PUBLIC VERSION

UNITED STATES INTERNATIONAL TRADE COMMISSION
WASHINGTON, D.C.

Before the Honorable David P. Shaw
Administrative Law Judge

In the Matter of **CERTAIN TONER SUPPLY CONTAINERS AND COMPONENTS THEREOF**	)	**Investigation No. 337-TA-1259**

RESPONSE OF NINESTAR CORPORATION, NINESTAR IMAGE TECH LIMITED, NINESTAR TECHNOLOGY COMPANY, LTD., AND STATIC CONTROL COMPONENTS, INC. TO COMPLAINT OF CANON INC., CANON U.S.A., INC., AND CANON VIRGINIA, INC. AND NOTICE OF INVESTIGATION UNDER SECTION 337

Counsel for Respondents

Gary M. Hnath
Bryan Nese
Clark S. Bakewell
Sen (Alex) Wang
MAYER BROWN LLP
1999 K Street, NW
Washington , DC 20006-1101
Telephone: 202-263-3000
Facsimile: 202-263-3300

Respondents

Ninestar Corporation
No. 3883, Zhuhai Avenue
Xiangzhou District
Zhuhai Guangdong, China 519060
Telephone: +86(0)756-6258888
Facsimile: +86(0)756-8539886

Ninestar Image Tech Limited
No. 3883, Zhuhai Avenue
Xiangzhou District
Zhuhai Guangdong, China 519060

Ninestar Technology Company, Ltd.
13875 Ramona Avenue
Chino, California 91710

Static Control Components, Inc.
3010 Lee Avenue
Sanford, North Carolina 27332
Telephone: 919-774-3808
Facsimile: 1-919-869-2804

Respondent Ninestar Corporation, Ninestar Image Tech Limited, Ninestar Technology Company, Ltd., and Static Control Components, Inc. ("Ninestar" or "Respondents") hereby submit the following Response to the Complaint of Canon Inc., Canon U.S.A., Inc., and Canon Virginia, Inc. ("Canon" or "Complainant") under Section 337 of the Tariff Act of 1930, as amended ("Complaint") and the Commission's Notice of Investigation.

Respondents set forth below their responses to each individual paragraph of the Complaint and Notice of Investigation. The headings set forth below repeat the headings in the Complaint and are not intended to be construed as an admission of any fact relating thereto.

I. INTRODUCTION AND PLAIN-ENGLISH IDENTIFICATION OF ACCUSED PRODUCTS[1]

1. Respondents admit that Canon Inc., Canon U.S.A. Inc., and Canon Virginia, Inc. ("Canon") have filed a Complaint pursuant to Section 337 alleging infringement of their patents. Respondents deny that they have violated Section 337 and deny the remaining allegations set forth in this paragraph.

2. Respondents admit that Canon has grouped the proposed Respondents into four groups as set forth in this paragraph: Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

3. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

4. Respondents admit that Canon seeks a general exclusion order or, alternatively, a limited exclusion order, as well as cease and desist orders, in its Complaint. Respondents deny

[1] Respondents interpret "Accused Toner Supply Containers" to mean those Ninestar products accused of infringement in Canon's Complaint. Respondent denies that any of its activities related to such products infringe any of the asserted claims of the asserted patents.

that they infringe any valid and enforceable claim asserted by Canon. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

II. THE PARTIES

A. Complainants

5. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

6. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

7. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

8. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

B. Proposed Respondents

1. Ninestar Respondents

9. Ninestar Respondents" as defined in the Complaint are related companies. Respondents admit that the Complaint describes the contents of the exhibits attached to the Complaint. Respondents deny they are under common "control" or that they are part of a "common enterprise known as 'Ninestar' or 'G&G.'

10. Respondents admit that Canon has grouped the proposed Ninestar Respondents into two groups as set forth in this Paragraph. Respondents admit that Ninestar Corporation and Ninestar Image Tech Limited have a physical presence in China, and that Ninestar Technology Company, Ltd. and Static Control Components, Inc. are based in the United States. The allegations set forth in this Paragraph are otherwise denied.

11. Respondents admit that the "Ninestar-China Respondents" and "Ninestar-U.S. Respondents" are identified on a map on Ninestar's website as set forth in this Paragraph. The remaining allegations set forth in this Paragraph are denied.

