

form of remedy, if any, that should be ordered. If a party seeks exclusion of an article from entry into the United States for purposes other than entry for consumption, the party should so indicate and provide information establishing that activities involving other types of entry either are adversely affecting it or likely to do so. For background, see *Certain Devices for Connecting Computers via Telephone Lines*, Inv. No. 337-TA-360, USITC Pub. No. 2843, Comm'n Op. at 7-10 (Dec. 1994).

The statute requires the Commission to consider the effects of that remedy upon the public interest. The public interest factors the Commission will consider include the effect that an exclusion order and cease and desist orders would have on: (1) the public health and welfare, (2) competitive conditions in the U.S. economy, (3) U.S. production of articles that are like or directly competitive with those that are subject to investigation, and (4) U.S. consumers. The Commission is therefore interested in receiving written submissions that address the aforementioned public interest factors in the context of this investigation.

If the Commission orders some form of remedy, the U.S. Trade Representative, as delegated by the President, has 60 days to approve, disapprove, or take no action on the Commission's determination. See Presidential Memorandum of July 21, 2005, 70 FR 43251 (July 26, 2005). During this period, the subject articles would be entitled to enter the United States under bond, in an amount determined by the Commission and prescribed by the Secretary of the Treasury. The Commission is therefore interested in receiving submissions concerning the amount of the bond that should be imposed if a remedy is ordered.

**Written Submissions:** The parties to the investigation are requested to file written submissions on the issues identified in this notice. Parties to the investigation, interested government agencies, and any other interested parties are encouraged to file written submissions on the issues of remedy, the public interest, and bonding. Such submissions should address the recommended determination by the ALJ on remedy and bonding.

In its initial submission, Complainant is also requested to identify the remedy sought and Complainant is requested to submit proposed remedial orders for the Commission's consideration. Complainant is further requested to state the dates that the Asserted Patents expire, to provide the HTSUS

subheadings under which the accused products are imported, and to supply the identification information for all known importers of the products at issue in this investigation. All initial written submissions, from the parties and/or third parties/interested government agencies, and proposed remedial orders from the parties must be filed no later than close of business on February 11, 2026. All reply submissions must be filed no later than the close of business on February 18, 2026. Opening submissions from the parties are limited to 25 pages. Reply submissions from the parties are limited to 15 pages. All submission from third parties and/or interested government agencies are limited to 10 pages. No further submissions on any of these issues will be permitted unless otherwise ordered by the Commission.

Persons filing written submissions must file the original document electronically on or before the deadlines stated above pursuant to 19 CFR 210.4(f). Submissions should refer to the investigation number (Inv. No. 337-TA-1411) in a prominent place on the cover page and/or the first page. (See Handbook for Electronic Filing Procedures, [https://www.usitc.gov/documents/handbook\\_on\\_filing\\_procedures.pdf](https://www.usitc.gov/documents/handbook_on_filing_procedures.pdf)). Persons with questions regarding filing should contact the Secretary, (202) 205-2000.

Any person desiring to submit a document to the Commission in confidence must request confidential treatment by marking each document with a header indicating that the document contains confidential information. This marking will be deemed to satisfy the request procedure set forth in Rules 201.6(b) and 210.5(e)(2) (19 CFR 201.6(b) & 210.5(e)(2)). Documents for which confidential treatment by the Commission is properly sought will be treated accordingly. Any non-party wishing to submit comments containing confidential information must serve those comments on the parties to the investigation pursuant to the applicable Administrative Protective Order. A redacted non-confidential version of the document must also be filed with the Commission and served on any parties to the investigation within two business days of any confidential filing. All information, including confidential business information and documents for which confidential treatment is properly sought, submitted to the Commission for purposes of this investigation may be disclosed to and used: (i) by the Commission, its employees and Offices, and contract personnel (a) for developing or maintaining the records

of this or a related proceeding, or (b) in internal investigations, audits, reviews, and evaluations relating to the programs, personnel, and operations of the Commission including under 5 U.S.C. Appendix 3; or (ii) by U.S. government employees and contract personnel, solely for cybersecurity purposes. All contract personnel will sign appropriate nondisclosure agreements. All nonconfidential written submissions will be available for public inspection on EDIS.

