

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

**In the Matter of**

**CERTAIN FLASH MEMORY  
CONTROLLERS, DRIVES, MEMORY  
CARDS, AND MEDIA PLAYERS AND  
PRODUCTS CONTAINING SAME**

**Investigation No. 337-TA-619**

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL  
DETERMINATION PARTIALLY TERMINATING THE INVESTIGATION BASED ON  
SETTLEMENT AGREEMENTS AND CONSENT ORDERS; ISSUANCE OF CONSENT  
ORDERS**

**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. 53) in the above-referenced investigation granting an unopposed motion to partially terminate the investigation based on settlement agreements and consent orders and to issue the subject consent orders.

**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 December 12, 2007, based on a complaint filed by SanDisk Corporation (“SanDisk”). The complaint alleged 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, and the sale within the United States after importation of certain flash memory controllers, drives, memory cards, media players, and products containing the same by reason of infringement of various claims of five United States patents. The number of patents and claims has since been amended. The complaint named nearly fifty respondents.

On October 14, 2008, SanDisk moved to (1) terminate the investigation as to AFA Technologies and Chipsbrand Microelectronics (HK) Co., Ltd., Chipsbank Technologies (Shenzhen) Co., Ltd., Shenzhen Chipsbank Microelectronics Co., Ltd., Zhuhai Chipsbank Microelectronics Co., Ltd., and Chipsbrand Technologies (HK) Co., Ltd. based on settlement agreements; (2) terminate the investigation as to U.S. Patent No. 6,426,893 (“the ‘893 patent”) in light of certain respondents’ decision to stop importing the products accused of infringement; and (3) terminate U.S. Patent No. 7,137,011 and the ‘893 patent with respect to Power Quotient International (HK) Co. Ltd., Syscom Development Co. Ltd., and PQI Corporation based on a consent order. The Commission investigative attorney supported the motion.

On October 21, 2008, the ALJ issued the subject ID granting the unopposed motion to partially terminate the investigation. The ALJ found that the motion complied with the requirements of Commission Rule 210.21 (19 C.F.R. § 210.21) relating to settlement agreements and consent orders. 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. The ALJ issued an errata to the ID on October 30, 2008. No petitions for review of this ID were filed.

The Commission has determined not to review the ID and to issue the subject consent orders.

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/  
William R. Bishop  
Acting Secretary to the Commission

Issued: November 18, 2008