

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN ELECTRONIC IMAGING
DEVICES**

Investigation No. 337-TA-726

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING THE INVESTIGATION AS TO
U.S. PATENT NO. 6,134,606**

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. 36) granting complainant's motion for partial termination of the investigation as to the asserted claims of U.S. Patent No. 6,134,606 in Inv. No. 337-TA-726, *Certain Electronic Imaging Devices*.

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 July 13, 2010, based on a complaint filed by FlashPoint Technology, Inc. of Peterborough, New Hampshire ("FlashPoint"). 75 *Fed. Reg.* 39971-2 (July 13, 2010). The complaint 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 electronic imaging devices by reason of infringement of certain claims of U.S. Patent Nos. 6,134,606 ("the '606 patent"); 6,163,816 ("the '816 patent"); and 6,262,769 ("the '769 patent"). The complaint further alleges the existence of a domestic industry. The Commission's notice of investigation named various respondents.

The Commission previously terminated the investigation in part as to certain claims of the '816 and '769 patents.

On March 7, 2011, FlashPoint moved to partially terminate the investigation by withdrawing all allegations relating to the asserted claims of the '606 patent. No party responded to the motion.

On April 7, 2011, the ALJ issued the subject ID, granting FlashPoint's motion to partially terminate the investigation as to all claims of the '606 patent 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.

James R. Holbein
Acting Secretary to the Commission

Issued: April 22, 2011