 as amended (19 U.S.C. § 1337) based upon the allegations contained in the Complaint filed by Walbro;

WHEREAS the Complaint alleges that Ardisam imports, sells for importation and/or sells after importation in the United States carburetors and products containing such carburetors that infringe claims 1-7, 12, and 13 of U.S. Patent No. 6,533,254, claims 54-57, 60, and 62-65 of U.S. Patent No. 7,070,173, and claims 1 and 18 of U.S. Patent No. 6,439,547 (“Subject Articles”), and;

WHEREAS, Respondent Ardisam agrees to the entry of a Consent Order by the Commission with respect to the Subject Articles, except as set forth below;

WHEREAS Respondent Ardisam has no inventories of Subject Articles in the United States;

NOW THEREFORE, pursuant to Commission Rule 210.21(c)(1)(ii) and (c)(3)(i), Respondent Ardisam stipulates and agrees as follows in connection with the motion to terminate this investigation based on a Consent Order:

IT IS HEREBY STIPULATED by Respondent Ardisam as follows:

1. The Commission has *in rem* jurisdiction over the Subject Articles, *in personam* jurisdiction over Ardisam solely for purposes of the Consent Order and subject matter jurisdiction over this investigation;
2. In its Complaint, Walbro alleges that Ardisam imports, sells for importation and/or sells after importation in the United States carburetors and products containing such carburetors that infringe Claims 1-7, 12, and 13 of the '254 patent, claims 54-57, 60, and 62-65 of the '173 patent, and claims 1 and 18 of the '547 patent ("Subject Articles");
3. Respondent will not sell for importation, import, or sell after importation the Subject Articles in the United States and will not aid, abet, encourage, participate in, or induce the sale for importation, the importation, or the sale after importation of the Subject Articles, except under consent, license from the Complainant, or to the extent permitted by a settlement agreement between Complainant and Respondent;
4. Respondent expressly waives all rights to seek judicial review or otherwise challenge or contest the validity of the consent order;
5. Respondent will cooperate with and will not seek to impede by litigation or other means the Commission's efforts to gather information under Subpart I of the Commission's Rules of Practice and Procedure, 19 C.F.R. part 210;
6. Enforcement, modification, or revocation of the consent order will be carried out pursuant to Subpart I of the Commission's Rules of Practice and Procedure, 19 C.F.R. Part 210 and incorporates by reference the Commission Rules of Practice and Procedure;

7. The signing of this Consent Order Stipulation is for settlement purposes only and does not constitute admission by Respondent of infringement of any or all of the Asserted Patents or that any unfair act has been committed by Respondent;
8. The consent order shall have the same force and effect and may be enforced, modified, or revoked in the same manner as is provided in section 337 of the Tariff Act of 1930 and 19 C.F.R. Part 210 for other Commission actions, and the Commission may require periodic compliance reports pursuant to Subpart I of this part to be submitted by Respondent; and
9. The consent order shall not apply with respect to any claim of any asserted intellectual property right that has expired or been found or adjudicated invalid or unenforceable by the Commission or a court or agency of competent jurisdiction, or any article that has been found or adjudicated not to infringe the asserted right, provided that such finding or judgment has become final and nonreviewable.
10. Respondent will not seek to challenge the validity of the asserted intellectual property rights in any administrative or judicial proceeding to enforce the consent order.

IT IS SO STIPULATED.

Dated: September 25, 2018

RESPONDENT ARDISAM

By: 

Title: General Counsel

EXHIBIT 3

Proposed Consent Order

**UNITED STATES INTERNATIONAL TRADE COMMISSION
WASHINGTON, D.C.**

In the Matter of

**CERTAIN CARBURETORS AND
PRODUCTS CONTAINING SUCH
CARBURETORS**

Investigation No. 337-TA-1123

[PROPOSED] CONSENT ORDER

On June 14, 2018, Complainant Walbro, LLC (“Walbro”) filed a Complaint, supplemented on June 22, 2018, alleging a violation of Section 337 of the Tariff Act of 1930, as amended (19 U.S.C. § 1337), based upon the alleged importation into the United States, sale for importation, or sale within the United States after importation of certain carburetors and carburetor-containing products that infringe one or more claims of U.S. Patent No. 6,394,424; U.S. Patent No. 6,439,547; U.S. Patent No. 6,533,254; U.S. Patent No. 6,540,212; and U.S. Patent No. 7,070,173. The Commission instituted this Investigation on July 20, 2018.

