

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN RECORDABLE COMPACT
DISCS AND REWRITABLE COMPACT
DISCS**

Inv. No. 337-TA-474

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION GRANTING A MOTION TO INTERVENE**

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. 2) issued by the presiding administrative law judge (“ALJ”) granting the motion of Princo Corporation and Princo America Corporation to intervene as respondents in the above-captioned investigation.

FOR FURTHER INFORMATION CONTACT: Clara Kuehn, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3012. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission’s TDD terminal on 202-205-1810. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>).

Copies of the ALJ’s ID and all 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.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on July 26, 2002, based on a complaint filed by U.S. Philips Corporation of Tarrytown, NY, (“complainant”) alleging 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 recordable compact discs and rewritable compact discs by reason of infringement of claims 1, 5, and 6 of U.S. Letters Patent 4,807,209, claim 11 of U.S. Letters Patent 4,962,493, claims 1, 2, and 3 of U.S. Letters Patent 4,972,401, claims 1, 3, and 4 of U.S. Letters Patent 5,023,856, claims 1-5, and 6 of U.S. Letters Patent 4,999,825, and claims 20, 23-33, and 34 of U.S. Letters Patent 5,418,764. 67 *Fed. Reg.* 48948 (2002). The notice of investigation identified 19 respondents.

On August 6, 2002, non-parties Princo Corporation of Hsin-Chu , Taiwan, and Princo America Corporation of Fremont, CA, (collectively “Princo”) moved to intervene as respondents. On August 7, 2002, complainant responded stating that it does not oppose Princo's intervention as respondents. On August 14, 2002, the Commission investigative attorney filed a response supporting Princo's motion.

On August 14, 2002, the ALJ issued an ID (Order No. 2) granting Princo's motion to intervene. No petitions for review of the ID were filed.

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

By order of the Commission.

Marilyn R. Abbott
Secretary to the Commission

Issued: August 30, 2002