

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

In the Matter of

**CERTAIN POWER SUPPLY
CONTROLLERS AND PRODUCTS
CONTAINING SAME**

Investigation No. 337-TA-541

**NOTICE OF DECISION NOT TO REVIEW AN INITIAL DETERMINATION
GRANTING A MOTION FOR SUMMARY DETERMINATION THAT THE
ECONOMIC PRONG OF THE DOMESTIC INDUSTRY REQUIREMENT
REGARDING THE PATENTS AT ISSUE HAS BEEN MET**

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") granting complainant's motion for summary determination regarding the economic prong of the domestic industry requirement.

FOR FURTHER INFORMATION CONTACT: Michelle Walters, Esq., 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: On June 8, 2005, the Commission instituted this investigation, based on a complaint filed by Power Integrations, Inc. ("Power Integrations") of San Jose, California. The complaint alleges 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 power supply controllers and products containing the

same by reason of infringement of various claims of United States Patent Nos. 6,212,079, 6,351,398, 6,366,481, and 6,538,908. The complaint named a single respondent, System General Corporation.

On November 21, 2005, Power Integrations filed a motion for summary determination pursuant to Commission rule 210.18 that it satisfies the economic prong of the domestic industry requirement. Power Integrations relied upon its investment in employment, research and development, engineering, marketing and sales, production testing, and general and administrative activities to suggest that it satisfied the economic prong of the domestic industry requirement set forth in 19 U.S.C. § 1337(a)(2)-(3). Neither respondent nor the Commission Investigative Attorney responded to complainant's motion.

On December 12, 2005, the ALJ issued an ID granting complainant's motion for summary determination regarding the economic prong of the domestic industry requirement. The ALJ concluded that there was no genuine issue of material fact regarding the issue of whether Power Integrations satisfies the economic prong of the domestic industry requirement. No one filed a petition for review.

Having examined the record of this investigation, including the ALJ's ID and the complainant's motion, the Commission has determined not to review the ALJ's ID granting complainant's motion for summary determination regarding the economic prong of the domestic industry requirement.

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.

Marilyn R. Abbott
Secretary to the Commission

Issued: January 3, 2006