

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

**Before the Honorable MaryJoan McNamara
Administrative Law Judge**

In the Matter of

**CERTAIN HYDRODERMABRASION
SYSTEMS AND COMPONENTS
THEREOF**

Inv. No. 337-TA-1408

**RESPONDENT EUNSUNG GLOBAL CORP.'S CORRECTED VERIFIED RESPONSE
TO HYDRAFACIAL LLC'S COMPLAINT UNDER SECTION 337 OF THE
TARIFF ACT OF 1930, AS AMENDED, AND TO THE NOTICE OF INVESTIGATION**

RESPONDENT

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PREAMBLE

Pursuant to 19 C.F.R. § 210.13, Respondent Eunsung Global Corp. (“Eunsung” or “Respondent”), by and through its attorneys, hereby responds (the “Response”) to the Complaint Under Section 337 of the Tariff Act of 1930 as amended (the “Complaint”), filed by HydraFacial LLC (“HydraFacial or Complainant”) on June 11, 2024, and to the Notice of Institution of Investigation (the “Notice”) published in the Federal Register on July 17, 2024 (89 Fed. Reg. 58188).

Eunsung denies that it has engaged in acts of unfair competition in violation of Section 337 by importing, selling for importation, and/or selling after importation into the United States any product that infringes, literally and/or under the doctrine of equivalents, directly, indirectly, by contribution and/or by inducement, any valid and enforceable asserted claim of U.S. Patent No. 11,865,287 (“the ’287 patent”) (“the Asserted Patent”). Eunsung denies that the asserted claims of the Asserted Patent are valid and enforceable.

Except as specifically admitted herein, Eunsung denies all the allegations of the Complaint. To the extent that any allegations of the Complaint refer to or rely upon information not previously supplied to Eunsung, Eunsung is without information sufficient to admit or deny such allegations, and therefore denies the same. In responding to the Complaint and the Notice, Eunsung has understood the “Accused Products” to mean the products specifically identified and accused of infringement in the Complaint. Eunsung reserves the right to take further positions and raise additional defenses as may become apparent because of additional information discovered after filing this Response, or to the extent HydraFacial modifies its Complaint or contentions.

RESPONSE TO COMPLAINT

In answer to the allegations set forth in the Complaint, Eunsung responds as follows:

I. INTRODUCTION¹

1. Eunsung admits that the Complaint appears to allege a cause of action under Section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. ¶ 1336 (“Section 337”) against Eunsung and Cartessa Aesthetics LLC (“Cartessa”). Any remaining allegations in paragraph 1 of the Complaint are denied.

2. To the extent that paragraph 2 contains conclusions of law, no response is necessary. Eunsung admits that it has sold for importation into the United States the Hydra Touch H2, Hydracare H2 systems, and Skinwave systems (the “Accused Products”). Eunsung denies that it has engaged in unlawful importation into the United States, sale for importation into the United States, or sale within the United States after importation of products identified in the Complaint. Eunsung denies that the Accused Products infringe any valid and enforceable asserted claim of the ’287 Patent. Any remaining allegations in paragraph 2 of the Complaint are denied.

3. To the extent that paragraph 3 contains conclusions of law, no response is necessary. Eunsung denies that the Accused Products infringe literally and/or under the doctrine of equivalents, directly, indirectly, by contribution and/or by inducement, any valid and enforceable asserted claim of the ’287 patent. Any remaining allegations in paragraph 3 of the Complaint are denied.

4. Eunsung admits that what appears to be a certified copy of the ’287 patent is

¹ Eunsung has adopted the headings in the Complaint for ease of reference. However, to the extent that such headings themselves contain factual and legal characterizations, Eunsung denies such characterizations.

attached to the Complaint as Exhibit 1. Eunsung admits that what appears to be a certified copy of the recorded assignment documents for the '287 patent is attached to the Complaint as Exhibit 2. Eunsung admits that what appears to be a certified copy of the prosecution history for the '287 patent is attached to the Complaint as Appendix A. Eunsung is without knowledge sufficient to admit or deny any remaining allegations in paragraph 4 of the Complaint and therefore denies them.

