

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

In the Matter of

**CERTAIN DIGITAL MULTIMETERS,
AND PRODUCTS WITH MULTIMETER
FUNCTIONALITY**

Investigation No. 337-TA-588

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN
INITIAL DETERMINATION TERMINATING A RESPONDENT
ON THE BASIS OF A SETTLEMENT AGREEMENT**

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. 21) of the presiding administrative law judge (“ALJ”) in the above-captioned investigation terminating a respondent on the basis of a settlement agreement.

FOR FURTHER INFORMATION CONTACT: Michael K. Haldenstein, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3041. 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 November 13, 2006, based on a complaint filed by Fluke Corporation (“Fluke”) of Everett, Washington. The complaint, as supplemented, 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 digital multimeters and products with multimeter functionality by reason of infringement of United States Trademark Registration No.

2,796,480 and also by infringement of trade dress, the threat or effect of which is to destroy or substantially injure an industry in the United States. The complaint further alleges that an industry exists in the United States with respect to the asserted intellectual property rights. The complainant requests that the Commission issue a permanent general exclusion order and permanent cease and desist orders. The complaint named Altadox, Inc. of Arcadia, California; Circuit Specialists, Inc. of Mesa, Arizona; Digitek Instruments Co., Ltd. of Hong Kong; Electronic Specialties, Inc. of Spring Grove, Illinois; Electronix Express of Avenel, New Jersey; Elenco Electronics, Inc. of Wheeling, Illinois; HandsOnTools of Fort Collins, Colorado; Harbor Freight Tools of Camarillo, California; Jameco Electronics of Belmont, California; Kaito Electronics, Inc. of Montclair, California; Parts Express of Springboro, Ohio; Precision Mastech Enterprises Co. of Hong Kong; Shenzhen Everbest Machinery Industry Co., Ltd. of China; ShenZhen Hongda Electronic Co., Ltd. of China; Shenzhen Victor Hi-Tech Co., Ltd. of China; Sinometer Instruments Co., Ltd. of China; TechBuys, LLC of LaVerne, California; and Velleman Inc. of Fort Worth, Texas as respondents in this investigation. In its answer to the complaint, Harbor Freight Tools identified itself as “Central Purchasing, LLC d/b/a Harbor Freight Tools.”

On July 19, 2007, Fluke and “Respondent Central Purchasing LLC and Harbor Freight Tools (collectively, ‘Harbor Freight’)” filed a joint motion to terminate the investigation on the basis of a settlement agreement.

On July 31, 2007, the ALJ issued the subject ID that grants the parties’ joint motion and terminates the investigation with respect to Harbor Freight on the basis of a settlement agreement. No petitions for review were filed and the Commission has determined not to review the ID.

This action is taken under the authority of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, and Commission rules 210.21, 210.42, 19 C.F.R. §§ 210.21, 210.42.

By order of the Commission.

Marilyn R. Abbott
Secretary to the Commission

Issued: August 30, 2007