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INTERNATIONAL TRADE COMMISSION

Notice Concerning the Commission's Appointment of Two Administrative Law Judges for Section 337 Investigations

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has appointed two administrative law judges ("ALJs") in conformance with the Constitution and relevant laws.

FOR FURTHER INFORMATION CONTACT: Mercedeh Momeni, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3152. General information concerning the Commission may also be obtained by accessing its Internet server at *http://www.usitc.gov*. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission TDD terminal on (202) 205-1810

SUPPLEMENTARY INFORMATION: Section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), provides for certain determinations to be "made on the record after notice and opportunity for a hearing in conformity with the provisions of subchapter II of chapter 5 of title 5." 19 U.S.C. 1337(c). Pursuant to subchapter II of chapter 5 of title 5, the Commission employs ALJs to conduct formal adjudications and to make initial and recommended determinations. 5 U.S.C. 556-557; 19 CFR 210.3 ("administrative law judge"). Pursuant to 5 U.S.C. 3105, "[e]ach agency shall appoint as many administrative law judges as are necessary for proceedings required to be conducted in accordance with sections 556 and 557 of this title." Pursuant to section 331 of the Tariff Act, 19 U.S.C. 1331, the Chairman of the Commission has the authority to "appoint and fix the compensation of such employees of the Commission as he deems necessary," including ALJs. 19 U.S.C. 1331(a)(1)(A)(i). Any such decision by the

Chairman, however, is "subject to disapproval by a majority vote of all the commissioners in office." 19 U.S.C. 1331(a)(1)(C).

The Appointments Clause of the Constitution, art. II, § 2, cl. 2, provides, in relevant part, that Congress may vest the appointment of inferior officers "in the Heads of Departments." In 2018, the Supreme Court decided that the ALJs of the Securities and Exchange Commission ("SEC") are inferior officers whose appointments were to be made by the SEC and not by the SEC's staff. *Lucia v. SEC*, 585 U.S. 237, 248-49 (2018); *see Free Enterprise Fund v. Pub. Co. Accounting Oversight Bd.*, 561 U.S. 477, 512 (2010). The Commission has previously published Federal Register notices confirming the Commission's appointments of the Commission's ALJs. Notice, 90 FR 54367 (Nov. 26, 2025); Notice, 83 FR 45678-79 (Sept. 10, 2018).

By this notice, the Commission confirms its appointments of two recently hired ALJs. On October 16, 2026, the Commission, including the Chairman, voted to appoint Lisa A. Murray as an ALJ. On that same day, the Commission, including the Chairman, also voted to appoint Benjamin S. Richards as an ALJ.

By order of the Commission.

Issued: November 19, 2026.

Lisa Barton,

Secretary to the Commission.

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