5. Denied.

6. Eunsung is without knowledge sufficient to admit or deny the allegations in paragraph 6 of the Complaint and therefore denies them.

7. Eunsung admits that the Complaint purports to seek a permanent limited exclusion order pursuant to Section 337(d), excluding from entry into the United States products that infringe one or more claims of the '287 patent. Eunsung denies that the Accused Products infringe any valid and enforceable claim of the '287 patent. Any remaining allegations in paragraph 7 of the Complaint are denied.

8. Eunsung admits that the Complaint purports to seek a permanent cease and desist order, pursuant to Section 337(f), directing Respondents to immediately cease and desist from importing, marketing, advertising, demonstrating, warehousing inventory for distribution, distributing, offering for sale, selling, or using in the United States products that infringe one or more claims of the '287 patent. Eunsung denies that the Accused Products infringe any valid and enforceable claim of the '287 patent. Any remaining allegations in paragraph 8 of the Complaint are denied.

9. Eunsung admits that the Complaint purports to seek a bond, for the 60-day Presidential review period, pursuant to Section 337(j), for the importation of hydrodermabrasion

systems and components that infringe one or more claims of the '287 patent. Eunsung denies that the Accused Products infringe any valid and enforceable claim of the '287 patent. Any remaining allegations in paragraph 9 of the Complaint are denied.

II. COMPLAINANT

10. Eunsung is without knowledge sufficient to admit or deny the allegations in paragraph 10 of the Complaint and therefore denies them.

11. Eunsung is without knowledge sufficient to admit or deny the allegations in paragraph 11 of the Complaint and therefore denies them.

12. Eunsung is without knowledge sufficient to admit or deny the allegations in paragraph 12 of the Complaint and therefore denies them.

13. Eunsung is without knowledge sufficient to admit or deny the allegations in paragraph 13 of the Complaint and therefore denies them.

14. Eunsung is without knowledge sufficient to admit or deny the allegations in paragraph 14 of the Complaint and therefore denies them.

III. PROPOSED RESPONDENTS

A. Cartessa

15. On information and belief, Eunsung admits that Cartessa imports the Skinwave system, handpieces, and solution related to the Skinwave system. Eunsung denies that the Accused Products infringe any valid and enforceable claim of the '287 patent. Eunsung is without knowledge sufficient to admit or deny the remaining allegations in paragraph 15 of the Complaint and therefore denies them.

B. Eunsung

16. Eunsung admits that it has a principal place of business at 120, Gieopdosi-ro, Jijeong-myeon, Wonju-si, Gangwon-do, Republic of Korea 26354. Eunsung admits that it manufactures aesthetic enhancement systems and accessories, including microdermabrasion and hydrodermabrasion systems and accessories. Eunsung admits that it operates the <https://esglobal.co.kr/en/> website. Eunsung admits that it sells for importation into the United States the Skinwave system, Hydra Touch H2 system, Hydracare H2 system, and handpieces and solutions related thereto. Eunsung denies that it has committed any unlawful acts. Eunsung denies that the Accused Products infringe any valid and enforceable claim of the '287 patent, either literally or under the doctrine of equivalents. Any remaining allegations in paragraph 16 of the Complaint are denied.

IV. PRODUCTS AND TECHNOLOGY AT ISSUE

A. The Accused Products

17. Eunsung admits the Accused Products identified in the Complaint may be described as systems for treating the skin of an individual through mechanical and/or fluid-based abrasion or exfoliation. Any remaining allegations in paragraph 17 of the Complaint are denied.

18. Eunsung admits that the Cartessa Skinwave system, Eunsung Hydracare H2 system, and Eunsung Hydra Touch H2 system (“Accused Products”) are manufactured by Eunsung in Korea. Eunsung admits that what appears to be pictures or screenshots of Eunsung products are depicted in Exhibits 10, 12, and 13. Eunsung is without knowledge sufficient to admit or deny any remaining allegations in paragraph 18 and footnote 2 of the Complaint and therefore denies them.

