

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

In the Matter of

**CERTAIN PERSONAL COMPUTERS
AND DIGITAL DISPLAY DEVICES**

Investigation No. 337-TA-606

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION GRANTING COMPLAINANT'S MOTION TO TERMINATE THE
INVESTIGATION IN PART**

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. 28) of the presiding administrative law judge ("ALJ") granting complainant's motion to terminate the above-captioned investigation as to claims 3, 15, 20, and 22 of U.S. Patent No. 6,029,119 and claims 3-6 of U.S. Patent No. 5,353,415.

FOR FURTHER INFORMATION CONTACT: Clint Gerdine, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2310. 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: The Commission instituted this investigation on May 21, 2007, based on a complaint filed by Hewlett-Packard Company ("HP") of Palo Alto, California. *72 Fed. Reg.* 28520-1. The complaint, as amended and supplemented, alleges 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 personal computers and digital display devices by reason of infringement of certain claims of U.S. Patent Nos. 6,691,236 ("the '236 patent"); 6,029,119 ("the '119 patent"); 5,353,415 ("the '415 patent"); and 6,894,706 ("the '706 patent"). The complaint

further alleges the existence of a domestic industry. The Commission's notice of investigation named Acer Incorporated of Taipei, Taiwan and Acer America Corporation of San Jose, California as respondents.

On November 26, 2007 and January 23, 2008, respectively, the Commission issued notices determining not to review IDs, issued by the ALJ, granting HP's motions to terminate the investigation as to the '236 patent, and as to certain claims of the '119 and '706 patents.

On February 4, 2008, complainant HP filed a motion to terminate the investigation in part on the basis of the withdrawal of claims 3, 15, 20, and 22 of the '119 patent and claims 3-6 of the '415 patent.

The ALJ issued the subject ID on February 5, 2008, granting the motion for partial termination. No party petitioned for review of the ID pursuant to 19 C.F.R. § 210.43(a). The Commission has determined not to review this 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 210.21(a)(1) and 210.42(h) of the Commission's Rules of Practice and Procedure, 19 C.F.R. §§ 210.21(a)(1), 210.42(h).

By order of the Commission.

Marilyn R. Abbott
Secretary to the Commission

Issued: February 25, 2008