

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

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**In the Matter of** )

**CERTAIN SYSTEMS FOR DETECTING AND** )  
**REMOVING VIRUSES OR WORMS, COMPONENTS** )  
**THEREOF, AND PRODUCTS CONTAINING SAME** )

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Inv. No. 337-TA-510

**NOTICE OF COMMISSION DECISION TO EXTEND THE DEADLINE FOR  
DETERMINING WHETHER TO REVIEW THE FINAL INITIAL DETERMINATION**

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined to extend the deadline for determining whether to review the presiding administrative law judge's ("ALJ's") final initial determination ("ID") by 14 days, *i.e.*, from Friday, June 24, 2005, until Friday, July 8, 2005.

**FOR FURTHER INFORMATION CONTACT:** Jean Jackson, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3104. The public version of the ALJ's final ID and all other nonconfidential 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-ON-LINE) 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 June 8, 2004, based on a complaint filed on behalf of Trend Micro Inc. of Cupertino, California ("Trend Micro"). 69 *Fed. Reg.* 32044-45. The complaint alleged violations of section 337 of the Tariff Act of 1930 in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain systems for detecting and removing viruses or worms, components thereof, and products containing same, by reason of infringement of certain claims of U.S. Patent No. 5,623,600 ("the 600 patent"). The notice of investigation identified Fortinet, Inc., of Sunnyvale, California as the respondent.

On May 9, 2005, the ALJ issued his final ID finding a violation of section 337 based on infringement of several claims of the '600 patent by the accused products. The final ID was served on the parties on May 10, 2005. Pursuant to Commission rule 210.42(h)(2), the 45-day deadline for determining whether to review the final ID is Friday, June 24, 2005. The Commission has determined to extend the deadline for determining whether to review the ID by 14 days, *i.e.*, from Friday, June 24, 2005, until Friday, July 8, 2005.

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 (h) of the Commission's Rules of Practice and Procedure (19 C.F.R. § 210.42 (h)).

By order of the Commission.

Marilyn R. Abbott  
Secretary to the Commission

Issued: June 15, 2005