12. Respondents admit that Ninestar Corporation has a registered office in the buildings located at No. 3883 Zhuhai Avenue in China where Ninestar Image Tech Limited has a business office. The remaining allegations set forth in this Paragraph are denied

13. Respondents admit that the "Group Organizational Chart" referenced in this Paragraph appears on Ninestar Corporation's website. The remaining allegations set forth in this Paragraph are denied.

a. Ninestar Corporation

14. Respondents deny that Ninestar Corporation is or has been engaged in the importation into the United States or sale within the United States of Accused Toner Supply Containers. Respondents admit the remaining allegations set forth in this Paragraph.

b. Ninestar Image Tech Limited ("Ninestar Image")

15. Respondents deny that Ninestar Image is or has been engaged in the design, manufacture, and sales within the United States of the Accused Toner Supply Containers. The remaining allegations set forth in this Paragraph are admitted.

c. Ninestar Technology Company, Ltd. ("Ninestar Tech")

16. Respondents admit that Ninestar Tech has been engaged in sale in the United States of some of the Accused Toner Supply Containers. The remaining allegations set forth in this Paragraph are denied.

d. Static Control Components, Inc. ("Static Control")

17. Respondents admit that Static Control has been involved in the importation and/or sale in the United States of some of the Accused Toner Supply Containers. The remaining allegations set forth in this Paragraph are denied.

2. GPI Respondents

18. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

a. General Plastic Industrial Co. Ltd. ("GPI")

19. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

b. Katun Corporation ("Katun")

20. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

3. Wiztoner Respondents

21. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

22. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

23. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

24. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

a. Sichuan XingDian Technology Co., Ltd. ("Sichuan XingDian")

25. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

b. Sichuan Wiztoner Technology Co., Ltd. ("Sichuan Wiztoner")

26. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

4. Other Respondents

a. Anhuiyatengshangmaoyouxiangongsi ("Yatengshang")

27. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

b. ChengDuXiangChangNanShiYouSheBeiYouXianGongSi ("ChengDuXiang")

28. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

c. Copier Repair Specialists, Inc. ("Copier Repair Specialists")

29. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

d. Digital Marketing Corporation d/b/a Digital Buyer Marketing Company ("Digital Buyer")

30. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

e. Do It Wiser LLC d/b/a Image Toner ("Do It Wiser")

31. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

f. Easy Group, LLC

32. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

g. Hefeierlandianzishangwuyouxiangongsi ("Erlandianzishang")

33. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

h. Ink Technologies Printer Supplies, LLC ("Ink Tech")

34. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

i. Kuhlmann Enterprises, Inc. d/b/a Precision Roller ("Precision Roller")

35. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

j. LD Products, Inc. ("LD Products")

36. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

k. NAR Cartridges

37. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

l. Shenzhenshi Keluodeng Kejiyouxiangognsi ("KenoGen")

38. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

m. Sun Data Supply, Inc. ("Sun Data Supply")

39. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

n. The Supplies Guys, LLC ("Supplies Guys")

40. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

o. MITCOLOR INC. ("TopInk")

41. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

p. Xianshi yanliangqu canqiubaihuodianshanghang ("CJ-us")

42. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

q. Zhuhai Henyun Image Co., Ltd. ("Zhuhai Henyun")

43. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

r. Zinyaw LLC d/b/a TonerPirate.com and Supply District ("Zinyaw")

44. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

III. THE PRODUCTS AT ISSUE

45. Respondents admit that the products at issue in this investigation include toner supply containers for use in copy machines, including Canon copy machines. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore denies those allegations.

46. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

47. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

48. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

49. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

50. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

51. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

52. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

53. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

54. Respondents admit that Ninestar has been involved in the sale for importation, importation, and/or sale after importation into the United States of some of the accused toner supply containers. The allegations set forth in Paragraph 54 are otherwise denied as to Ninestar's products. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph as to other parties, and therefore deny those allegations.

55. The allegations set forth in this Paragraph are denied as to Ninestar's products. Respondents lacksinformation sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph as to other parties, and therefore deny those allegations.

56. The allegations set forth in this Paragraph are denied as to Ninestar's products. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph as to other parties, and therefore deny those allegations.

IV. THE ASSERTED PATENTS AND NON-TECHNICAL DESCRIPTIONS OF THE INVENTIONS

A. The Asserted Patents

57. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

1. The Group I Patents

a. U.S. Patent No. 10,209,667

58. The allegations set forth in this Paragraph are admitted according to the face of the patent.

59. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

b. U.S. Patent No. 10,289,060

60. The allegations set forth in this Paragraph are admitted according to the face of the patent.

61. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

c. U.S. Patent No. 10,289,061

62. The allegations set forth in this Paragraph are admitted according to the face of the patent.

63. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

d. U.S. Patent No. 10,295,957

64. The allegations set forth in this Paragraph are admitted according to the face of the patent.

65. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore denies those allegations.

e. U.S. Patent No. 10,488,814

66. The allegations set forth in this Paragraph are admitted according to the face of the patent.

67. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

f. U.S. Patent No. 10,496,032

68. The allegations set forth in this Paragraph are admitted according to the face of the patent.

69. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

g. U.S. Patent No. 10,496,033

70. The allegations set forth in this Paragraph are admitted according to the face of the patent.

71. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

h. U.S. Patent No. 10,514,654

72. The allegations set forth in this Paragraph are admitted according to the face of the patent.

73. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

i. U.S. Patent No. 10,520,881

74. The allegations set forth in this Paragraph are admitted according to the face of the patent.

75. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

j. U.S. Patent No. 10,520,882

76. The allegations set forth in this Paragraph are admitted according to the face of the patent.

77. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

2. The Group II Patents

a. U.S. Patent No. 8,565,649

78. The allegations set forth in this Paragraph are admitted according to the face of the patent.

79. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

b. U.S. Patent No. 9,354,551

80. The allegations set forth in this Paragraph are admitted according to the face of the patent.

81. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

c. U.S. Patent No. 9,753,402

82. The allegations set forth in this Paragraph are admitted according to the face of the patent.

83. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

B. Non-Technical Descriptions of the Inventions

84. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

1. The Group I Patents

85. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

86. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

87. Respondents deny that Canon's Group I Patents describe any innovation. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

88. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

89. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

90. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

91. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

92. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

2. The Group II Patents

93. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

94. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

95. Respondents deny that Canon's Group II Patents describe any innovation. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

96. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

97. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

C. Corresponding Patents and Patent Applications

1. The Group I Patents

98. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

99. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

2. The Group II Patents

100. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

101. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

102. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

D. Licenses

103. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

V. UNLAWFUL AND UNFAIR ACTS OF THE RESPONDENTS – PATENT INFRINGEMENT

104. Respondents admit that Respondents have been involved in the sale for importation into the United States, importation into the United States, and/or sale after importation into the United States of some of the accused toner supply containers. The allegations set forth in Paragraph 104 are otherwise denied as to Ninestar's products. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph as to other parties, and therefore deny those allegations.

105. Respondent admits that Ninestar is involved in the sale for importation into the United States, importation into the United States, and/or sale after importation into the United States of some of the accused toner supply containers. The allegations set forth in Paragraph 105 are otherwise denied as to Ninestar's products. Respondents lack information sufficient to form a

belief as to the truth of the remaining allegations set forth in this Paragraph as to other parties, and therefore deny those allegations.

106. The allegations set forth in this Paragraph are denied as to Ninestar's products. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph as to other parties, and therefore deny those allegations.

107. Respondents admit that they received copies of the ITC and district court complaints. The allegations set forth in paragraph 107 are otherwise denied as to Ninestar. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph as to other parties, and therefore deny those allegations.

108. Respondents admit that Respondents have been involved in the sale for importation into the United States, importation into the United States, and/or sale after importation into the United States of some of the accused toner supply containers. The allegations set forth in Paragraph 108 are otherwise denied as to Ninestar's products. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph as to other parties, and therefore deny those allegations.

A. Representative Accused Toner Supply Containers

1. Supplies Guys (Ninestar) Model NCGPR55K Toner Supply Container

109. Respondents deny that they infringe any valid and enforceable claim asserted by Canon. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

110. Respondents deny that they infringe any valid and enforceable claim asserted by Canon. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

2. NAR Cartridges (GPI) Model D28CAC250BA-K Toner Supply Container

111. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

112. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

3. Do It Wiser Model 08-08.9-ITCANON2235K1 Toner Supply Container

113. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

114. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

4. Digital Buyer Model CCGPR53K Toner Supply Container

115. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

116. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

5. Precision Roller Model 8524B003AA Toner Supply Container

117. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

118. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

6. CJ-us Model GPR58K

119. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

120. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

121. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

B. Ninestar Respondents

122. Respondents deny the allegations set forth in this Paragraph.

123. Respondents admit that some of the accused toner supply containers can be used in some of the Canon copier models set forth in Exhibit 18. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

124. Respondents deny the allegations set forth in this Paragraph.

C. GPI Respondents

125. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

126. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

127. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

D. Wiztoner Respondents

128. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

129. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

130. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

E. Other Retailer Respondents

131. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

132. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

133. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

134. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

135. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

136. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

137. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

138. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

139. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

140. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

141. Respondents deny that they infringe any valid and enforceable claim asserted by Canon. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

142. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

143. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

144. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

145. Respondents deny that they infringe any valid and enforceable claim asserted by Canon. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

146. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

147. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

148. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

149. Respondents deny that they infringe any valid and enforceable claim asserted by Canon. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

150. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

151. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

152. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

153. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

154. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

155. Respondents deny that they infringe any valid and enforceable claim asserted by Canon. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

156. Respondents deny that they infringe any valid and enforceable claim asserted by Canon. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

157. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

158. Respondents deny that they infringe any valid and enforceable claim asserted by Canon. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

159. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

160. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

161. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

162. Respondents deny that they infringe any valid and enforceable claim asserted by Canon. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

163. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

164. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

165. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

166. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

167. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

168. Respondents deny that they infringe any valid and enforceable claim asserted by Canon. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

VI. SPECIFIC INSTANCES OF IMPORTATION AND SALE

169. Respondents admit that they have been involved in manufacture, sale for importation into the United States, importation into the United States, and/or sale after

importation into the United States of some of the accused toner supply containers. The remaining allegations set forth in this Paragraph are denied.

A. Ninestar Toner Supply Containers

170. Respondents admit that they have been involved in manufacture, sale for importation into the United States, importation into the United States, and/or sale after importation into the United States of some of the accused toner supply containers. The remaining allegations set forth in this Paragraph are denied.

171. Respondents admit that they have been involved in manufacture, sale for importation into the United States, importation into the United States, and/or sale after importation into the United States of some of the accused toner supply containers. The remaining allegations set forth in this Paragraph are denied.

172. Respondents admit that they have been involved in manufacture, sale for importation into the United States, importation into the United States, and/or sale after importation into the United States of some of the accused toner supply containers, including through one or more of the websites listed in this Paragraph. The remaining allegations set forth in this Paragraph are denied.

173. Respondents admit that they have been involved in manufacture, sale for importation into the United States, importation into the United States, and/or sale after importation into the United States of some of the accused toner supply containers, including through one or more of the ports listed in this Paragraph. The remaining allegations set forth in this Paragraph are denied.

174. Respondents are unable to understand what is meant by "substantially similar" in this Paragraph. To the extent a response is required, the allegations set forth in this Paragraph are denied.

175. Respondents admit that they normally use the STMC labels on packages of mono toner cartridges. The remaining allegations set forth in this Paragraph are denied.

176. Respondents admit that they normally use the graphics shown in this Paragraph on "G&G" brand cartridges. The remaining allegations set forth in this Paragraph are denied.

1. Specific Instances of Importation and/or Sale of Ninestar Toner Supply Containers by the Ninestar Respondents

177. Respondents admit that they have been involved in manufacture, sale for importation into the United States, importation into the United States, and/or sale after importation into the United States of some of the accused toner supply containers. The remaining allegations set forth in this Paragraph are denied.

178. Respondents admit that they have been involved in manufacture, sale for importation into the United States, importation into the United States, and/or sale after importation into the United States of some of the accused toner supply containers. The remaining allegations set forth in this Paragraph are denied.

179. Respondents admit that they have been involved in manufacture, sale for importation into the United States, importation into the United States, and/or sale after importation into the United States of some of the accused toner supply containers. The remaining allegations set forth in this Paragraph are denied.

