

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN STRINGED MUSICAL
INSTRUMENTS AND COMPONENTS
THEREOF**

Investigation No. 337-TA-586

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW INITIAL
DETERMINATION GRANTING JOINT MOTION TO TERMINATE THE
INVESTIGATION WITH RESPECT TO RESPONDENT IBANEZ, INC. (HOSHINO) US**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined to not to review the initial determination ("ID") of the presiding administrative law judge ("ALJ") granting a joint motion to terminate the investigation with respect to respondent Ibanez, Inc. (Hoshino) US in the above-captioned investigation under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337 ("section 337").

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: On November 3, 2006, the Commission instituted an investigation titled *Certain Stringed Musical Instruments and Components Thereof*, Inv. No. 337-TA-586, based upon a complaint filed October 3, 2006, and supplemented October 24, 2006. 71 Fed. Reg. 64738 (November 3, 2006). The complaint alleged 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 stringed musical instruments and components thereof by reason of infringement of one or more of claims 1-6, 8, 9, and 11 of U.S. Patent No. 6,175,066; claims 1-6 of U.S. Patent No. 5,965,831; claims 1 and 14-22 of U.S. Patent No. 6,891,094; and claims 1-3, 6-10, 14, 15, 23, 27, 28, and 32 of U.S. Patent No. 5,986,191. The complaint named as respondents Floyd Rose Guitars (Redmond, Washington); Ibanez, Inc. (Hoshino) US (Bensalem, Pennsylvania) (“Hoshino”); Vigier, Inc. (Grigny, France); and Schaller Electronic (Postbauer-Heng, Germany). In its answer to the complaint and notice of investigation, Hoshino stated that its correct name is “Hoshino (U.S.A.) Inc.” and that it is a subsidiary of Hoshino Gakki Co., LTD.

On April 18, 2003, complainant Geoffrey McCabe and Hoshino submitted a joint motion to terminate the investigation with respect to respondent Hoshino based upon a settlement agreement. On May 7, 2007, the ALJ issued the subject ID (Order No. 9), granting the joint motion to terminate. No petitions for review were filed.

The ALJ found that the settlement agreement complied with Commission Rule 210.21(b) and that termination of the investigation with respect to Hoshino would not adversely affect the public interest. He therefore granted the joint motion to terminate the investigation with respect to respondent Hoshino.

Having reviewed the submissions of the parties, the Commission has determined not to review the subject initial determination granting the joint motion to terminate the above-captioned investigation with respect to respondent Hoshino. This action is taken under the authority of section 337 of the Tariff Act of 1930, as amended (19 U.S.C. § 1337), and sections 210.21(b)(2), 210.42(h)(3), of the Commission’s Rules of Practice and Procedure (19 CFR §§ 210.21(b)(2), 210.42(h)(3)).

By order of the Commission.

Marilyn R. Abbott
Secretary to the Commission

Issued: June 6, 2007