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

In the Matter of

CERTAIN SHAVING CARTRIDGES, COMPONENTS THEREOF AND PRODUCTS CONTAINING SAME Inv. No. 337-TA-1079

## ORDER DENYING REQUEST FOR ENTRY INTO EARLY DISPOSITION PILOT PROGRAM

On October 10, 2017, Respondents Edgewell Personal Care Company; Edgewell Personal Care Brands, LLC; Edgewell Personal Care, LLC; Schick Manufacturing, Inc.; and Schick (Guangzhou) Co., Limited (collectively "Respondents" or "Schick") submitted an action request (the "Request") that the Commission utilize the Early Disposition Pilot Program to determine whether Complainant can meet the importation requirement of Section 337. *See* October 10, 2017 Letter to Secretary.

Specifically, Respondents contend that the information relied upon by Complainant to demonstrate importation of the accused products is incorrect and, moreover, that the accused products are manufactured and assembled in the United States. *Id.*, at pp. 1-2. In support of their contentions, Respondents submitted two sworn declarations. *Id.*, Attachment A (Declaration of Paul B. White), Attachment B (Declaration of Jennifer B. Yomoah).

With leave of the Commission, Complainant filed a letter opposing the Request ("the Response"). See October 16, 2017 Letter to Secretary; Response. Complainant asserts, inter alia, that there are ambiguities and omissions in the statements set forth in the Request with respect to the manufacture and the assembly of the accused products. See Response, pp. 1-3.

The Commission has determined not to use the Early Disposition Pilot Program for this

investigation. The Request relates to issues that may be suitable for an early motion for summary determination as they may not require the Administrative Law Judge to hold a hearing or to resolve disputed issues of fact.

Accordingly, the Commission hereby **DENIES** the Request.

The Secretary shall serve copies of this Order upon each party of record in this investigation.

By order of the Commission.

C/19/11 Jan

Lisa R. Barton Secretary to the Commission

Issued: October 25, 2017

#### **PUBLIC CERTIFICATE OF SERVICE**

I, Lisa R. Barton, hereby certify that the attached **ORDER**, **COMMISSION** has been upon the following parties as indicated, on 10/25/2017

Lisa R. Barton, Secretary U.S. International Trade Commission 500 E Street, SW, Room 112 Washington, DC 20436

### On Behalf of Complainants The Gillette Company LLC:

Marcia H. Sundeen, Esq.  GOODWIN PROCTOR LLP  901 New York Avenue NW  Washington, DC 20001	<ul><li>□ Via Hand Delivery</li><li>⋈ Via Express Delivery</li><li>□ Via First Class Mail</li><li>□ Other:</li></ul>
Respondents:	
Edgewell Personal Care Company 1350 Timberlake Manor Parkway Chesterfield, MO 63017	<ul><li>□ Via Hand Delivery</li><li>⋈ Via Express Delivery</li><li>□ Via First Class Mail</li><li>□ Other:</li></ul>
Edgewell Personal Care Brands, LLC 6 Research Drive Shelton, CT, 06484	<ul><li>□ Via Hand Delivery</li><li>⋈ Via Express Delivery</li><li>□ Via First Class Mail</li><li>□ Other:</li></ul>
Edgewell Personal Care, LLC 6 Research Drive Shelton, CT, 06484	<ul><li>□ Via Hand Delivery</li><li>⋈ Via Express Delivery</li><li>□ Via First Class Mail</li><li>□ Other:</li></ul>
Schick Manufacturing, Inc. 6 Research Drive Shelton, CT, 06484	<ul><li>□ Via Hand Delivery</li><li>☑ Via Express Delivery</li><li>□ Via First Class Mail</li><li>□ Other:</li></ul>

# CERTAIN SHAVING CARTRIDGES, COMPONENTS THEREOF AND PRODUCTS CONTAINING SAME

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Certificate of Service – Page 2

Schick (Guangzhou) Co., Limited	☐ Via Hand Delivery
No. 3 Xia Yuan Road, Dong Ji, Industrial District, Getdd, Guangzhou 510730	□ Via Express Delivery
	☐ Via First Class Mail
China	☐ Other: