

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN PROBE CARD ASSEMBLIES,
COMPONENTS THEREOF AND
CERTAIN TESTED DRAM AND NAND
FLASH MEMORY DEVICES AND
PRODUCTS CONTAINING SAME**

Investigation No. 337-TA-621

**NOTICE OF COMMISSION DECISION NOT TO REVIEW AN INITIAL
DETERMINATION EXTENDING THE TARGET DATE**

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. 20) issued by the presiding administrative law judge (“ALJ”) in the above-captioned investigation extending the target date.

FOR FURTHER INFORMATION CONTACT: Paul M. Bartkowski, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-5432. 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: This investigation was instituted on December 19, 2007, based on a complaint filed by FormFactor, Inc. (“FormFactor”). The complaint alleged 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 probe card assemblies, components thereof, and certain tested DRAM and NAND flash memory devices and products containing same by reason of infringement of certain claims of U.S. Patent Nos. 5,994,152; 6,509,751; 6,615,485; 6,624,648; 7,168,162; and 7,225,538. The complaint named Micronics Japan Co., Ltd.; MJC Electronics Corp. (collectively, “MJC”); Phicom Corporation; and Phiam Corporation as respondents.

On July 22, 2008, MJC filed a motion requesting a *Markman* hearing and a modification of the target date. FormFactor opposed the motion. The Commission Investigative Attorney (“IA”) filed a response withdrawing a previous objection to the motion, and respondents Phicom Corp. and Phiam Corp. filed a response in support of the motion. On August 5, 2008, the ALJ issued Order No. 20 granting in part MJC’s motion for a *Markman* hearing and extending the target date by five months to August 19, 2009. That part of Order No. 20 extending the target date constituted an initial determination. No petitions for review were filed. The Commission has determined not to review the subject 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 sections 210.42 of the Commission’s Rules of Practice and Procedure (19 C.F.R. § 210.42).

By order of the Commission.

/s/
Marilyn R. Abbott
Secretary to the Commission

Issued: August 25, 2008