
Determination

On the basis of the record developed in the subject investigations, the United States International Trade Commission (Commission) determines, pursuant to sections 705(b) and 735(b) of the Tariff Act of 1930 (19 U.S.C. 1671d(b)) and (19 U.S.C. 1673d(b)) (the Act), that an industry in the United States is materially injured by reason of imports of certain steel grating from China, provided for in subheading 7308.90.70 of the Harmonized Tariff Schedule of the United States, that the U.S. Department of Commerce has determined are subsidized and sold in the United States at less than fair value.2

BACKGROUND

These investigations were instituted in response to a petition filed on May 29, 2009, by Alabama Metal Industries, Birmingham, AL and Fisher & Ludlow, Wexford, PA. The final phase of the investigations was scheduled by the Commission following notification of preliminary determinations by Commerce that imports of certain steel gratings from China were being subsidized within the meaning of section 703(b) of the Act (19 U.S.C. 1671b(b)) and dumped within the meaning of 733(b) of the Act (19 U.S.C. 1673b(b)). Notice of the scheduling of the final phase of the Commission’s investigations and of a public hearing to be held in connection therewith was given by posting copies of the notice in the Office of the Secretary, U.S. International Trade Commission, Washington, DC, and by publishing the notice in the Federal Register on February 25, 2010 (75 FR 8746). The hearing was held in Washington, DC, on May 25, 2010, and all persons who requested the opportunity were permitted to appear in person or by counsel.


Marilyn R. Abbott,
Secretary to the Commission.

FOR FURTHER INFORMATION CONTACT:


Scope of Investigation: Having considered the complaint, the U.S. International Trade Commission, on July 12, 2010, ordered that—

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, an investigation be instituted to determine whether there is a violation of subsection (a)(1)(B) of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain collaborative system products or components thereof that infringe one or more of claims 1–24 of U.S. Patent No. 6,930,673, and whether an industry in the United States exists as required by subsection (a)(2) of section 337:

(2) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainant is:

Promethean Inc., 1165 Sanctuary Parkway, Suite 400, Alpharetta, Georgia 30009.
Promethean Technology Shenzhen Ltd., Room 2756, 27/F, K. Wah Center, No. 1010 Huaihai Zhong Road, Xuhui District, Shanghai, China.
(c) The Commission investigative attorney, party to this investigation, is

Thomas S. Fusco, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, SW., Suite 401, Washington, DC 20436; and

(3) For the investigation so instituted, the Honorable Paul J. Luckern, Chief Administrative Law Judge, U.S. International Trade Commission, shall designate the presiding Administrative Law Judge.

GENERAL INFORMATION CONCERNING THE COMMISSION MAY ALSO BE OBTAINED BY ACCESSING ITS INTERNET SERVER AT HTTP://WWW.USITC.GOV.