2. Specific Instances of Importation and/or Sale of Ninestar Toner Supply Containers by Other Retailer Respondents

180. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

a. Easy Group

181. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

b. Ink Tech

182. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

c. LD Products

183. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

d. Sun Data Supply

184. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

e. Supplies Guys

185. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

f. Copier Repair Specialists

186. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

g. Zinyaw

187. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

B. GPI Toner Supply Containers

188. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

189. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

190. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

191. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

192. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

193. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

194. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

1. Specific Instances of Importation and/or Sale of GPI Toner Supply Containers by Katun

195. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

196. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

2. Specific Instances of Importation and/or Sale of GPI Toner Supply Containers by Other Retailer Respondents

197. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

a. NAR Cartridges

198. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

b. Sun Data Supply

199. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

C. Wiztoner Toner Supply Containers

200. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

201. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

202. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

1. Specific Instances of Importation and/or Sale of Wiztoner Toner Supply Containers by the Wiztoner Respondents

203. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

204. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

205. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

206. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

207. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

208. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

209. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

210. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

211. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

212. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

213. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

214. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

D. Toner Supply Containers of Unknown Foreign Origin

215. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

1. Yatengshang

216. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

2. ChengDuXiang

217. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

3. Digital Buyer

218. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

4. Erlandianzishang

219. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

5. Precision Roller

220. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

6. KenoGen

221. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

7. TopInk

222. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

8. CJ-us

223. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

9. Zhuhai Henyun

224. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

225. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

10. Do It Wiser

226. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

227. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

228. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

229. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

230. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

231. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

232. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

VII. DOMESTIC INDUSTRY

233. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

A. Economic Prong

1. Significant Investment in Plant and Equipment

234. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

235. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

236. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

237. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

238. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

239. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

240. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

241. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

242. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

243. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

244. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

2. Significant Employment of Labor and Capital

245. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

246. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

247. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

248. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

B. Technical Prong

249. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

VIII. HARMONIZED TARIFF SCHEDULE ITEM NUMBERS

250. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

IX. RELATED LITIGATION

A. U.S. Proceedings

251. Respondents admits that Complainant CINC filed a civil actions against the Respondents in the Central District of California and in the Middle District of North Carolina as set forth in this Paragraph. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

252. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

X. GENERAL EXCLUSION ORDER

253. Respondents admit that Canon seeks a general exclusion order as part of its relief but deny that Canon is entitled to such relief.

254. The first sentence of this paragraph is a quote from the statute which requires no response. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

A. Circumvention of Limited Exclusion Orders

1. Masking of Identities and Product Source

255. Respondents deny that they engage in any activities as set forth in this paragraph in order to conceal their activities or circumvent any orders. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

256. Respondents deny that they engage in any activities as set forth in this paragraph in order to conceal their activities or circumvent any orders. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

257. Respondents deny that they engage in any activities as set forth in this paragraph in order to conceal their activities or circumvent any orders. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

258. Respondents deny that they engage in any activities as set forth in this paragraph in order to conceal their activities or circumvent any orders. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

259. Respondents deny that they engage in any activities as set forth in this paragraph in order to conceal their activities or circumvent any orders. Respondents lack information

sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

2. Facilitating Circumvention Through Internet Operations

260. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

261. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

262. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

263. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

264. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

3. Use of Unmarked, Generic, and/or Reseller-Branded Packaging

265. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

4. Replication of Operations

266. Respondents deny that they have taken any actions to evade U.S. importation restrictions. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

B. Widespread Pattern of Importation and Sale, and Difficulty of Identifying the Sources, of Infringing Toner Supply Containers

1. Widespread Pattern of Importation and Sale

267. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

268. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

269. Respondents admit that Ninestar conducts activities via the Internet at least as en.ninestargroup.com. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore denies those allegations.

270. Respondent lacks information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore denies those allegations.

2. Difficulty of Identifying the Sources

271. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

272. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

273. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

274. Respondents lack information sufficient to form a belief as to the truth of the allegations set forth in this Paragraph, and therefore deny those allegations.

