

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN COENZYME Q10 PRODUCTS
AND METHODS OF MAKING SAME**

Inv. No. 337-TA-790

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION GRANTING COMPLAINANT'S MOTION TO AMEND THE
COMPLAINT AND NOTICE OF INVESTIGATION**

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. 10) granting a motion to amend the complaint and notice of investigation in the above-identified investigation.

FOR FURTHER INFORMATION CONTACT: James A. Worth, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3065. 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 (<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 July 19, 2011, based on a complaint filed on June 17, 2011, by Kaneka Corp. of Osaka, Japan ("Kaneka"), and supplemented on June 24 and 27, 2011. *76 Fed. Reg.* 42729 (July 19, 2011). The complaint alleges violations of Section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, in the sale for importation, importation, or sale after importation of certain coenzyme Q10 products by reason of infringement of certain claims of U.S. Patent No. 7,910,340. The Commission's notice of investigation named as respondents Zhejiang Medicine Co., Ltd. of Zhejiang, China; ZMC-USA, LLC of The Woodlands, Texas; Xiamen Kingdomway Group Co. of Xiamen, China; Pacific Rainbow International Inc. of City of Industry, California; Mitsubishi Gas Chemical Co., Inc. of Tokyo, Japan ("MGC Japan"); Maypro Industries, Inc. of Purchase, New York ("Maypro Inc."); and Shenzhou Biology & Technology Co., Ltd. of Beijing, China.

On November 15, 2011, complainant Kaneka filed a motion for leave to amend the complaint and notice of investigation to add a new respondent, Mitsubishi Gas Chemical America, Inc. of New York, New York and to replace current respondent Maypro Inc. with Maypro Industries, LLC of Purchase, New York. On November 25, 2011, Kaneka filed an amended motion. On November 30, 2011, the Commission investigative attorney filed a response in support of the motion. However, on November 30, 2011, MGC Japan filed a response in opposition, and Maypro Inc. filed a response in opposition. On December 22, 2011, the administrative law judge granted the amended motion, finding good cause. No petitions for review were filed.

The Commission has determined not to review the subject ID.

This action is taken under the authority of section 337 of the Tariff Act of 1930, as amended (19 U.S.C. § 1337), and of section 210.42(h) of the Commission's Rules of Practice and Procedure (19 C.F.R. § 210.42(h)).

By order of the Commission.

James R. Holbein
Secretary to the Commission

Issued: January 12, 2012