19. Eunsung denies that the Accused Products infringe any valid and enforceable claim of the '287 patent. The remaining allegations in paragraph 19 of the Complaint contain legal conclusions to which no response is required. To the extent a response is required, Eunsung denies them.

20. Eunsung admits that it provides instructions to some customers regarding the use of the Accused Products. The remaining allegations in paragraph 20 of the Complaint contain legal conclusions to which no response is required. To the extent a response is required, Eunsung denies them.

21. Eunsung denies that the Accused Products infringe any valid and enforceable claim of the '287 patent. The remaining allegations in paragraph 21 of the Complaint contain legal conclusions to which no response is required. To the extent a response is required, Eunsung denies them.

22. Eunsung denies that HydraFacial is entitled to any remedy. Any remaining allegations in paragraph 22 of the Complaint are denied.

B. HydraFacial's Technology

23. Eunsung denies that the Accused Products infringe any valid and enforceable claim of the '287 patent. Eunsung is without knowledge sufficient to admit or deny the allegations in paragraph 23 of the Complaint relating to the structure and operation of the HydraFacial Systems and therefore denies them. The allegations in paragraph 23 of the Complaint contain legal conclusions to which no response is required. To the extent a response is required, Eunsung denies them.

24. The allegations in paragraph 24 of the Complaint contain legal conclusions to which no response is required. To the extent a response is required, Eunsung denies them. In

addition, Eunsung is without knowledge sufficient to admit or deny the allegations in paragraph 24 of the Complaint relating to the structure and operation of the HydraFacial Systems and therefore denies them.

V. THE ASSERTED PATENT

A. U.S. Patent No. 11,865,287

1. Identification of the Patent and Ownership by HydraFacial

25. Eunsung admits that, on its face, the '287 patent says it was filed as U.S. Patent Application No. 18/094,884, said to have been filed on January 9, 2023, and claims priority to U.S. Provisional Patent Application No. 60/755,310, said to have been filed on December 30, 2005, and No. 60/764,668, said to have been filed on February 2, 2006. Eunsung admits that, on its face, the '287 patent says it claims priority to non-provisional Application No. 11/392,348, said to have been filed on March 29, 2006. Eunsung is without information sufficient to admit or deny the remaining allegations in paragraph 25 of the Complaint, and therefore denies them.

26. Eunsung admits that the '287 patent lists Roger Ignon, Scott Mallett, Abraham Solano, and William Cohen as named inventors. Eunsung admits that Exhibit 2 purports to be an assignment from the named inventors to Edge Systems Corporation. Eunsung denies that the '287 patent is valid and enforceable. Eunsung is without information sufficient to admit or deny the remaining allegations in paragraph 26 of the Complaint and therefore denies them.

27. Eunsung admits that what appear to be a certified copy of the prosecution history of the '287 patent and an electronic copy of each patent and applicable pages of each technical reference mentioned in the prosecution history are attached to the Complaint as Appendices A and B, respectively. Eunsung admits that what appear to be a copy of the post-issuance prosecution history, including a Certificate of Correction, is attached to the Complaint as

Appendix C, and refers to that document for its contents. Any remaining allegations in paragraph 27 of the Complaint are denied.

2. Foreign Counterparts to the '287 Patent

28. Eunsung is without information sufficient to admit or deny the allegations in paragraph 28 of the Complaint, and therefore denies them.

3. Non-Technical Description of the Invention of the '287 Patent

29. To the extent Paragraph 29 contains conclusions of law, no response is necessary. Eunsung denies that the allegations and characterizations contained in Paragraph 29 constitute a complete and accurate description of the '287 patent. Eunsung denies the allegations contained in Paragraph 29 as they relate in any way to a proposed construction of any asserted claim of the '287 patent. Eunsung is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in Paragraph 29, and therefore denies them.

30. Eunsung denies that the '287 patent is valid and enforceable. Eunsung is without information sufficient to admit or deny the allegations in paragraph 30 of the Complaint, and therefore denies them.

31. Eunsung is without information sufficient to admit or deny the allegations in paragraph 31 of the Complaint and therefore denies them.