The Commission vote for this determination took place on January 28, 2026.

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 Part 210 of the Commission's Rules of Practice and Procedure (19 CFR part 210).

By order of the Commission.

Issued: January 28, 2026.

**Lisa Barton,**  
*Secretary to the Commission.*

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## INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-1421]

### **Certain Rechargeable Batteries and Components Thereof; Notice of a Commission Determination To Issue a Limited Exclusion Order; Termination of Investigation**

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission ("Commission") has determined to issue a limited exclusion order ("LEO") barring entry of certain rechargeable batteries and components thereof by or on behalf of respondent Shenzhen Yichen S-Power Tech Co. LTD ("Yichen") of Shenzhen, China previously found to be in default. The investigation is terminated.

**FOR FURTHER INFORMATION CONTACT:** Paul Lall, Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436, telephone (202) 205-2043. Copies of non-confidential documents filed in connection with this investigation may be viewed on the Commission's electronic docket (EDIS) at <https://edis.usitc.gov>. For help accessing EDIS, please email [EDIS3Help@usitc.gov](mailto:EDIS3Help@usitc.gov). General information concerning the

Commission may also be obtained by accessing its internet server at <https://www.usitc.gov>. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal, telephone (202) 205-1810.

**SUPPLEMENTARY INFORMATION:** On October 21, 2024, the Commission instituted the investigation based on a complaint filed by complainants LithiumHub, LLC of Norris, SC, Lithiumhub Technologies, LLC of Marshall, TX, and Martin Koebler of Norris, SC (collectively, "Lithiumhub"). 89 FR 84194-95 (Oct. 21, 2024). The complaint, as supplemented, alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337 ("section 337"), based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain rechargeable batteries and components thereof by reason of the infringement of certain claims of U.S. Patent Nos. 9,412,994 and 9,954,207 (the "Asserted Patents"). The Commission's notice of investigation ("NOI") named the following respondents: Yichen; Clean Republic SODO LLC ("Dakota") of Seattle, WA; Shenzhen Fbtech Electronics LTD ("Fbtech Electronics") of Shenzhen, China; Shenzhen LiTime Technology Co., LTD ("LiTime Technology") of Shenzhen, China; MillerTech Energy Solutions LLC ("MillerTech Energy") of Middlefield, OH; Relion Battery (Shenzhen) Technology Co. ("Relion") of Shenzhen, China; Renogy New Energy Co., Ltd. ("Renogy") of Suzhou City, China; RNG International Inc. ("RNG") of Ontario, CA; Navico Group Americas, LLC ("Navico") of Menomonee Falls, WI; Dragonfly Energy Corp. and Dragonfly Energy Holdings Corp. (collectively, "Dragonfly"), both of Reno, NV; Bass Pro Outdoor World LLC of Springfield, MO; and Cabela's LLC of Springfield, MO. *Id.* The Office of Unfair Import Investigations ("OUII") was also named as a party in this investigation. *Id.*

On February 3, 2025, the Commission found Yichen to be in default. *See* Order No. 11 (Jan. 8, 2025), *unreviewed by* Comm'n Notice (Feb. 3, 2025).

On May 29, 2025, Lithiumhub filed a "Declaration Seeking Immediate Relief" against defaulting respondent Yichen, pursuant to Commission Rule 210.16(c)(1) (19 CFR 210.16(c)(1)). The declaration requests entry of a limited exclusion order ("LEO") and a cease and desist order ("CDO") against Yichen.

The Commission terminated the remaining respondents based on settlement agreements. *See* Order No. 19 (March 21, 2025), *unreviewed by* Comm'n Notice (April 21, 2025) (Dragonfly); Order No. 25 (April 29, 2025), *unreviewed by* Comm'n Notice (May 20, 2025) (Navico); Order Nos. 30 and 31 (June 2, 2025), *unreviewed by* Comm'n Notice (June 20, 2025) (Relion, Renogy, and RNG); Order Nos. 34-37, *unreviewed by* Comm'n Notice (Aug. 4, 2025) (Dakota, MillerTech Energy, Fbtech Electronics and LiTime Technology); Order No. 38 (July 22, 2025), *unreviewed by* Comm'n Notice, 90 FR 40396-98 (Aug. 19, 2025) (Bass Pro).

