

UNITED STATES INTERNATIONAL TRADE COMMISSION

Washington, D.C.

In the Matter of

CERTAIN BACKPACK CHAIRS

Inv. No. 337-TA-1062

ORDER NO. 5: SETTING THE PROCEDURAL SCHEDULE

(August 8, 2017)

On August 8, 2017, Complainant Rio Brands, LLC and Respondent GCI Outdoor, Inc. submitted their joint proposal for a procedural schedule. Based on a review of the parties' submission, the undersigned hereby adopts the following procedural schedule:

<u>Event</u>	<u>Deadline Date</u>
First settlement conference	August 8, 2017
Submission of first settlement conference joint report	August 22, 2017
Attendance at one-day mediation session	October 16, 2017
Submission of joint report on mediation	October 20, 2017
File identification of expert witnesses, including their expertise and curriculum vitae	October 20, 2017
File notice of prior art	November 3, 2017
File tentative list of witnesses a party will call to testify at the hearing, with an identification of each witness' relationship to the party	November 7, 2017
Final supplement of contention interrogatories upon which the party carries the burden of proof	November 17, 2017
Final supplement of contention interrogatories on all other issues	November 22, 2017
Fact discovery cut-off and completion	December 6, 2017
Second settlement conference	December 8, 2017

<b><u>Event</u></b>	<b><u>Deadline Date</u></b>
Submission of second settlement conference joint report	December 12, 2017
Exchange of initial expert reports (identify tests/surveys/data)	December 13, 2017
Exchange rebuttal expert reports	December 22, 2017
Expert discovery cut-off and completion	January 9, 2018
Deadline for filing summary determination motions	January 12, 2018
Deadline for motions to compel discovery	January 18, 2018
Exchange of exhibit lists among parties	January 25, 2018
Submit and serve direct exhibits (including witness statements), with physical and demonstrative exhibits available	January 30, 2018
Submit and serve rebuttal exhibits (including witness statements), with rebuttal physical and demonstrative exhibits available	February 12, 2018
File requests for receipt of evidence without a sponsoring witness	February 16, 2018
File prehearing statements and briefs	February 21, 2018
Deadline to file motions <i>in limine</i>	February 23, 2018
File high priority objections statement	February 23, 2018
File responses to high priority objections statement	March 2, 2018
File responses to motions <i>in limine</i>	March 2, 2018
Pre-hearing conference <sup>1</sup>	March 12, 2018
Hearing <sup>2</sup>	March 12-16, 2018
File initial post-trial briefs and final exhibit lists	March 30, 2018
File reply post-trial briefs	April 6, 2018
Initial Determination	July 12, 2018

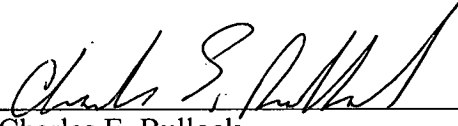
<sup>1</sup> The parties are directed to meet and confer prior to the prehearing conference in an attempt to resolve any outstanding pre-trial motions, high priority objections, and any other contested issues concerning the trial.

<sup>2</sup> The parties will be informed of the location of the hearing at a later date.

<u>Event</u>	<u>Deadline Date</u>
Target date for completion of investigation	November 13, 2018 <sup>3</sup>

For the dates set forth above that require a submission or filing, the date set forth is the date that the submission or filing must be at or filed at the Commission (by the close of business) and is not the date that such submission or filing is merely served.

**SO ORDERED.**

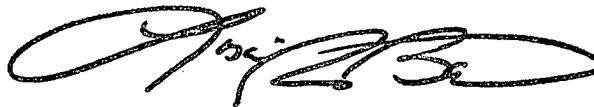
  
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Charles E. Bullock  
Chief Administrative Law Judge

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<sup>3</sup> The parties' submission listed November 12, 2018 as the target date for completion of this Investigation. November 12<sup>th</sup> is a federal holiday. See 19 C.F.R. § 201.14(a).

**PUBLIC CERTIFICATE OF SERVICE**

I, Lisa R. Barton, hereby certify that the attached **ORDER NO. 5** has been served upon the following parties as indicated, on **8/8/2017**.



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

**On Behalf of Complainants Rio Brands, LLC:**

Austen C. Endersby  
**FOX ROTHSCHILD LLP**  
1030 15<sup>th</sup> Street, NW, Suite 380 East  
Washington, DC 20005

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: \_\_\_\_\_

**On Behalf of Respondent GCI Outdoor, Inc.:**

Gary M. Hnath  
**MAYER BROWN LLP**  
1999 K Street, NW  
Washington, DC 20006-1101

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: \_\_\_\_\_