B. Licenses

32. Eunsung is without information sufficient to admit or deny the allegations in paragraph 32 of the Complaint and therefore denies them.

VI. UNLAWFUL AND UNFAIR ACTS OF PROPOSED RESPONDENTS

33. Eunsung admits that on June 3, 2024 it received a letter alleging infringement from HydraFacial dated May 29, 2024. Eunsung admits that it was served with the Complaint.

To the extent Paragraph 33 contains conclusions of law, no response is necessary. To the extent a response is required, Eunsung denies them. Eunsung is without knowledge sufficient to admit or deny the allegations in paragraph 33 insofar as they relate to Cartessa and therefore denies them.

34. Eunsung admits that the Accused Products are manufactured in Korea by Eunsung or on Eunsung's behalf. Any remaining allegations in paragraph 34 of the Complaint are denied.

35. Eunsung admits that it sells for importation the Accused Products into the United States. Eunsung admits that Eunsung ships the Skinwave System to Cartessa. Eunsung admits that Cartessa sells the Skinwave system in the U.S. Eunsung is without knowledge sufficient to admit or deny the remaining allegations in paragraph 35 of the Complaint relating to Cartessa's business and therefore denies them. Any remaining allegations in paragraph 35 of the Complaint are denied.

36. Eunsung denies that the Accused Products infringe any valid and enforceable claim of the '287 patent. Eunsung admits that Exhibit 9 appears to be a Cartessa video posted to Facebook showing the Skinwave system. Eunsung admits that Exhibits 10 and 11 appear to be excerpts of Eunsung videos posted to YouTube showing Eunsung products. Eunsung admits that Exhibits 12 and 13 appear to be photographs showing Eunsung products. Eunsung is without knowledge sufficient to admit or deny any remaining allegations in paragraph 36 of the Complaint and therefore denies them.

37. Denied.

38. Eunsung admits that HydraFacial has not licensed or otherwise authorized Eunsung to make, use, sell, or offer to sell the Accused Products in the United States, or import

those products into the United States. Eunsung denies that it needs a license from HydraFacial to make, use, sell, or offer to sell the Accused Products in the United States, or import those products into the United States. Eunsung is without knowledge sufficient to admit or deny the remaining allegations in paragraph 38 of the Complaint relating to Cartessa and therefore denies them. Any remaining allegations in paragraph 38 of the Complaint are denied.

VII. SPECIFIC INSTANCES OF UNFAIR IMPORTATION AND SALE

39. Eunsung admits that it manufactures the Accused Products at least in South Korea, and sells them for importation into the United States. Eunsung is without knowledge sufficient to admit or deny the remaining allegations in paragraph 39 of the Complaint relating to Cartessa and therefore denies them. Any remaining allegations in paragraph 39 of the Complaint are denied.

40. Eunsung admits that it manufactures the Accused products in South Korea and sells them for importation into the United States. Eunsung admits that Cartessa sells the Skinwave system in the U.S. Eunsung is without knowledge sufficient to admit or deny the remaining allegations in paragraph 40 of the Complaint relating to Cartessa and therefore denies them. Any remaining allegations in paragraph 40 of the Complaint are denied.

41. Eunsung admits that it manufactures the Skinwave System at least in South Korea and sells such systems for importation into the United States. Eunsung admits that Cartessa sells the Skinwave system in the U.S. Eunsung is without knowledge sufficient to admit or deny the remaining allegations in paragraph 41 of the Complaint relating to Cartessa and therefore denies them. Any remaining allegations in paragraph 41 of the Complaint are denied.

42. Eunsung admits that it manufactures the “Hydra Touch H2” and “Hydracare H2” Systems in Korea. Eunsung is without knowledge sufficient to admit or deny the remaining

allegations in paragraph 42, and therefore denies them.

43. Eunsung admits that Exhibit 14 includes the quotation “[Cartessa] is excited to work with Eunsung Global to exclusively offer Skinwave in the U.S.” Eunsung admits that Cartessa is a U.S. distributor of Skinwave. Eunsung is without knowledge sufficient to admit or deny the remaining allegations in paragraph 43 of the Complaint relating to Cartessa and therefore denies them. Any remaining allegations in paragraph 43 of the Complaint are denied.