In its notice determining not to review Order No. 38 (the "Remedy Notice") terminating the last remaining respondents, the Commission asked parties to the investigation, interested government agencies, and any other interested parties to file written submissions on the issues of remedy, the public interest, and bonding with respect to defaulting respondent Yichen. 90 FR at 40397-98. On August 27, 2025, Lithiumhub filed a written submission, requesting the Commission to issue an LEO and a CDO against Yichen. On September 4, 2025, OUII filed a reply to Lithiumhub's submission, supporting entry of an LEO but opposing entry of a CDO. The Commission received no other written submissions in response to the Remedy Notice.

When the conditions in section 337(g)(1)(A)-(E) (19 U.S.C. 1337(g)(1)(A)-(E)) have been satisfied, section 337(g)(1) and Commission Rule 210.16(c) (19 CFR 210.16(c)) direct the Commission, upon request, to issue an LEO or a CDO or both against a respondent found in default, based on the allegations regarding a violation of section 337 in the Complaint, which are presumed to be true, unless after consideration of the public interest factors in section 337(g)(1), it finds that such relief should not issue.

Having examined the record of this investigation, including the Complainants' submission in response to the Remedy Notice, the Commission has determined, pursuant to section 337(g)(1) (19 U.S.C. 1337(g)(1)), that the appropriate remedy in this investigation is an LEO prohibiting the unlicensed entry of certain rechargeable batteries and components thereof by reason of the infringement of certain claims of the Asserted Patents. The Commission has determined that the public interest factors enumerated in subsection 337(g)(1) do not preclude the issuance of the requested LEO. The Commission has determined not to issue the

requested CDO against Yichen because of the lack of evidence or allegations that Yichen maintains commercially significant inventories and/or engages in significant commercial operations in the United States.<sup>1</sup>

The Commission has further determined to set a bond pursuant to section 337(j) (19 U.S.C. 1337(j)) of one hundred percent (100%) of the entered value of the infringing articles imported during the period of Presidential review that are subject to the LEO.

The investigation is terminated.

The Commission's vote for this determination took place on January 29, 2026.

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 part 210 of the Commission's Rules of Practice and Procedure (19 CFR part 210).

By order of the Commission.

Issued: January 29, 2026.

**Lisa Barton,**

*Secretary to the Commission.*

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## INTERNATIONAL TRADE COMMISSION

### Notice of Receipt of Complaint; Solicitation of Comments Relating to the Public Interest

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

<sup>1</sup> Chair Karpel concurs with the issuance of an LEO barring the unlicensed entry of certain rechargeable batteries and components thereof by reason of the infringement of certain claims of the Asserted Patents. In addition, she would have issued a cease and desist order directed to Yichen regardless of domestic business operations or inventories, pursuant to section 337(g)(1). As noted above, in this investigation, the conditions in section 337(g)(1)(A)-(E) (19 U.S.C. 1337(g)(1)(A)-(E)) have been satisfied. Specifically, Yichen was served with the complaint and notice of investigation. Upon Yichen's failure to respond to the complaint and notice of investigation, the presiding ALJ ordered respondent Yichen to show cause as to why it should not be found in default. Order No. 9 (Dec. 19, 2024). Yichen failed to respond to the order to show cause and was found in default. *See* Order No. 11 (Jan. 8, 2025), *unreviewed by* Comm'n Notice (Feb. 3, 2025). Thus, the conditions of section 337(g)(1)(A)-(D) are satisfied. Finally, Complainants explicitly requested both an LEO and a CDO directed to Yichen, thereby meeting the requirement of section 337(g)(1)(E). Accordingly, section 337(g)(1) and Commission Rule 210.16(c) (19 CFR 210.16(c)) direct the Commission, upon complainants' request, to issue both the LEO and CDO against Yichen. Chair Karpel further finds that the public interest does not preclude the issuance of a CDO directed to Yichen.