UNITED STATES INTERNATIONAL TRADE COMMISSION

Washington, D.C.

In the Matter of **CERTAIN DISPOSABLE VAPORIZER DEVICES**	**Inv. No. 337-TA-1410**

ORDER NO. 49: INITIAL DETERMINATION EXTENDING TARGET DATE

(July 16, 2025)

Pursuant to Order No. 8, the target date in this investigation was set for November 24, 2025. Order No. 8 at 1 (August 13, 2024). The deadline for the issuance of an initial determination on violation was Monday, July 21, 2025. *Id.*

The undersigned will require additional time to issue the initial determination in this matter. Pursuant to Commission Rule 210.51(a), the target date "can be modified by the administrative law judge for good cause shown." 19 C.F.R. § 210.51(a). There is good cause for an extension because the drafting of the final initial determination has been affected by supplemental post-hearing proceedings related to Complainants' request to supplement the record with evidence related to sales and marketing domestic investments in labor and capital following the Federal Circuit's decision in *Lashify, Inc. v. Int'l Trade Comm'n*, 130 F.4th 948 (Fed. Cir. 2025), including a supplemental production, supplemental expert discovery, supplemental witness statements, a supplemental evidentiary hearing, and supplemental post-hearing briefing. *See* Order No. 46 (April 24, 2025). Those supplemental proceedings spanned approximately six weeks and did not conclude until June 18, 2025. *Id.* In addition, the undersigned also has a Final Initial Determination due in Investigation 337-TA-1402 on Friday, July 18, 2025. Accordingly, the target date shall be extended by approximately four weeks to

Monday, December 22, 2025. Pursuant to Commission Rule 210.42(a)(1)(i), the final initial determination shall be issued by Friday, August 22, 2025.

Because the new target date is more than 16 months from the date of institution, this order is being issued as an initial determination pursuant to Commission Rule 210.51(a)(1). 19 C.F.R. § 210.51(a)(1). Pursuant to Commission Rule 210.42(h), this initial determination shall become the determination of the Commission unless a party files a petition for review of the initial determination pursuant to Commission Rule 210.43(a), or the Commission, pursuant to Commission Rule 210.44, orders, on its own motion, a review of the initial determination or certain issues contained herein. 19 C.F.R. § 210.42(d).

SO ORDERED.

Monica Bhattacharyya
Administrative Law Judge