**UNITED STATES INTERNATIONAL TRADE COMMISSION**

**Washington, D.C.**

| **In the Matter of**<br><br>**CERTAIN FLOCKED SWABS, PRODUCTS CONTAINING FLOCKED SWABS, AND METHODS OF USING SAME** | **Inv. No. 337-TA-1279** |
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**ORDER NO. 73: INITIAL DETERMINATION EXTENDING TARGET DATE**

(September 30, 2022)

Pursuant to Order No. 14 (Sept. 22, 2021), the target date in this investigation was set to February 3, 2023, which is approximately 17 months from the date of institution. *See* Comm'n Notice, EDIS Doc. ID 754839 (Oct. 22, 2021). An evidentiary hearing was held June 27-July 1, 2022. The current deadline for the issuance of an initial determination on violation is October 3, 2022. *See* Order No. 14 at 4.

The undersigned will require additional time to finalize the initial determination on violation in this investigation. Pursuant to Ground 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 the consideration of post-hearing motions,[1] the undersigned's obligations in other investigations,[2] and certain issues relating to clarification of the record regarding admitted

[1] Respondents filed a motion to strike Copan's reliance on certain testimony regarding the economic and technical prongs of the domestic industry requirement, which motion was denied in Order No. 69 (July 14, 2022). Respondents' post-hearing brief includes an additional motion to strike certain other testimony relating to the economic prong, which is pending.

[2] On August 12, 2022, the undersigned issued a final initial determination in *Certain Power Inverters and Converters, Vehicles Containing the Same, and Components Thereof*, Inv. No. 337-TA-1267. During the week of June 6–10, 2022, the undersigned presided over an evidentiary hearing in the matter of *Certain Light-Based Physiological Measurement Devices and Components Thereof,* Inv. No. 337-TA-1276, with

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exhibits.[3] Accordingly, the target date shall be extended by approximately two and a half weeks to Tuesday, February 21, 2023. Pursuant to Commission Rule 210.42(a)(1)(i), the final initial determination shall be issued by Friday, October 21, 2022.

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

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the final initial determination for that investigation currently due on October 27, 2022 (EDIS Doc. ID 779940). On August 15, 2022, a *Markman* hearing was held in the matter of *Certain Cellular Base Station Communication Equipment, Components Thereof, and Products Containing Same*, Inv. No. 337-TA-1302. On September 28, 2022, a Markman hearing was held in the matter of *Certain Power Semiconductors, and Mobile Devices and Computers Containing Same*, Inv. No. 337-TA-1308.

[3] *See* Order No. 72 (Sept. 26, 2022).