

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

In the Matter of

**CERTAIN PROTECTIVE CASES AND
COMPONENTS THEREOF**

Investigation No. 337-TA-780

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW TWO INITIAL
DETERMINATIONS GRANTING JOINT MOTIONS TO TERMINATE THE
INVESTIGATION AS TO RESPONDENTS CELLAIRIS FRANCHISE, INC.,
GLOBAL CELLULAR, INC., AND AFC TRIDENT, INC. BASED UPON
SETTLEMENT AGREEMENTS**

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 presiding administrative law judge's ("ALJ") initial determinations ("ID") (Order Nos. 19 & 20) granting joint motions to terminate Respondents Cellairis Franchise, Inc. ("Cellairis") and Global Cellular, Inc. ("Global Cellular") both of Alpharetta, Georgia; and AFC Trident, Inc. ("Trident") of Chino, California from the investigation based on settlement agreements.

FOR FURTHER INFORMATION CONTACT: Panyin A. Hughes, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3042. 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 30, 2011, based on a complaint filed by Otter Products, LLC of Fort Collins, Colorado ("Otter"). 76 *Fed. Reg.* 38417 (June 30, 2011). 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 protective cases and components thereof by reason of infringement of various claims of United States Patent Nos. 7,933,122; D600,908; D617,784; D615,536; D617,785; D634,741; and D636,386; and United States Trademark Registration Nos. 3,788,534; 3,788,535; 3,623,789; and 3,795,187. The complaint named several respondents, including Cellairis, Global Cellular, and Trident.

On November 16, 2011, Otter, Cellairis, and Global Cellular filed a joint motion to terminate the investigation as to Cellairis and Global Cellular based upon the execution of a settlement agreement. On November 28, 2011, the Commission investigative attorney (“IA”) filed a response in support of the motion. No other responses to the motion were filed.

On November 17, 2011, Otter and Trident filed a joint motion to terminate the investigation as to Trident based upon the execution of a settlement agreement. On November 28, 2011, the IA filed a response in support of the motion. No other responses to the motion were filed.

On November 29, 2011, the ALJ issued the subject IDs, granting the joint motions to terminate from the investigation Respondents Cellairis and Global Cellular in Order No. 19, and Respondent Trident in Order No. 20. The ALJ found that the parties complied with Commission Rule 210.21(b) (19 C.F.R. § 210.21(b)). The ALJ also found that terminating Cellairis, Global Cellular, and Trident from the investigation would not be contrary to the public interest. None of the parties petitioned for review of the ID.

The Commission has determined not to review either of the IDs. Accordingly, this investigation is terminated with respect to Cellairis, Global Cellular, and Trident.

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.

/s/
James R. Holbein
Secretary to the Commission

Issued: December 21, 2011