

**UNITED STATES INTERNATIONAL TRADE COMMISSION**  
**Washington, D.C. 20436**

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**In the Matter of** )

**CERTAIN AGRICULTURAL VEHICLES** )  
**AND COMPONENTS THEREOF** )

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**Inv. No. 337-TA-487**

**NOTICE OF COMMISSION DECISION NOT TO REVIEW  
INITIAL DETERMINATION FINDING ONE RESPONDENT IN DEFAULT AND  
TERMINATING THE INVESTIGATION AS TO FOUR RESPONDENTS ON THE BASIS  
OF CONSENT ORDERS; ISSUANCE OF CONSENT ORDERS**

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined not to review four initial determinations (“IDs”) of the presiding administrative law judge (“ALJ”). The IDs find one respondent in default and terminate the investigation as to four respondents on the basis of consent orders.

**FOR FURTHER INFORMATION CONTACT:** Michael Diehl, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3095. Copies of the ALJ’s IDs and all other nonconfidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone 202-205-2000. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>). The public record for this investigation may be viewed on the Commission’s electronic docket (EDIS-ON-LINE) at <http://edis.usitc.gov>. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission’s TDD terminal on 202-205-1810.

**SUPPLEMENTARY INFORMATION:** On February 13, 2003, the Commission instituted this investigation, which concerns allegations of unfair acts in violation of section 337 of the Tariff Act of 1930, as amended, in the importation and sale of certain agricultural vehicles and components thereof by reason of infringement and dilution of U.S. Registered Trademark Nos. 1,254,339; 1,502,103; 1,503,576; and 91,860. 68 *Fed. Reg.* 7388 (Feb. 13, 2003). On August 27, 2003, the Commission determined not to review an ID amending the complaint and notice of institution to add allegations that U.S. Registered Trademark No. 2,729,766 had been infringed or diluted by respondents. 68 *Fed.*

*Reg.* 52418, 52419 (Sept. 3, 2003).

On September 2, 2003, the administrative law judge (“ALJ”) (Judge Luckern) issued an ID (Order No. 24), in which he found respondent Davey-Joans Tractor and Chopper Supermarket (“Davey-Joans”) in default due to respondent’s failure to file several required responses and its failure to appear at the preliminary conference. In order to avoid piecemeal recommendations in the investigation, the ALJ held in abeyance a suggestion that he recommend a remedy against Davey-Joans. The ALJ issued another ID (Order No. 25) on September 2, 2003, in which he terminated the investigation as to respondents Agracat, Inc. and Jiangsu Yueda Co. Ltd. on the basis of a consent motion. On September 9, 2003, the ALJ issued two additional IDs (Orders No. 30 and 31) terminating the investigations as to Bolton Power Equipment and Workhorse Tractors on the basis of consent orders.

No party has petitioned for review of any of the IDs mentioned above.

This action is taken under the authority of section 337 of the Tariff Act of 1930, 19 U.S.C. § 1337, and sections 210.16 and 210.42 of the Commission’s Rules of Practice and Procedure, 19 C.F.R. §§ 210.16 and 210.42.

By order of the Commission.

Marilyn R. Abbott  
Secretary

Issued: September 29, 2003