275. Respondents admit that Canon seeks a general exclusion order as part of its relief but denies that Canon is entitled to such relief. Respondents lack information sufficient to form a

belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

XI. RELIEF REQUESTED

276. Respondents admit that Canon requests that the ITC institute an investigation, schedule and conduct a hearing, and make certain decisions and issue certain orders as set forth in this Paragraph. Respondents deny that they infringe any valid and enforceable claims of the Asserted Patents and deny that Canon is entitled to any relief as to the Respondents in this investigation. Respondents lack information sufficient to form a belief as to the truth of the remaining allegations set forth in this Paragraph, and therefore deny those allegations.

RESPONSE TO NOTICE OF INVESTIGATION

Respondents admit that the Commission has instituted an investigation as set forth in its Notice of Investigation. Respondents deny that they have engaged in any unfair acts. To the extent that any further response is required with respect to statements in the Notice of Investigation, they are denied.

STATISTICAL INFORMATION PURSUANT TO COMMISSION RULE 210.13

Pursuant to Commission Rule 210.13, Respondents provide the following information:

1. The manufacturer of the subject articles is [ ] and the supplier of the subject articles is [ ].

2. To the best of Respondents' knowledge, information and belief, the quantity and value of the subject articles imported into the United States in 2019, 2020 and 2021 were [ ].

3. On information and belief the Harmonized Tariff Schedule Item No(s). for importation of the subject articles are [ ].

4. The volume manufactured and sold of the subject articles is [ ] manufacturing capacity.

5. The U.S. market for the subject articles is [ ]

RESPONDENTS' DEFENSES

Respondents assert the following defenses to the allegations in the Complaint based on current information and belief. Respondents' inclusion of these defenses in this Response is not a concession that Respondents bear the burden of proof with respect to any of them. Discovery is only beginning as of the time of this Response, and therefore Respondents have not fully collected and reviewed all of the information that may be relevant to the matters and issues raised herein. Accordingly, pursuant to 19 C.F.R. §§ 210.14(b) and 210.14(c), Respondents reserve the right to seek amendment of, to modify, and/or expand these defenses, and to take further positions as discovery proceeds in this Investigation. Respondents deny that Complainants are entitled to any relief based on the assertions Complainants have made in the Complaint.

FIRST DEFENSE

(No Unfair Act/Unfair Competition)

1. Respondents have committed no unfair act or engaged in any unfair competition.

SECOND DEFENSE

(Non-Infringement)

2. Respondents have not directly infringed, indirectly infringed, contributed to infringement, or induced infringement of any valid and enforceable claim of any of the Asserted Patents, either literally or under the doctrine of equivalents, and have not otherwise committed any acts in violation of 35 U.S.C. § 271 or 19 U.S.C.§ 1337.

THIRD DEFENSE

(Invalidity)

3. On information and belief, the asserted claims of the Asserted Patents are invalid for failing to comply with the requirements of patentability set forth in the U.S. patent statutes, including but not limited to 35 U.S.C. §§ 102, 103, and/or 112. Relevant prior art includes the references listed on the face of the patents and the references cited or referred to in the prosecution history of the Asserted Patents. Respondents' investigation of the prior art and potential defenses in this investigation is continuing.

FOURTH DEFENSE

(First Sale Doctrine, Patent Exhaustion, Permissible Repair)

4. The importation and/or sale of remanufactured toner supply containers by Respondents is lawful pursuant to the first sale doctrine and the doctrines of patent exhaustion and permissible repair.

FIFTH DEFENSE

(Incorporation)

5. Respondents incorporate by reference any defenses asserted by any of the other Respondents in this proceeding and reserve any and all additional affirmative defenses available, now existing or later arising, as may be discovered during the course of this investigation.

PRAYER FOR RELIEF

WHEREFORE, Respondents respectfully request that the Commission:

(1) Deny all relief requested in the Complaint;

(2) Determine that Respondents have not violated Section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337;

(3) Determine that Respondents have not committed any unfair act;

(4) Determine that Respondents have not infringed the asserted claims of the Asserted Patents;

(5) Determine that the asserted claims of the Asserted Patents are invalid and unenforceable;

(6) Determine that there is no protectable domestic industry in the United States for the Asserted Patents;

(7) Determine that the exclusion order and other relief requested by the Complainants are not in the public interest;

(8) Dismiss the Complaint and terminate the investigation; and

(9) Grant the Respondent such further relief as the Commission deems just and proper.