44. Eunsung is without information sufficient to admit or deny the allegations relating to Cartessa in paragraph 44 of the Complaint and therefore denies them. The remaining allegations in paragraph 44 of the Complaint are denied.

45. Eunsung is without information sufficient to admit or deny the allegations in paragraph 45 of the Complaint and therefore denies them.

VIII. THE DOMESTIC INDUSTRY RELATED TO ASSERTED PATENT

A. Technical Prong

46. Eunsung is without information sufficient to admit or deny the allegations in paragraph 46 of the Complaint and therefore denies them.

47. Eunsung is without information sufficient to admit or deny the allegations in paragraph 47 of the Complaint and therefore denies them.

48. Eunsung is without information sufficient to admit or deny the allegations in paragraph 48 of the Complaint and therefore denies them.

B. Economic Prong

49. Eunsung is without information sufficient to admit or deny the allegations in paragraph 49 of the Complaint and therefore denies them.

50. Eunsung is without information sufficient to admit or deny the allegations in paragraph 50 of the Complaint and therefore denies them.

51. Eunsung is without information sufficient to admit or deny the allegations in paragraph 51 of the Complaint and therefore denies them.

52. Eunsung is without information sufficient to admit or deny the allegations in paragraph 52 of the Complaint and therefore denies them.

53. Eunsung is without information sufficient to admit or deny the allegations in paragraph 53 of the Complaint and therefore denies them.

IX. PRIOR LITIGATION

54. Eunsung is without information sufficient to admit or deny the allegations in paragraph 54 of the Complaint and therefore denies them.

55. Eunsung is without information sufficient to admit or deny the allegations in paragraph 55 of the Complaint and therefore denies them.

56. Eunsung is without information sufficient to admit or deny the allegations in paragraph 56 of the Complaint and therefore denies them.

57. Admitted.

58. Eunsung is without information sufficient to admit or deny the allegations in paragraph 58 of the Complaint and therefore denies them.

X. CLASSIFICATION OF THE INFRINGING PRODUCTS UNDER THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES

59. Eunsung admits that the Accused Products may be classified under 9010.10.2010 of the Harmonized Tariff Schedules of the United States. The remaining allegations in paragraph 59 of the Complaint contain legal conclusions to which no response is required. To the extent a response is required, Eunsung denies them.

XI. REQUESTED RELIEF

60. Eunsung denies that HydraFacial is entitled to any relief.

EUNSUNG'S ADDITIONAL DEFENSES

Eunsung asserts the following defenses. Discovery is ongoing at the time of this Response, so Eunsung has not yet had sufficient time and opportunity to collect and review all information that may be relevant to the matters and issues raised herein. Pursuant to 19 U.S.C. §§ 210.14(b) and 210.14(c), therefore, Eunsung reserves the right to seek amendment of, modify, and/or expand these defenses and to take further positions as discovery proceeds in this Investigation.

FIRST ADDITIONAL DEFENSE **(Invalidity)**

The '287 patent is invalid because it fails to satisfy one or more of the conditions for patentability specified in Title 35 of the United States Code, 35 U.S.C. §§ 101, 102, 103, and/or 112. Exhibit A identifies exemplary prior art that renders the asserted claims of the '287 patent invalid under 35 U.S.C. §§ 102 and/or 103.

SECOND ADDITIONAL DEFENSE **(Noninfringement)**

Eunsung has not infringed and does not infringe under any theory (including directly, jointly, contributorily, or by inducement) any valid claim of the '287 patent.

THIRD ADDITIONAL DEFENSE **(Lack of Domestic Industry)**

HydraFacial has not adequately alleged and cannot prove the existence of a domestic industry, as required under § 1337(a)(2) and defined under § 1337(a)(3), in connection with the '287 patent, or that such a domestic industry is in the process of being established. Specifically, on information and belief, and prior to meaningful discovery, HydraFacial has failed to show that

it practices the '287 patent or that HydraFacial has made a significant investment in plant and equipment, significant employment of labor or capital, or a substantial investment in the exploitation of the '287 patent, including engineering, research and development, or licensing, in the United States with respect to articles protected by the '287 patent.

