

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

**In the Matter of**

**CERTAIN LIGHTING CONTROL  
DEVICES INCLUDING DIMMER  
SWITCHES AND PARTS THEREOF (IV)**

**Investigation No. 337-TA-776**

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN  
INITIAL DETERMINATION FINDING CERTAIN RESPONDENTS IN DEFAULT**

**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 an initial determination (“ID”) (Order No. 17) of the presiding administrative law judge (“ALJ”) finding the following respondents in default in the above-captioned investigation: American Top Electric Corp. (“American Top”) and Big Deal Electric Corp. (“Big Deal”), both of Santa Ana, California; Zhejiang Lux Electric Co. Ltd. (“Zhejiang Lux”), Zhejiang Yuelong Mechanical and Electrical Co. (“Zhejiang Yuelong”), and Wenzhou Huir Electric Science & Technology Co. Ltd. (“Wenzhou Huir”), all of Zhejiang, China (collectively, “the Unresponsive Respondents”); and Westgate Manufacturing, Inc. (“Westgate”) of Vernon, California.

**FOR FURTHER INFORMATION CONTACT:** Clint Gerdine, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2310. 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 June 15, 2011, based on a complaint filed by Lutron Electronics Co., Inc. (“Lutron”) of Coopersburg, Pennsylvania. 76 Fed. Reg. 35015-16. The complaint alleges violations of section 337 of the

Tariff Act of 1930, as amended, 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 lighting control devices including dimmer switches and parts thereof by reason of infringement of certain claims of U.S. Patent Nos. 5,637,930 and 5,248,919. The complaint further alleges the existence of a domestic industry. The Commission's notice of investigation named several respondents including the Unresponsive Respondents and Westgate. The complaint and notice of investigation were served on the Unresponsive Respondents and Westgate on June 10, 2011.

On December 23, 2011, Lutron moved, pursuant to 19 C.F.R. § 210.16, for the following: (1) an order directing the Unresponsive Respondents to show cause why they should not be found in default for failure to respond to the complaint and notice of investigation as required by 19 C.F.R. § 210.13; and (2) the issuance of an ID finding them in default upon their failure to show cause. On January 17, 2012, Westgate filed a notice electing to default.

On February 8, 2012, the ALJ issued Order No. 14 which required the Unresponsive Respondents to show cause no later than February 22, 2012, as to why they should not be held in default and judgment rendered against them pursuant to 19 C.F.R. § 210.16.

The ALJ issued the subject ID on March 5, 2012, finding the Unresponsive Respondents in default, pursuant to 19 C.F.R. §§ 210.16 and 210.17, because they failed to file responses to the complaint and notice of investigation and to Order No. 14. Also, he found Westgate to be in default pursuant to 19 C.F.R. §§ 210.16(a)(2) and (b)(2). No party petitioned for review of the ID pursuant to 19 C.F.R. § 210.43(a).

The Commission has determined not to review the ID. Accordingly, Zhejiang Lux, Zhejiang Yuelong, Wenzhou Huir, American Top, Big Deal, and Westgate have defaulted.

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.



James R. Holbein  
Secretary to the Commission

Issued: March 21, 2012