Dated: May 17, 2021

Respectfully submitted,

/s/ Gary M. Hnath

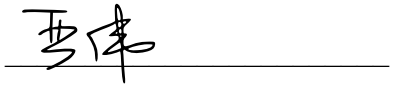
Gary M. Hnath
Bryan Nese
Clark S. Bakewell
Sen (Alex) Wang
MAYER BROWN LLP
1999 K Street, NW
Washington , DC 20006-1101
Tel.: 202-263-3040
Fax: 202-263-5340
ghnath@mayerbrown.com
bnese@mayerbrown.com
cbakewell@mayerbrown.com
awang@mayerbrown.com

Counsel for Respondents Ninestar Corporation; Ninestar Image Tech Limited; Ninestar Technology Company Ltd.; and Static Control Components, Inc.

VERIFICATION

I, Wei Yan, am the Chief Executive Officer for Ninestar Corporation and am authorized to submit this Verification on its behalf. I hereby declare under penalty of perjury under the laws of the United States of America that the foregoing Response of Ninestar Corporation, Ninestar Image Tech Limited, Ninestar Technology Company, Ltd., and Static Control Components, Inc. to the Complaint of Canon Inc., Canon U.S.A., Inc., and Canon Virginia, Inc., and Notice of Investigation Under Section 337 is true and correct to the best of my knowledge, information and belief.

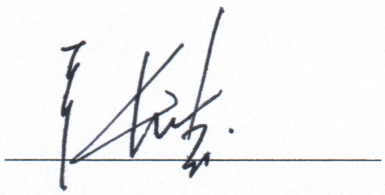
Executed on May 17, 2021



VERIFICATION

I, Eric Zhang, am the Chief Deputy Operating Officer for Ninestar Image Tech Limited and am authorized to submit this Verification on its behalf. I hereby declare under penalty of perjury under the laws of the United States of America that the foregoing Response of Ninestar Corporation, Ninestar Image Tech Limited, Ninestar Technology Company, Ltd., and Static Control Components, Inc. to the Complaint of Canon Inc., Canon U.S.A., Inc., and Canon Virginia, Inc., and Notice of Investigation Under Section 337 is true and correct to the best of my knowledge, information and belief.

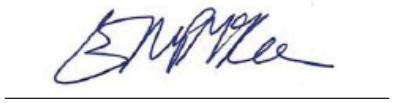
Executed on May 17, 2021



VERIFICATION

I, Elizabeth M. P. McKee, am the General Counsel for Static Control Components, Inc. and am authorized to submit this Verification on its behalf. I hereby declare under penalty of perjury that the foregoing Response of Ninestar Corporation, Ninestar Image Tech Limited, Ninestar Technology Company, Ltd., and Static Control Components, Inc. to the Complaint of Canon Inc., Canon U.S.A., Inc., and Canon Virginia, Inc., and Notice of Investigation Under Section 337 is true and correct to the best of my knowledge, information and belief.

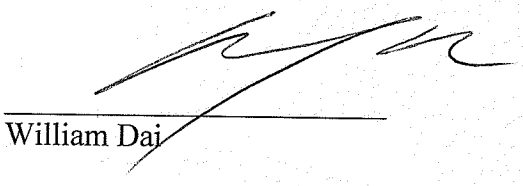
Executed on May 17, 2021



VERIFICATION

I, William Dai, am the President for Ninestar Technology Company, Ltd. and am authorized to submit this Verification on its behalf. I hereby declare under penalty of perjury that the foregoing Response of Ninestar Corporation, Ninestar Image Tech Limited, Ninestar Technology Company, Ltd., and Static Control Components, Inc. to the Complaint of Canon Inc., Canon U.S.A., Inc., and Canon Virginia, Inc., and Notice of Investigation Under Section 337 is true and correct to the best of my knowledge, information and belief.

