

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN LED PHOTOGRAPHIC
LIGHTING DEVICES AND
COMPONENTS THEREOF**

Investigation No. 337-TA-804

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING RESPONDENT ELATION LIGHTING, INC.
FROM THE INVESTIGATION**

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") (Judge Essex) initial determination ("ID") (Order No. 14) granting a joint motion to terminate the investigation as to Respondent Elation Lighting, Inc. ("Elation") of Los Angeles, California on the basis of a settlement agreement.

FOR FURTHER INFORMATION CONTACT: Amanda S. Pitcher, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2737. 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 this investigation on September 7, 2011, based on a complaint filed by Litepanels, Inc. and Litepanels, Ltd. (collectively, "Litepanels"). 76 *Fed. Reg.* 55416 (Sept. 7, 2011). The complaint alleges violations of section 337 of the Tariff Act of 1930 as amended (19 U.S.C. § 1337) by reason of infringement of certain claims of U.S. Patent Nos. 7,429,117; 7,510,290; 7,318,652; 6,948,823; and 7,972,022. Supplements to the complaint were filed on August 23 and 25, 2011. The notice of investigation names several respondents, including Elation.

On January 12, 2012, Litepanels and Elation filed a joint motion to terminate the investigation as to Elation. The Office of Unfair Import Investigation's investigative attorney filed a response in opposition to the motion asserting that while the settlement was acceptable and in the public's interest, the "public version" of the settlement agreement contained more redactions than necessary. Litepanels and Elation filed a revised "public version" of the settlement agreement that reduced the amount of redactions.

On February 8, 2012, the ALJ issued the subject ID granting the motion. The ALJ found that the settlement agreement complies with the requirements of Commission Rule 210.21(b) and that terminating Elation would not be contrary to the public interest. No one petitioned for review of the ID.

The Commission has determined not to review the ID. Accordingly, this investigation is terminated as to Elation.

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 sections 210.42(h) of the Commission's Rules of Practice and Procedure (19 C.F.R. §210.42(h)).

By order of the Commission.

/s/
James R. Holbein
Secretary to the Commission

Issued: March 2, 2012