

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

In the Matter of

**CERTAIN MLC FLASH MEMORY
DEVICES AND PRODUCTS
CONTAINING SAME**

Investigation No. 337-TA-683

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING THE INVESTIGATION AS TO
U.S. PATENT NOS. 5,872,735; 6,104,640; AND 6,118,692**

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. 20) granting complainant's motion for partial termination of the investigation as to U.S. Patent Nos. 5,872,735; 6,104,640; and 6,118,692 in Inv. No. 337-TA-683, *Certain MLC Flash Memory Devices and Products Containing Same*.

FOR FURTHER INFORMATION CONTACT: Megan M. Valentine, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-1999. 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 August 27, 2009, based on a complaint filed by BTG International, Inc. of West Conshohocken, Pennsylvania ("BTG"). 74 *Fed. Reg.* 43723-4 (August 27, 2009). The complaint, as amended and supplemented, alleges violations of Section 337 of the Tariff Act of 1930, as amended, 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 supplies by reason of infringement of certain claims of U.S. Patent Nos. 5,394,362; 5,764,571; 5,872,735 ("the '735 patent"), 6,104,640 ("the '640 patent"); and 6,118,692 ("the '692 patent"). The complaint further alleges the existence of a domestic industry. The Commission's notice of investigation named various

respondents.

On January 19, 2010, BTG moved to partially terminate the investigation as to the '735, '640, and '692 patents. On January 22, 2010, the Commission investigative attorney filed a response in support of the motion. No other responses were received.

On February 2, 2010, the ALJ issued the subject ID granting BTG's motion to partially terminate the investigation as to the '735, '640, and '692 patents pursuant to Commission Rule 210.21(a)(1) (19 C.F.R. § 210.21(a)(1)). No petitions for review 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/

William R. Bishop
Acting Secretary to the Commission

Issued: February 22, 2010