

**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 AFFIRM AN INITIAL
DETERMINATION GRANTING A JOINT MOTION TO TERMINATE THE
INVESTIGATION WITH RESPECT TO RESPONDENTS RATOC SYSTEMS, INC.,
RATOC SYSTEMS INTERNATIONAL, INC., AND JUSTCOM TECH, INC. AND TO
ISSUE 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 affirm the presiding administrative law judge's ("ALJ") initial determination ("ID") (Order No. 38) granting a joint motion to terminate the above-identified investigation with respect to respondents RATOC Systems, Inc., RATOC Systems International, Inc. (collectively, "RATOC"), and JustCom Tech, Inc. ("JustCom") and to issue 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.

On November 29, 2007, the Commission determined to review the ID because the private parties, though submitting a consent order stipulation, had not submitted a consent order. The Commission gave the parties fourteen (14) days to submit a proposed consent order. On December 13, 2007, the parties filed their proposed consent order. The Commission has now determined to affirm the ALJ's ID terminating the investigation with regard to RATOC and JustCom and to issue the consent order submitted by the parties.

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 210.45 of the Commission's Rules of Practice and Procedure (19 C.F.R. § 210.45).

By order of the Commission.

/s/
Marilyn R. Abbott
Secretary to the Commission

Issued: January 18, 2008