FOURTH ADDITIONAL DEFENSE
(Public Interest)

HydraFacial cannot prove that the requested relief is in the public interest, as required by 19 U.S.C. § 1337(d)(1).

FIFTH ADDITIONAL DEFENSE
(Prosecution Laches)

HydraFacial's attempted enforcement of the '287 patent against Eunsung is barred by prosecution laches.

SIXTH ADDITIONAL DEFENSE
(Reservation)

Eunsung further reserves the right to amend its Response to include any other defenses of which Eunsung may learn during the course of this Investigation.

EUNSUNG'S REQUEST FOR RELIEF

WHEREFORE, Eunsung respectfully requests the following relief from the Commission:

- (1) Denying all relief requested in the Complaint;
- (2) Finding that Eunsung has not violated Section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337;
- (3) Finding that Eunsung has not infringed any valid and enforceable claim of the '287 patent;
- (4) Finding that the asserted claims of the '287 patent are invalid;
- (5) Finding that the asserted claims of the '287 patent are unenforceable;

- (6) Finding that there is no domestic industry for the '287 patent;
- (7) Finding that none of the Accused Products satisfy, either literally or under the doctrine of equivalents, every element of any valid and enforceable claim of the '287 patent;
- (8) Finding that Eunsung has not directly infringed, contributorily infringed, and/or induced infringement of any valid and enforceable claim of the '287 patent, either literally or under the doctrine of equivalents;
- (9) Finding that it is not in the public interest to grant any relief to HydraFacial;
- (10) Awarding Eunsung its attorneys' fees and costs incurred in responding to the Complaint and defending this Investigation;
- (11) Dismissing the Complaint and terminating the Investigation; and
- (12) Awarding such other relief as the Commission deems just and appropriate.

RESPONDENT'S RESPONSE TO THE NOTICE OF INVESTIGATION

Pursuant to Commission Rule 210.13(b), Eunsung hereby responds to the Notice of Institution of Investigation (the "Notice") issued by the Commission on July 11, 2024, and published in the Federal Register on July 17, 2024. Without admitting any of the specific or general allegations set forth in the Complaint, as referenced in the Notice, Eunsung provides the following response:

Eunsung admits that HydraFacial filed a Complaint with the Commission on June 11, 2024 as set forth in the Notice of Investigation. Eunsung further admits that the Complaint alleges violations of Section 337 based on importation into the United States, the sale for importation, and the sale within the United States after importation of certain hydrodermabrasion systems and components thereof by reason of alleged infringement of certain claims of the '287 patent. Eunsung further admits that the Complaint alleges an industry in the United States exists.

Eunsung admits that HydraFacial requested that the Commission institute an investigation and issue a limited exclusion order and cease and desist order.

Eunsung denies that there has been any violation of Section 337 by reason of the alleged infringement of any valid and enforceable asserted claim of the '287 patent. Eunsung further contends that the asserted claims of the '287 patent are invalid and cannot support any remedy for the alleged infringement.

Eunsung denies that a protectable domestic industry, as required by 19 U.S.C. § 1337(a)(2)–(3), exists with respect to the '287 patent. Eunsung further denies that it is in the public interest to grant any relief to HydraFacial in connection with this Investigation.

Respondent denies that Complainant is entitled to any relief in this Investigation, including issuance of any kind of exclusion order or cease and desist order.

RESPONDENT'S STATEMENT UNDER 19.C.F.R. § 210.13(B)

Pursuant to Rule 210.13(b), Eunsung provides the following additional information. By providing such information, Eunsung intends only to supply data required by 19 C.F.R.

§ 210.13(b). Eunsung specifically denies that any of the supplied data refers to any unlawful act under Section 337 or otherwise, and Eunsung specifically denies that it infringes any asserted claim of the '287 patent based on the Accused Products specifically identified in the Complaint. Discovery has only recently begun and is ongoing. Eunsung reserves the right to amend or supplement the information provided below and in Exhibit A.

