

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

**In the Matter of**

**CERTAIN CIGARETTES AND  
PACKAGING THEREOF**

**Investigation No. 337-TA-643**

**NOTICE OF COMMISSION DECISION NOT TO REVIEW AN INITIAL  
DETERMINATION OF THE ADMINISTRATIVE LAW JUDGE  
TO EXTEND THE TARGET DATE**

**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 the administrative law judge's ("ALJ") initial determination ("ID") (Order No. 13) in the above-captioned investigation to extend the target date for completion of the investigation until September 21, 2009.

**FOR FURTHER INFORMATION CONTACT:** Jonathan J. Engler, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3112. Copies of the ALJ's IDs and all other 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:** On April 4, 2008, the Commission instituted this investigation, based on a complaint filed by Philip Morris USA Inc., naming Alcesia SRL; Ernarket Systems Ltd. d.b.a. all-discount-cigarettes.com; Jamen Chong d.b.a. asiadfs.com; Tri-kita d.b.a. cheapcigarettes4all.com; Mr. Eduard Lee d.b.a. cigarettesonlineshop.com; Zonitech Properties Limited d.b.a. cigline.net; Zonitech Properties Limited d.b.a. shopping-heaven.com; Cendano d.b.a. galastore.com; Ms. Svetlana Trevinska d.b.a. save-on-cigarettes.com; LMB Trading SA d.b.a. k2smokes.ch.; G.K.L. International SRL d.b.a. all-cigarettes-brandsxom; G.K.L. International SRL d.b.a. smokerjim.net; and Best Product Solution Ltd. as respondents. The complainant alleges violations of Section 337 of the Tariff

Act of 1930 in the importation into the United States of certain cigarettes and packaging thereof that infringe registered trademarks owned by complainant.

On December 12, 2008, the ALJ issued an initial determination, Order No. 13, in which he determined to extend the target date in this investigation from July 6, 2009 to September 21, 2009, because the current procedural schedule does not provide sufficient time to fully consider and rule on the issues in this investigation. 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 section 210.42 of the Commission's Rules of Practice and Procedure (19 C.F.R. § 210.42).

By order of the Commission.

/s/  
Marilyn R. Abbott  
Secretary to the Commission

Issued: January 9, 2009