UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

CERTAIN COMPUTERS AND
COMPUTER PERIPHERAL DEVICES
AND COMPONENTS THEREOF AND
PRODUCTS CONTAINING THE SAME

Investigation No. 337-TA-841

COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION GRANTING A JOINT MOTION TO TERMINATE
THE INVESTIGATION WITH RESPECT TO RESPONDENT SYSTEMAX INC.


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. 34) of the presiding
administrative law judge (“ALJ”) granting a joint motion to terminate the above-referenced
investigation with respect to respondent Systemax Inc. based on a settlement agreement.

FOR FURTHER INFORMATION CONTACT: Jia Chen, Office of the General Counsel, U.S.
International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202)
708-4737. 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 May
2, 2012, based on a complaint filed by Technology Properties Limited, LLC (“TPL”) of
Cupertino, California. 77 Fed. Reg. 26041 (May 2, 2012). The complaint alleges violations of
section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, by reason of infringement
of certain claims of U.S. Patent Nos. 6,976,623, 7,162,549, 7,295,443, 7,522,424, 6,438,638, and
7,719,847. The complaint further alleges the existence of a domestic industry. The notice of
investigation named twenty-one respondents, including Systemax Inc. (“Systemax”) of Port
Washington, New York.
On November 9, 2012, TPL and Systemax filed a joint motion pursuant to Commission Rule 210.21(a)(2) to terminate the investigation as to Systemax on the basis of a settlement agreement (“Settlement Agreement”) that resolves their litigation. Public and confidential versions of the Settlement Agreement were attached to the motion. The motion also stated that there are no other agreements, written or oral, express or implied, between the parties concerning the subject matter of this investigation. No other parties filed a response to the motion.

On November 27, 2012, the ALJ issued the subject ID granting the motion, finding that no extraordinary circumstances exist that would prevent the requested termination of Systemax from this investigation and that the motion fully complies with Commission Rule 210.21. The ALJ also found termination to be in the public interest. No petitions for review were received.

The Commission has determined not to review the subject ID.


By order of the Commission.

Lisa R. Barton
Secretary to the Commission

Issued: December 20, 2012