

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN ROBOTIC VACUUM CLEANING
DEVICES AND COMPONENTS THEREOF
SUCH AS SPARE PARTS**

Inv. No. 337-TA-1057

**ORDER NO. 8: INITIAL DETERMINATION SETTING THE TARGET DATE AT
SEVENTEEN MONTHS**

(June 21, 2017)

By publication of a notice in the Federal Register on May 23, 2017, the U.S. International Trade Commission ordered that:

Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, an investigation be instituted to determine whether there is a violation of subsection (a)(1)(B) of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain vacuum cleaning devices and components thereof such as spare parts by reason of infringement of one or more of claims 1–3, 7, 12, and 42 of the '490 patent; claims 1–3, 7, 11, 12, 17, 19, 20, 28, and 34 of the '308 patent; claims 1–3, 7, 8, 10, 11, 14, 15, and 17–19 of the '090 patent; claims 1, 2, 4, 8, 11, 12, 21, 22, and 25 of the '553 patent; claims 1, 10, 11, and 14–16 of the '233 patent; and claims 1, 2, 8, 9, 12, and 13 of the '924 patent, and whether an industry in the United States exists as required by subsection (a)(2) of section 337;

82 F.R. 23593 (May 23, 2017).

The Complainant in this Investigation is iRobot Corporation of Bedford, MA. The named respondents are: Bissell Homecare, Inc. of Grand Rapids, MI; Hoover, Inc. of Glenwillow, OH; Royal Appliance Manufacturing Co., Inc. d/b/a TTI Floor Care North America, Inc. of Glenwillow, OH; Bobsweep, Inc. of Toronto, Canada; Bobsweep USA of Henderson, NV; The Black & Decker Corporation of Towson, MD; Black & Decker (U.S.) INC. of Towson, MD; Shenzhen ZhiYi Technology Co., Ltd., d/b/a iLife of Shenzhen, China; Matsutec

Enterprises Co., Ltd. of Taipei City, Taiwan; Suzhou Real Power Electric Appliance Co., Ltd. of Suzhou, China; Shenzhen Silver Star Intelligent Technology Co., Ltd. of Shenzhen, China. *Id.* The Office of Unfair Import Investigations is not a party in this investigation. *Id.* at 15070.

In view of the other investigations currently assigned to me, and the breadth of complainant's claims against multiple respondents, I find that I cannot accommodate this investigation with a 16-month target date. Therefore, I hereby determine that the target date for this investigation shall be Thursday, October 25, 2018, which is seventeen (17) months from the date that the Notice of Investigation was published in the Federal Register. *See* 19 C.F.R. § 210.51(a); 19 C.F.R. § 201.14(a). Consequently, any final initial determination would be due by Monday, June 25, 2018. *See* 19 C.F.R. § 210.42(a)(1)(i).

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.

A handwritten signature in black ink, appearing to read "Thomas B. Pender", with a long horizontal flourish extending to the right.

Thomas B. Pender
Administrative Law Judge

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PUBLIC CERTIFICATE OF SERVICE

I, Lisa R. Barton, hereby certify that the attached **PUBLIC INITIAL DETERMINATION
ORDER NO. 8** has been served upon the following parties via first class mail and air mail
where necessary, on JUN 21 2017



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

FOR COMPLAINANT IROBOT CORPORATION	
Stephen A. Marshall, Esq. FISH & RICHARDSON P.C. The McPherson Building 901 15 th Street NW, 7 th Floor Washington, DC 20005	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
FOR RESPONDENT BISSELL HOMECARE, INC., & MUTSUTTEK ENTERPRISE CO. LTD.	
Harold H. Davis, Esq. K & L GATES LLP Four Embarcadero Center, Suite 1200 San Francisco, CA 94111	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
FOR RESPONDENTS HOOVER INC., & ROYAL APPLIANCE MANUFACTURING CO. D/B/A TTI FLOOR CARE NORTH AMERICA, INC.	
Eric S. Namrow, Esq. MORGAN, LEWIS & BOCKIUS LLP 1111 Pennsylvania Avenue, N.W. Washington, DDC 20004-2541	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____

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FOR RESPONDENT THE BLACK & DECKER CORPORATION & BLACK & DECKER (U.S.) INC., SHENZHEN SILVER STAR INTELLIGENT TECHNOLOGY CO., LTD. & BOBSWEEP USA, & BOBSWEEP INC.	
Kecia J. Reynolds, Esq. PILLSBURY WINTHROP SHAW PITTMAN, LLP. 1200 Seventeenth Street N.W. Washington, DC 20036	<input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Express Delivery <input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Other: _____
FOR RESPONDENT SHENZHEN ZHIYI TECHNOLOGY CO., LTD.	
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