

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

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

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

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION FINDING THREE RESPONDENTS IN DEFAULT**

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. 27) in the above-referenced investigation finding the following respondents in default: Proview International Holdings, Ltd. of Hong Kong; Proview Technology (Shenzhen) Co., Ltd. of China; and Proview Technology, Ltd. of Garden Grove, California (collectively, "Proview Respondents").

FOR FURTHER INFORMATION CONTACT: Daniel 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 investigation underlying the enforcement proceeding on November 15, 2007, based on a complaint filed by Funai Electric Co., Ltd. of Japan; and Funai Corporation of Rutherford, New Jersey (collectively "Funai") against several respondents, including the Proview Respondents. 72 Fed. Reg. 64240 (2007). The complaint alleged violations of Section 337 of the Tariff Act of 1930, as amended, 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 television products and certain

products containing same by reason of infringement of one or more claims of U.S. Patent Nos. 6,115,074 (“the ‘074 patent”) and 5,329,369. After Commission review of the ALJ’s final initial determination, the Commission determined that there was a violation of section 337 with respect to certain asserted claims of the ‘074 patent and issued remedial orders. Subsequently, based on an enforcement complaint filed by Funai, the Commission instituted this enforcement proceeding by notice in the *Federal Register* on September 11, 2009. 74 *Fed. Reg.* 46793.

None of the Proview Respondents responded to the enforcement complaint and notice of enforcement proceeding. On February 1, 2010, the ALJ issued Order No. 24 directing the Proview Respondents to show cause why they should not be found in default. No response to Order No. 24 was received from any of the Proview Respondents. On February 26, 2010, the ALJ issued the subject ID (Order No. 27) finding the Proview Respondents in default. No petitions for review of the ID were filed.

The Commission has determined not to review the 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.

Marilyn R. Abbott
Secretary to the Commission

Issued: March 22, 2010