

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

**In the Matter of**

**CERTAIN TOOL HANDLES, TOOL HOLDERS,  
TOOL SETS AND COMPONENTS THEREFOR**

**Inv. No. 337-TA-483**

**NOTICE OF COMMISSION DETERMINATION TO EXTEND THE DEADLINE FOR  
DETERMINING WHETHER TO REVIEW AN INITIAL DETERMINATION  
GRANTING A MOTION FOR SUMMARY DETERMINATION OF NO VIOLATION  
AND TERMINATING THE INVESTIGATION**

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

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined to extend by three weeks, or until August 13, 2003, the deadline for determining whether to review an initial determination ("ID") (Order No. 14) by the presiding administrative law judge ("ALJ") granting a motion for summary determination of no violation of section 337 of the Tariff Act of 1930, and terminating the investigation.

**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 all 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) at <http://edis.usitc.gov>. 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:** On December 27, 2002, the Commission instituted this investigation based on a complaint filed on behalf of Allen-Pal, LLC of San Jose and Los Gatos, California. 67 Fed. Reg. 79,149. The complaint, as supplemented, alleged violations of section 337 of the Tariff Act of 1930 in the importation, the sale for importation, and the sale within the United States after importation of certain tool handles, tool holders, tool sets, and components therefor by reason of infringement of certain claims of U.S. Patent No. 5,911,799

and U.S. Patent No. 6,311,587. *Id.* The Commission named two respondents, Danaher Corporation of Washington, DC and Danaher Tool Corporation of Hunt Valley, Maryland. *Id.* On April 24, 2003, the ALJ issued an ID (Order No. 8) amending the complaint and notice of investigation to add as respondents Hi-Five Products Developing Company of Taichung, Taiwan, and the owner of that company, Bobby Hu, also of Taichung, Taiwan. That ID was not reviewed by the Commission.

On June 20, 2003, the ALJ issued an ID (Order No. 14) granting a motion for summary determination of no violation filed by the Commission investigative attorney. The ID terminated the investigation as to all respondents. On June 26, 2003, complainant filed a motion for an extension of time to file a petition for review. On June 27, 2003, the Chairman granted the motion and extended complainant's deadline for filing a petition for review until July 3, 2003.

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 210.43(d) of the Commission's Rules of Practice and Procedure (19 C.F.R. § 210.43(d)).

By order of the Commission.

Marilyn R. Abbott  
Secretary to the Commission

Issued: July 2, 2003