

**UNITED STATES INTERNATIONAL TRADE COMMISSION**  
**Washington, D.C. 20436**

**In the Matter of**

**CERTAIN RECORDABLE COMPACT DISCS  
AND REWRITABLE COMPACT DISCS**

**Inv. No. 337-TA-474**

**NOTICE OF COMMISSION DECISION NOT TO REVIEW  
AN INITIAL DETERMINATION EXTENDING THE TARGET DATE FOR  
COMPLETION OF THE INVESTIGATION**

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined not to review an initial determination (ID) of the presiding administrative law judge (ALJ) extending the target date for completion of the above-captioned investigation by five months, or until February 26, 2004.

**FOR FURTHER INFORMATION CONTACT:** Clara Kuehn, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3012. Copies of the public version of the ALJ's ID and all other nonconfidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone 202-205-2000. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>). The public record for this investigation may be viewed on the Commission's electronic docket (EDIS-ON-LINE) at <http://dockets.usitc.gov/eol/public>. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

**SUPPLEMENTARY INFORMATION:** The Commission instituted this investigation on July 26, 2002, based on a complaint filed by U.S. Philips Corporation of Tarrytown, NY ("complainant") alleging violations of section 337 of the Tariff Act of 1930 by nineteen respondents in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain recordable compact discs and rewritable compact discs by reason of infringement of claims of six U.S. patents. *67 Fed. Reg.* 48948 (2002). The previous target date for completion of this investigation was September 26, 2003.

On March 3, 2003, the ALJ issued an ID (Order No. 15) extending the target date for completion of the investigation for good cause by 5 months, *i.e.*, until February 26, 2004. No petitions for review of the ID were filed.

Section 337(b)(1) (19 U.S.C. § 1337(b)(1)) calls for the conclusion of section 337 investigations "at the earliest practicable time after the date of publication of notice of such investigation." The timely completion of section 337 investigations has been addressed by the Commission in recent investigations. *See, e.g., Certain Organizer Racks and Products Containing Same and Certain Sortation Systems, Parts Thereof, and Products Containing Same*, Inv. Nos. 337-TA-466, Inv. No. 337-TA-460, Commission Opinion (Feb. 8, 2002); *Certain Network Interface Cards and Access Points for Use in Direct Sequence Spread Spectrum Wireless Local Area Networks and Products Containing Same*, Inv. No. 337-TA-455 (Dec. 10, 2002). In cases where "the ALJ or a party to the investigation demonstrates that good cause exists, the Commission will accede to extension of the target date." *Certain Panel Fasteners, Products Containing Same, and Components Thereof*, Inv. No. 337-TA-480, Commission Opinion at 3 (Dec. 10, 2002).

The authority for the Commission's determination is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. § 1337), and in section 210.42(h) of the Commission's Rules of Practice and Procedure (19 C.F.R. §§ 210.42(h)).

By order of the Commission.

Marilyn R. Abbott  
Secretary to the Commission

Issued: March 31, 2003