Respondent Ardisam, Inc. has executed a Consent Order Stipulation in which it agrees to the entry of this Consent Order and to all waivers and other provisions as required by 19 C.F.R. § 210.21(c)(3).

NOW, THEREFORE, the Commission issues the following Consent Order:

1. The Complainant in this Investigation is Walbro, LLC, a Limited Liability Company organized under the laws of the state of Delaware with a place of business at 6242 Garfield Avenue, Cass City, MI 48726.

2. Respondent Ardisam, Inc. (“Respondent” or “Ardisam”) is a Wisconsin Corporation having a place of business at 2260 8th Avenue, Cumberland Wisconsin 54829.

3. The Complaint alleges that Ardisam imports, sells for importation and/or sells after importation in the United States carburetors and products containing such carburetors that infringe claims 1-7, 12, and 13 of U.S. Patent No. 6,533,254, claims 54-57, 60, and 62-65 of U.S. Patent No. 7,070,173, and claims 1 and 18 of U.S. Patent No. 6,439,547 (“Subject Articles”).

4. Ardisam has executed a consent order stipulation and stipulates to the entry of this Consent Order.

5. Ardisam shall not sell for importation, import, or sell after importation the Subject Articles, directly or indirectly, and shall not aid, abet, encourage, participate in, or induce the sale for importation, the importation, or the sale after importation except under consent, license from the Complainant, or to the extent permitted by a settlement agreement between Complainant and Respondent.

6. Ardisam shall be precluded from seeking judicial review or otherwise challenging or contesting the validity of the Consent Order.

7. Ardisam shall cooperate with and shall not seek to impede by litigation or other means the Commission’s efforts to gather information under Subpart I of the Commission’s Rules of Practice and Procedure, 19 CFR part 210, and incorporates by reference the Commission’s Rules of Practice and Procedure.

8. Ardisam, its officers, directors, employees, agents, and any entity or individual acting on its behalf and with its authority, shall not seek to challenge the validity or enforceability of any asserted claims of the Asserted Patents in any administrative or judicial proceeding to enforce the Consent Order.

9. Upon expiration of any of the terms of the Asserted Patents, this Consent Order shall become null and void as to such patent.

10. If any asserted claim of any Asserted Patent is held invalid or unenforceable by a court or agency of competent jurisdiction or any article has been found or adjudicated not to infringe the asserted right in a final decision, no longer subject to appeal, this Consent Order shall become null and void as to such invalid or unenforceable claim or adjudicated article.

11. This Investigation is hereby terminated with respect to Ardisam provided, however, that the enforcement, modification, or revocation of the Consent Order shall be carried out pursuant to Subpart I of the Commission's Rules of Practice and Procedure, 19 CFR part 210.

12. The Commission has *in rem* jurisdiction over the Subject Articles, *in personam* jurisdiction over Ardisam solely for purposes of the Consent Order and subject matter jurisdiction over this investigation.

BY ORDER OF THE COMMISSION:

Issued: September __, 2018

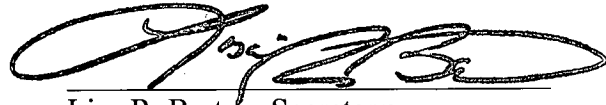
Lisa R. Barton
Secretary to the Commission

**CERTAIN CARBURETORS AND PRODUCTS
CONTAINING SUCH CARBURETORS**

Inv. No. 337-TA-1123

Certificate of Service – Page 1

I, Lisa R. Barton, hereby certify that the attached **ORDER NO. 22** has been served by hand upon the Commission Investigative Attorney, Vu Bui, Esq., and the following parties as indicated, on **October 2, 2018**.



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

<u>On Behalf of Complainant Walbro, LLC:</u>	
Richard W. Hoffmann, Esq. REISING ETHINGTON, PC 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: _____
<u>RESPONDENTS:</u>	
<u>On Behalf of Respondents HusQvarna Professional Products, Inc. and Lowe's Companies, Inc.:</u>	
Joshua B. Pond, Esq. KILPATRICK TOWNSEND & STOCKTON LLP 607 14 TH 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: _____
<u>On Behalf of Respondent Amazon.com, Inc.:</u>	
Stefani E. Shanberg, Esq. MORRISON & FOERSTER LLP 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: _____
<u>On Behalf of Respondent MTD Products, Inc.:</u>	
Kathryn L. Clune, Esq. CROWELL & MORING LLP 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
CONTAINING SUCH CARBURETORS**

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Certificate of Service – Page 2

