

UNITED STATES INTERNATIONAL TRADE COMMISSION

Washington, D.C.

In the Matter of

CERTAIN FOAM FOOTWEAR


Inv. No. 337-TA-567
(Remand Proceeding)

NOTICE REGARDING REMAND PROCEEDING

(August 26, 2010)


On July 6, 2010, the Commission remanded this Investigation to the undersigned for further “proceedings consistent with the February 24, 2010 judgment of the U.S. Court of Appeals for the Federal Circuit in *Crocs, Inc. v. U.S. Int’l Trade Comm’n*, 598 F.3d 1294 (Fed. Cir. 2010), including a determination regarding the outstanding issue of enforceability of the ’858 and ’789 patents.” Comm’n Order at 2 (July 6, 2010).

The issue of enforceability was tried before the undersigned and fully briefed by the parties in their post-trial submissions. The undersigned has therefore determined that the record need not be reopened. Accordingly, the remand proceedings will proceed on the evidence already of record.


Charles E. Bullock
Administrative Law Judge

CERTIFICATE OF SERVICE

I, Marilyn R. Abbott, hereby certify that the attached **NOTICE** has been served upon, **Benjamin Levi, Esq.**, Commission Investigative Attorney, and the following parties via first class mail and air mail where necessary on August 26, **2010**.


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