

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC

In the Matter of

CERTAIN KINESIOTHERAPY DEVICES  
AND COMPONENTS THEREOF

Investigation No. 337-TA-823

NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL  
DETERMINATION TERMINATING THE INVESTIGATION AS TO  
RESPONDENT CASTLE MEGASTORE GROUP, INC.  
BASED ON A CONSENT ORDER STIPULATION;  
ISSUANCE OF CONSENT ORDER

**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 the initial determination ("ID") (Order No. 26) of the presiding administrative law judge ("ALJ") granting complainants' motion to terminate the above-captioned investigation as to respondent Castle Megastore Group, Inc. ("Castle") based on a consent order stipulation. The Commission has entered a consent order.

**FOR FURTHER INFORMATION CONTACT:** Michael K. Haldenstein, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone (202) 205-3041. Copies of non-confidential 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 at <http://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) 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:** The Commission instituted this investigation on January 10, 2012, based on a complaint filed by Standard Innovation Corporation of Ottawa, ON, Canada and Standard Innovation (US) Corp. of Wilmington, Delaware (collectively, "Standard Innovation"). 77 *Fed. Reg.* 1504 (Jan. 10, 2012). The complaint alleged violations of section

337 of the Tariff Act of 1930 (19 U.S.C. § 1337) in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain kinesiotherapy devices and components thereof by reason of infringement of various claims of United States Patent Nos. 7,931,605 and D605,779 (“the ‘779 patent”). The complaint named twenty-one business entities as respondents, several of which have since been terminated from the investigation based upon consent orders. The Commission also determined not to review an ID terminating the investigation with respect to the ‘779 patent.

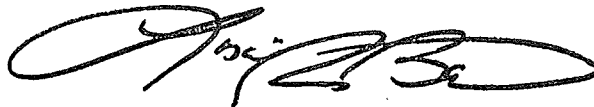
On June 7, 2012, Standard Innovation filed a motion pursuant to Commission Rule 210.21(c)(1)(ii) to terminate the investigation as to Castle based upon the entry of a consent order. The Commission investigative attorney filed a response supporting the motion. No other party responded to the motion.

On July 10, 2012, the ALJ issued the subject ID, granting Standard Innovation’s motion pursuant to section 210.21(c)(3) of the Commission’s Rules of Practice and Procedure (19 C.F.R. § 210.21(c)(3)). No petitions for review were filed. The Commission has determined not to review the ID.

On July 25, 2012, the Commission determined not to review an ID (Order No. 25) granting complainants’ motion to withdraw the ‘779 patent from the investigation. The Commission has revised the consent order to remove the references to the ‘779 patent.

The authority for the Commission’s determination is contained in Section 337 of the Tariff Act of 1930, as amended (19 U.S.C. § 1337), and in section 210.42 of the Commission’s Rules of Practice and Procedure (19 C.F.R. § 210.42).

By order of the Commission.

A handwritten signature in black ink, appearing to read 'Lisa R. Barton', written in a cursive style.

Lisa R. Barton  
Acting Secretary to the Commission

Issued: August 9, 2012