

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

**In the Matter of**

**CERTAIN X-RAY BREAST IMAGING  
DEVICES AND COMPONENTS  
THEREOF**

**Inv. No. 337-TA-1063**

**NOTICE OF A COMMISSION DECISION TO EXTEND THE TARGET DATE**

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

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that in view of the shutdown of the Federal Government, the U.S. International Trade Commission has determined to extend until March 13, 2019, the target date for completion of the investigation.

**FOR FURTHER INFORMATION CONTACT:** Amanda Pitcher Fisherow, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW, Washington, D.C. 20436, telephone (202) 205-2737. 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 <https://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <https://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 August 1, 2017, based on a complaint and supplement, filed on behalf of Hologic, Inc. of Marlborough, Massachusetts. 82 FR 35829-24 (Aug. 1, 2017). The complaint, as supplemented, alleges violations of section 337 based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain x-ray breast imaging and components thereof by reason of infringement of certain claims of U.S. Patent No. 7,831,296; U.S. Patent No. 8,452,379 ("the '379 patent"); U.S. Patent No. 7,688,940; U.S. Patent No. 7,986,765 ("the '765 patent"); and U.S. Patent No. 7,123,684. The complaint further alleges that an industry in the United States exists as required by section 337. The notice of investigation named FUJIFILM Corporation of Tokyo, Japan; FUJIFILM Medical Systems USA, Inc. of Stamford, Connecticut; and FUJIFILM Techno Products Co., Ltd. of Hanamaki-Shi Iwate, Japan as respondents. The Office of Unfair Import Investigations was named as a party. On January 18, 2018, the '765 patent was terminated in its entirety from the investigation. *See*

Order No. 18 (Jan. 18, 2018) (unreviewed). On February 27, 2018, claims 6-10 of the '379 patent were terminated from the investigation. *See* Order No. 21 (Feb. 27, 2018) (unreviewed).

On July 26, 2018, the administrative law judge (“ALJ”) issued the final initial determination (“ID”) in this investigation. The ALJ found that a violation of section 337 has occurred. On October 24, 2018, the Commission determined to review the ID in-part.

Currently, the Commission target date for completion of the investigation (*see id.* § 210.51) is February 6, 2019. The Commission has determined to extend the target date for completion of the investigation to March 13, 2019 in view of the shutdown of the Federal Government.

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 part 210 of the Commission’s Rules of Practice and Procedure (19 CFR part 210).

By order of the Commission.

A handwritten signature in black ink, appearing to read 'Lisa R. Barton', with a stylized flourish at the end.

Lisa R. Barton  
Secretary to the Commission

Issued: February 4, 2019