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

**CERTAIN CARBURETORS AND PRODUCTS
CONTAINING SUCH CARBURETORS**

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<p><u>On Behalf of Respondents Buffalo Corporation and Target Corporation:</u></p>	
<p>Marc W. Vander Tuig, Esq. ARMSTRONG TEASDALE 7700 Forsyth Blvd., Suite 1800 St. Louis, MO 63105</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p><u>On Behalf of Respondent Walmart Inc.:</u></p>	
<p>Rett Snotherly, Esq. LEVI & SNOTHERLY, PLLC 1101 Connecticut Avenue, NW, Suite 450 Washington, DC 20036</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p><u>On Behalf of Respondent Thunderbay Products:</u></p>	
<p>P. Andrew Riley, Esq. MEI & MARK LLP 818 18th Street NW, Suite 410 Washington, DC 20006</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p><u>On Behalf of Respondent Amerisun, Inc.:</u></p>	
<p>Adam D. Swain, Esq. ALSTON & BIRD LLP 950 F Street NW Washington, DC 20004</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p><u>On Behalf of Respondent Cabela's Inc.:</u></p>	
<p>Kecia J. Reynolds, Esq. PHILLSBURY WINTHROP SHAW PITTMAN LLP 1200 Seventeenth St., NW Washington, DC 20036</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p><u>On Behalf of Respondent Tractor Supply Company:</u></p>	
<p>Daniel E. Yonan, Esq. STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C. 1100 New York Avenue, NW Washington, DC 20005</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>

**CERTAIN CARBURETORS AND PRODUCTS
CONTAINING SUCH CARBURETORS**

Inv. No. 337-TA-1123

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<p><u>On Behalf of Respondent Northern Tool & Equipment Co., Inc.:</u></p>	
<p>Tyler P. Brimmer, Esq. FAFINSKI MARK & JOHNSON, P.A 775 Prairie Center Drive, Suite 400 Eden Prairie, MN 55344</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p><u>On Behalf of Respondent Menards, Inc.:</u></p>	
<p>Jeffrey L. Eichen, Esq. DRINKER BIDDLE & REATH LLP 222 Delaware Avenue, Suite 1410 Wilmington, DE 19801</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p><u>On Behalf of Respondent Frictionless World, LLC:</u></p>	
<p>Michael L. Doane, Esq. ADDUCI, MASTRIANI & SCHAUMBERG, LLP 842 w. South Boulder Road, Suite 100 Washington, DC 20036</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p><u>On Behalf of Respondent FNA Group, Inc. and MAT Industries, LLC:</u></p>	
<p>Paul M. Bartkowski, Esq. ADDUCI, MASTRIANI & SCHAUMBERG, LLP 1133 Connecticut Avenue, NW, 12th Floor Washington, DC 20036</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p><u>On Behalf of Respondent QV Tools Limited Company:</u></p>	
<p>Mark D. Schneider, Esq. DINSMORE & SHOHL 900 Wilshire Drive, Suite 300 Troy, Michigan 48084</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p><u>On Behalf of Respondent Huayi Carburetor Factory:</u></p>	
<p>Jordan L. Coyle, Esq. ORRICK HERRINGTON & SUTCLIFFE, LLP Columbia Center 1152 15th Street, NW Washington, DC 20005</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>

**CERTAIN CARBURETORS AND PRODUCTS
CONTAINING SUCH CARBURETORS**

Inv. No. 337-TA-1123

Certificate of Service – Page 5

<p>Funding Guangda General Machinery Co., Ltd. Tietang Industrial Distict, Fuding City, Fujian Province, 355200 China</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p>Wuyi Henghai Tools Co., Ltd. Baihuashan Industrial Zone Wuyi 321200, Jinhua, Zhejiang China</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p>Fuding Youyi Trade Co., Ltd. No. 176, Yuhu Community, Taimushan Town, Fuding, Ningde, Fujian, 355203 China</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p>Feldmann Eng. & Mfg. Co., Inc. 520 Forest Avenue Sheboygan Falls, WI 53085</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p>Imperial Industrial Supply Co. d/b/a Duromax Power Equipment 5800 Ontario Mills Parkway Ontario, CA 91764</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p>North American Tool Industries 78 Commercial Road Huntington, IN 48750</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p>Tool Tuff Direct LLC 15000 W. 44th Avenue Suite B. Golden, CO 80403</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>
<p>Tillotson Clash Industrial Estate Tralee, Co. Kerry Ireland</p>	<p><input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____</p>