

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

In the Matter of

**CERTAIN INKJET SUPPLIES AND
COMPONENTS THEREOF**

Investigation No. 337-TA-581

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION GRANTING THE JOINT MOTION OF COMPLAINANT
HEWLETT-PACKARD COMPANY AND RESPONDENT AURORA ESHOP, INC. TO
TERMINATE THE INVESTIGATION WITH RESPECT TO THAT RESPONDENT**

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 the presiding administrative law judge's ("ALJ") initial determination ("ID") (Order No. 6) granting the joint motion of complainant Hewlett-Packard Company ("H-P") and respondent Aurora Eshop, Inc., d/b/a butterflyinkjet.com ("Aurora Eshop"), to terminate the investigation with respect to Aurora Eshop.

FOR FURTHER INFORMATION CONTACT: Michelle Walters, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-5468. Copies of non-confidential 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 at <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: The Commission instituted this investigation on September 6, 2006, based on a complaint filed by H-P of California, subsequently amended, alleging violations of section 337 of the Tariff Act of 1930 (19 U.S.C. § 1337) in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain inkjet ink supplies or components thereof by reason of infringement of one or more of claims 1-4, 7-9, 22, 24 and 25 of U.S. Patent No. 5,825,387, claims 1-9 and 12 of U.S. Patent No. 6,793,329, claims 8-10, 14, and 15 of U.S. Patent No. 6,074,042, claims 1-6 and 19-29 of U.S. Patent No. 6,588,880, claims 1-7 and 11-18 of U.S. Patent No. 6,364,472, claims 6, 7, 9, and 10 of U.S. Patent No. 6,089,687, and claims 1-3 and 5 of U.S. Patent No. 6,264,301.

The complaint named six respondents: Ninestar Technology Co. Ltd. of China, Ninestar Technology Co. Ltd. of California, Aurora Eshop, Inc., d/b/a butterflyinkjet.com, of California, Iowaink, LLC, d/b/a iowaink.com, of Iowa, L2 Commerce Inc., d/b/a Printmicro.com, of California, and All Media Outlet Corp., d/b/a Inkandbeyond.com, of California.

On March 6, 2007, H-P and Aurora Eshop jointly moved to terminate the investigation with respect to Aurora Eshop, based on a settlement agreement. The Commission investigative attorney supported the motion.

On June 6, 2007, the ALJ issued an ID (Order No. 6) granting the joint motion to terminate the investigation with regard to Aurora Eshop. The ALJ found that the joint motion complied with the requirements of Commission Rule 210.21 (19 C.F.R. § 210.21). The ALJ also concluded that, pursuant to Commission Rule 210.50(b)(2) (19 C.F.R. § 210.50(b)(2)), there is no evidence that termination of this investigation will prejudice the public interest. In addition, the ALJ noted that the termination of litigation under these circumstances as an alternative method of dispute resolution is generally in the public interest. Accordingly, the ALJ terminated the investigation as to Aurora Eshop. No petitions for review of this ID were filed. The Commission has determined not to review the ID.

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 of the Commission's Rules of Practice and Procedure (19 C.F.R. § 210.42).

By order of the Commission.

/s/

Marilyn R. Abbott
Secretary to the Commission

Issued: June 27, 2007