

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

**In the Matter of**

**CERTAIN DIGITAL TELEVISIONS AND  
CERTAIN PRODUCTS CONTAINING SAME  
AND METHODS OF USING SAME**

**Inv. No. 337-TA-617**  
**Enforcement Proceeding**

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL  
DETERMINATION TERMINATING THE INVESTIGATION IN PART BASED ON 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 the presiding administrative law judge's ("ALJ") initial determination ("ID") (Order No. 33) granting a joint motion filed by complainant and respondents Vizio, Inc., AmTran Technology Co., Ltd., and Suzhou Raken Technology, Ltd. (collectively, "the Vizio respondents") to terminate the investigation based on a settlement agreement.

**FOR FURTHER INFORMATION CONTACT:** Daniel E. Valencia, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-1999. 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 the underlying investigation on November 15, 2007, based on a complaint filed by Funai Electric Co., Ltd. of Japan and Funai Corporation of Rutherford, NJ (collectively "Funai"), alleging 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 televisions and certain products containing same by reason of infringement of certain claims of United States Patent Nos. 5,329,369 and 6,115,074 ("the '074 patent"). 72 *Fed. Reg.* 64240 (November 15, 2007). The complaint named numerous respondents. On April 10, 2009,

the Commission found a violation of section 337 with respect to the '074 patent. The Commission issued a limited exclusion order and several cease and desist orders.

On September 11, 2009, the Commission instituted an enforcement proceeding based on an enforcement complaint filed by Funai, alleging that certain respondents, including the Vizio respondents, have violated the Commission's limited exclusion order and cease and desist orders. *74 Fed. Reg.* 46793.

On May 26, 2010, complainant Funai and the Vizio respondents jointly moved to terminate this investigation as to the Vizio respondents, based on a settlement agreement, pursuant to Commission rule 210.21 (19 C.F.R. § 210.21). No party opposed this joint motion.

On May 28, 2010, the ALJ issued the subject ID granting the joint motion to terminate the investigation as to the Vizio respondents. No petitions for review of the ID 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: June 18, 2010