Executed on May 17, 2021



William Dai

CERTIFICATE OF SERVICE

I, Robert E. Rude, hereby certify that on this 17th day of May, 2021, copies of the foregoing document were filed and served on the following:

The Honorable Lisa R. Barton Secretary U.S. INTERNATIONAL TRADE COMMISSION 500 E. Street, SW, Room 112-A Washington, DC 20436	Via EDIS
The Honorable David P. Shaw Administrative Law Judge U.S. INTERNATIONAL TRADE COMMISSION 500 E. Street, SW, Room 317 Washington, DC 20436 Shaw337@usitc.gov	Via Email
Pyong Yoon Attorney Advisor U.S. INTERNATIONAL TRADE COMMISSION 500 E Street, SW Washington, DC 20436 Pyong.Yoon@usitc.gov	Via Email
Lisa Murray, Esq. Office of Unfair Import Investigations U.S. International Trade Commission 500 E Street SW Washington, DC 20436 Lisa.Murray@usitc.gov	Via Email
Counsel for Respondents Canon Inc., Canon U.S.A., Inc., and Canon Virginia, Inc.	
Michael P. Sandonato Dennis J. McMahon Andrew J. Kutas Sean M. McCarthy Nicholas D. Marcello VENABLE LLP 1270 Avenue of the Americas New York, NY 10020 Edward J. Haughey VENABLE LLP 600 Massachusetts Avenue, NW	Via Email

Washington, DC 20001 VenableITC1259@Venable.com	
Counsel for Respondents General Plastic Industrial Co. Ltd., Katun Corporation and Sun Data Supply, Inc.	
Cyrus A. Morton Ryan E. Dornberger ROBINS KAPLAN LLP 800 LaSalle Avenue Suite 2800 Minneapolis, MN 55402 RK-ITC1259-KatunGPI@RobinsKaplan.com RK-ITC1259-SunData@RobinsKaplan.com	Via Email
Sichuan XingDian Technology Co., Ltd. 23B/24A, East Building, New Century Computer Mall Wuhou District Chengdu Sichuan, China 610041	Via International Mail
Sichuan Wiztoner Technology Co., Ltd. No.2666, 4th Section of Konggang Road, Southwest Airlines Economic Development Zone Chengdu Sichuan, China 610200	Via International Mail
Anhuiyatengshangmaoyouxiangongsi Xiaokoucun Haitouzhen Ganyuqu, China 222002	Via International Mail
ChengDuXiangChangNanShiYouSheBeiYouXianGongSi ShaWanLu63Hao1Dong2DanYuan5Lou1HaoFu7Hao JinNiuQu ChengDuShi SiChuanSheng, China 610000	Via International Mail
Copier Repair Specialists, Inc. P.O. Box. 127 Lewisville, Texas 75067-0127	Via First Class Mail
Digital Marketing Corporation d/b/a Digital Buyer Marketing Company 155 W. Washington Blvd. Suite 306 Los Angeles, California 90015	Via First Class Mail

Do It Wiser LLC d/b/a Image Toner 3422 Old Capitol Trail, #747 Wilmington, Delaware 19808	Via First Class Mail
Hefeierlandianzishangwuyouxiangongsi Xuefushequhuanchengdongluyiduan193 195ha Piduqutuanjiezhen Chengdushi, China 610000	Via International Mail
Ink Technologies Printer Supplies, LLC 7600 McEwen Road Dayton, Ohio 45459	Via First Class Mail
Kuhlmann Enterprises, Inc. d/b/a Precision Roller 2102 W. Quail Avenue, Suite 1 Phoenix, Arizona 85027	Via First Class Mail
NAR Cartridges 1011 Capuchino Ave. Burlingame, California 94010-3649	Via First Class Mail
Shenzhenshi Keluodeng Kejiyouxiangognsi Yangguanghuayuan 6dong601 Bujijiedao, Longgangqu Shenzhen, Guangdong, China 518112	Via International Mail
MITOCOLOR INC. 18351 Colima Road, Suite A #2810 Rowland Heights, California 91748	Via First Class Mail
Xianshi yanliangqu canqiubaihuodianshanghang Yanliangqu XinhualujiedaobanbeizhushichangX-572 Xianshi Shanxisheng, China 710089	Via International Mail
Zhuhai Henyun Image Co., Ltd. No. 76, Nanping Technology Industrial Park Xiangzhou District Zhuhai, China 519000	Via International Mail
Zinyaw LLC d/b/a TonerPirate.com and Supply District 1321 Upland Drive #1359 Houston, Texas 77043	Via First Class Mail

/s/ Robert E. Rude
Robert E. Rude