

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

In the Matter of

**CERTAIN SHORT WAVELENGTH
SEMICONDUCTOR LASERS AND
PRODUCTS CONTAINING SAME**

Investigation No. 337-TA-627

**NOTICE OF COMMISSION DECISION NOT TO REVIEW AN INITIAL
DETERMINATION GRANTING COMPLAINANT'S MOTION TO AMEND THE
COMPLAINT TO ADD FIVE ADDITIONAL RESPONDENTS**

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. 6) issued by the presiding administrative law judge ("ALJ") granting a motion to file an amended complaint adding five additional respondents in the above-captioned investigation.

FOR FURTHER INFORMATION CONTACT: Paul M. Bartkowski, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-5432. 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 January 3, 2008, based on a complaint filed by Seoul Semiconductor Company, Ltd. ("SSC") of Seoul, Korea. The complaint, as supplemented, alleged 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 short wavelength semiconductor lasers ("SWCLs") and products containing the same that infringe claim 1 of U.S. Patent No. 5,321,713. The

complaint initially named Nichia Corporation (“Nichia”) of Tokushima, Japan as the sole respondent.

On April 22, 2008, SSC moved to file an amended complaint naming the following five additional respondents: Hitachi, Ltd. of Tokyo, Japan; Hitachi America, Ltd. of Brisbane, CA; Panasonic Communications Co., Ltd. of Fukuoka, Japan; Matsushita Electric Industrial Co., Ltd. of Osaka, Japan; and LaCie Ltd. of Hillsboro, OR. On May 1, 2008, the Commission investigative attorney filed a response conditionally supporting the motion and Nichia filed an opposition to the motion.

On May 2, 2008, the ALJ issued the subject ID granting the motion. No petitions for review were filed. The Commission has determined not to review the subject 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 210.14 and 210.42 of the Commission’s Rules of Practice and Procedure (19 C.F.R. §§ 210.14, 210.42).

By order of the Commission.

/s/
Marilyn R. Abbott
Secretary to the Commission

Issued: May 21, 2008