

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

**In the Matter of**

**CERTAIN SWITCHES AND PRODUCTS  
CONTAINING SAME**

**Investigation No. 337-TA-589**

**NOTICE OF COMMISSION DETERMINATION TO REVIEW AN INITIAL  
DETERMINATION TERMINATING THE INVESTIGATION WITH RESPECT TO  
RESPONDENTS RATOC SYSTEMS, INC., RATOC SYSTEMS INTERNATIONAL,  
INC., AND JUSTCOM TECH, INC. ON THE BASIS OF SETTLEMENT  
AGREEMENTS, INCLUDING A CONSENT ORDER**

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

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined to review the presiding administrative law judge's ("ALJ") initial determination ("ID") (Order No. 38) granting a joint motion to terminate the investigation with respect to respondents RATOC Systems, Inc., RATOC Systems International, Inc. (collectively, "RATOC"), and JustCom Tech, Inc. ("JustCom") based on settlement agreements, including a consent order.

**FOR FURTHER INFORMATION CONTACT:** Michelle Walters, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-5468. 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 7, 2006, based on a complaint filed by ATEN International Co., Ltd. of Taipei, Taiwan, and ATEN Technology, Inc. of Irvine, California (collectively, "ATEN"). The complaint alleges 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 switches and products containing the same by reason of infringement of various claims of United States Patent No. 7,035,112. The complaint named six respondents.

On September 19, 2007, ATEN, RATOC, and JustCom jointly filed a motion pursuant to Commission Rule 210.21, 19 C.F.R. § 210.21, to terminate the investigation with regard to RATOC and JustCom on the basis of settlement agreements, including a consent order. The Commission investigative attorney supported the motion.

On November 7, 2007, the ALJ issued the subject ID granting the joint motion to terminate the investigation with regard to RATOC and JustCom. The ALJ found that the motion complied with the requirements of Commission Rule 210.21 (19 C.F.R. § 210.21). The ALJ also concluded that, pursuant to Commission Rule 210.50(b)(2) (19 C.F.R. § 210.50(b)(2)), there is no evidence that termination of this investigation as to RATOC and JustCom will prejudice the public interest. Accordingly, the ALJ terminated the investigation with respect to those parties. No petitions for review of this ID were filed.

The Commission has determined to review the ID because the private parties, though submitting a consent order stipulation, have not submitted a consent order. The parties are given fourteen (14) days from the date of this notice to submit a proposed consent order. The format adopted in the consent order issued on February 22, 2007, in Inv. No. 337-TA-565, *Certain Ink Cartridges and Components Thereof*, would be appropriate.

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 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: November 29, 2007