

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

In the Matter of

**CERTAIN UNIVERSAL SERIAL BUS
("USB") PORTABLE STORAGE
DEVICES, INCLUDING USB FLASH
DRIVES AND COMPONENTS
THEREOF**

Investigation No. 337-TA-788

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN
INITIAL DETERMINATION TERMINATING THE INVESTIGATION AS TO
RESPONDENTS RITEK CORPORATION AND ADVANCED MEDIA, INC./RITEK USA
BASED UPON A CONSENT ORDER; ISSUANCE OF CONSENT ORDER**

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 an initial determination ("ID") (Order No. 9) terminating the investigation as to respondents RITEK Corporation and Advanced Media, Inc./RITEK USA (collectively, "the RITEK Respondents") based upon a consent order. The Commission has issued the subject consent order.

FOR FURTHER INFORMATION CONTACT: James A. Worth, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3065. 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 (<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: This investigation was instituted on July 19, 2011, based upon a complaint filed on behalf of Trek 2000 International Ltd. of Loyang Industrial Estate, Singapore; Trek Technology (Singapore) Pte. Ltd. of Genting Centre, Singapore; and S-Com System (S) Pte. Ltd. of Genting Centre, Singapore on June 14, 2011. 76 *Fed. Reg.* 42730 (July 19, 2011). The complaint alleged violations of Section 337 of the Tariff Act of 1930 (19 U.S.C. § 1337) in the sale for importation, the importation, or the sale after importation of certain universal serial bus portable storage devices by reason of infringement of certain claims of United States Patent Nos. 6,880,054; 7,039,759; D463,426; and 7,549,161. The complainant named as respondents Imation Corporation of Oakdale, Minnesota; IronKey, Inc. of Sunnyvale, California;

Kingston Technology Company, Inc. of Fountain Valley, California; Patriot Memory, LLC of Fremont, California; RITEK Corporation of Hsinchu, Taiwan; Advanced Media, Inc./RITEK USA of Diamond Bar, California; Verbatim Corporation, Inc. of Charlotte, North Carolina; and Verbatim Americas, LLC of Charlotte, North Carolina.

On August 23, 2011, the RITEK Respondents filed a motion to terminate the investigation as to the RITEK Respondents based on a consent order, and on August 25, 2011, filed an amended motion. On September 6, 2011, the Commission investigative attorney (“IA”) filed a response in support of the motion. The IA stated that she is not aware of any reason why termination of the investigation as to the RITEK Respondents would be contrary to the public interest. On August 31 and September 30, 2011, respectively, the RITEK Respondents filed a second amended motion and a third amended motion. On October 6, 2011, the IA filed a response stating that the RITEK Respondents had complied with the administrative law judge’s requirements for a consent order. On October 14, 2011, the administrative law judge issued Order No. 9, granting the motion. No petitions for review were filed.

The Commission has determined not to review the subject ID.

This action is taken under the authority of section 337 of the Tariff Act of 1930, as amended (19 U.S.C. § 1337), and of section 210.42(h) of the Commission’s Rules of Practice and Procedure (19 C.F.R. § 210.42(h)).

By order of the Commission.

/s/

James R. Holbein
Secretary to the Commission

Issued: November 10, 2011