

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

In the Matter of

**CERTAIN TABLE SAWS
INCORPORATING ACTIVE INJURY
MITIGATION TECHNOLOGY AND
COMPONENTS THEREOF**

Investigation No. 337-TA-965

LIMITED EXCLUSION ORDER

The Commission has determined that there is a violation of section 337 of the Tariff Act of 1930 (19 U.S.C. §1337) in the unlawful importation into the United States, sale for importation into the United States, or sale within the United States after importation by Respondents Robert Bosch Tool Corp. of Mount Prospect, Illinois and Robert Bosch GmbH of Baden-Wuerttemberg, Germany (collectively, "Respondents"), of table saws incorporating active injury mitigation technology and components thereof covered by one or more of claims 8 and 12 of U.S. Patent No. 7,895,927 ("the '927 patent") and claims 1, 6, 16, and 17 of U.S. Patent No. 8,011,279 ("the '279 patent").

Having reviewed the record in this investigation, including the written submissions of the parties, the Commission has made its determination on the issues of remedy, the public interest, and bonding. The Commission has determined that the appropriate form of relief is a limited exclusion order prohibiting the unlicensed entry of covered table saws incorporating active injury mitigation technology and components thereof manufactured for or on behalf of Respondents or their affiliated companies, parents, subsidiaries, contractors and other related business entities, successors or assigns.

The Commission has also determined that the public interest factors enumerated in 19 U.S.C. § 1337(d) do not preclude the issuance of the limited exclusion order, and that the bond during the Presidential review period shall be in the amount of zero percent of the entered value for covered table saws incorporating active injury mitigation technology and components thereof.

Accordingly, the Commission hereby **ORDERS** that:

1. Table saws incorporating active injury mitigation technology and components thereof covered by one or more of claims 8 and 12 of the '927 patent and claims 1, 6, 16, and 17 of the '279 patent, and that are manufactured abroad by or on behalf of, or imported by or on behalf of, Respondents or any of their affiliated companies, parents, subsidiaries, contractors or other related business entities, or their successors or assigns, are excluded from entry for consumption into the United States, entry for consumption from a foreign trade zone, or withdrawal from a warehouse for consumption, for the remaining term of the infringed patent, except under license of the patent owner or as provided by law.

2. Notwithstanding paragraph 1 of this Order, the aforesaid table saws incorporating active injury mitigation technology and components thereof are entitled to entry into the United States for consumption, entry for consumption from a foreign-trade zone, or withdrawal from a warehouse for consumption under bond in the amount of zero percent of the entered value, pursuant to subsection (j) of Section 337 of the Tariff Act of 1930 (19 U.S.C. §1337(j)) and the Presidential Memorandum for the United States Trade Representative of July 21, 2005 (70 *Fed. Reg.* 43251), from the day after this Order is received by the United States Trade Representative until such time as the United States Trade Representative notifies the Commission that this Order

is approved or disapproved but, in any event, not later than sixty (60) days after the date of receipt of this Order.

3. At the discretion of U.S. Customs and Border Protection (“CBP”) and pursuant to procedures that it establishes, persons seeking to import table saws incorporating active injury mitigation technology and components thereof that are potentially subject to this Order may be required to certify that they are familiar with the terms of this Order, that they have made appropriate inquiry, and thereupon state that, to the best of their knowledge and belief, the products being imported are not excluded from entry under paragraph 1 of this Order. At its discretion, CBP may require persons who have provided the certification described in this paragraph to furnish such records or analyses as are necessary to substantiate the certification.

4. In accordance with 19 U.S.C. § 1337(l), the provisions of this Order shall not apply to table saws incorporating active injury mitigation technology and components thereof that are imported by and for the use of the United States, or imported for, and to be used for, the United States with the authorization or consent of the Government.

5. The Commission may modify this Order in accordance with the procedures described in section 210.76 of the Commission’s Rules of Practice and Procedure (19 CFR 210.76).

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

7. Notice of this Order shall be published in the Federal Register.

By order of the Commission.

A handwritten signature in black ink, appearing to read "Lisa R. Barton". The signature is stylized and cursive.

Lisa R. Barton
Secretary to the Commission


Issued: January 27, 2017

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Inv. No. 337-TA-965

PUBLIC CERTIFICATE OF SERVICE

I, Lisa R. Barton, hereby certify that the attached **LIMITED EXCLUSION ORDER** has been served upon the following parties as indicated, on **January 27, 2017**.



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

On Behalf of Complainants SawStop LLC and SD3, LLC:

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**On Behalf of Respondents Robert Bosch Tool Corporation
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