Attached as Confidential Exhibit B to this Response is the approximate statistical data related to quantity of and revenue associated with imports of the Accused Products specifically identified in the Complaint.

Eunsung's statement as to the relative significance of the United States market, regarding the Accused Products specifically identified in the Complaint, to Eunsung's operations, is further set forth in Confidential Exhibit B.

Dated: August 20, 2024

Respectfully submitted,

FISH & RICHARDSON P.C.

/s/ Lauren A. Degnan

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Counsel for Respondent

Eunsung Global Corp.

UNITED STATES INTERNATIONAL TRADE COMMISSION
WASHINGTON, D.C.

Before the Honorable MaryJoan McNamara
Administrative Law Judge

In the Matter of

CERTAIN HYDRODERMABRASION
SYSTEMS AND COMPONENTS

THEREOF

Inv. No. 337-TA-1408

VERIFICATION OF RESPONSE OF EUNSUNG GLOBAL CORP.'S RESPONSE TO
THE COMPLAINT OF COMPLAINANT HYDRAFACIAL LLC UNDER SECTION 337
OF THE TARIFF ACT OF 1930, AS AMENDED, AND TO THE NOTICE OF
INVESTIGATION

I, [YOUNSUNG KIM], declare as follows:

I am employed as [Managing Director], for Eunsung Global Corp. I am authorized to make this verification on behalf of proposed Eunsung Global Corp. ("Respondent or "Eunsung").

I have read Respondent's Response to the Complaint of Complainant Hydrafacial LLC under Section 337 of the Tariff Act of 1930, as Amended, and Notice of Investigation, and know its contents. I am informed and believe that the matters stated herein are true, and on that ground only, and not based upon personal knowledge of the matters stated herein, I declare under penalty of perjury that the same are true and correct.

Date: 2024.09.16



Name : YOUNSUNG KIM
Title : Managing Director
Eunsung Global Corp.

CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing document:

**RESPONDENT EUNSUNG GLOBAL CORP.'S CORRECTED VERIFIED RESPONSE
TO HYDRAFACIAL LLC'S COMPLAINT UNDER SECTION 337 OF THE TARIFF
ACT OF 1930, AS AMENDED, AND TO THE NOTICE OF INVESTIGATION**

have been served on this 20th day of August, 2024 on the following:

The Honorable Lisa R. Barton Secretary to the Commission U.S. INTERNATIONAL TRADE COMMISSION 500 E Street, S.W. Washington, DC 20436	☐ Via First Class Mail ☐ Via Hand Delivery ☐ Via Federal Express ☒ Via Electronic Filing
The Honorable MaryJoan McNamara Administrative Law Judge U.S. INTERNATIONAL TRADE COMMISSION 500 E Street, S.W., Room 317 Washington, D.C. 20436 Email: mcnamara337@usitc.gov	☐ Via Electronic Filing ☐ Via First Class Mail ☐ Via Hand Delivery ☐ Via Federal Express ☒ Via Electronic Mail
Ali S. Razai KNOBBE, MARTENS, OLSON & BEAR, LLP 2040 Main Street 14th Floor Irvine, CA 92614 Email: HydraFacial-ITC-141L2@knobbe.com <i>Counsel for Complainant HydraFacial LLC f/k/a Edge Systems LLC</i>	☐ Via First Class Mail ☐ Via Hand Delivery ☐ Via Federal Express ☒ Via Electronic Mail
Ric Macchiaroli PILLSBURY WINTHROP SHAW PITTMAN LLP 1650 Tysons Boulevard, 14th Floor McLean, VA 22102-4856 Email: Cartessa1408@pillsburylaw.com <i>Counsel for Respondent Cartessa Aesthetics, LLC</i>	☐ Via First Class Mail ☐ Via Hand Delivery ☐ Via Federal Express ☒ Via Electronic Mail

/s/ Georgette Williams
Georgette Williams