

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

CERTAIN DIMMABLE COMPACT
FLUORESCENT LAMPS AND PRODUCTS
CONTAINING SAME

Investigation No. 337-TA-830

NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION GRANTING AN UNOPPOSED MOTION TO TERMINATE
CERTAIN RESPONDENTS FROM THE INVESTIGATION BASED UPON
WITHDRAWAL OF ALLEGATIONS FROM THE COMPLAINT

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. 11) granting an unopposed motion to terminate Respondents TCP China; TCP (Shanghai) Tiancanbao Lighting Electrical Appliance Co., Ltd.; and Shanghai Jensing Electron Electrical Equipment Co., Ltd. all of Shanghai, China (collectively, "TCP") from the investigation based upon withdrawal of allegations pertaining to TCP from the complaint.

FOR FURTHER INFORMATION CONTACT: Panyin A. Hughes, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3042. 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 February 27, 2012, based on a complaint filed by Andrzej Bobel and Neptun Light, Inc. both of Lake Forest, Illinois (collectively, "Neptun"). 77 *Fed. Reg.* 11587 (Feb. 27, 2012). The complaint alleged 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 dimmable compact fluorescent lamps and products containing the same by reason of infringement of various claims of United States Patent Nos. 5,434,480 and 8,035,318. The complaint named several respondents, including TCP.

On August 6, 2012, Neptun filed an unopposed motion to terminate the investigation as to TCP based upon withdrawal of allegations pertaining to TCP from the complaint. No responses to the motion were filed.

On August 8, 2012, the ALJ issued the subject ID, granting the unopposed motion to terminate TCP from the investigation. The ALJ found that the motion complied with the requirements of Commission Rule 210.21(a) (19 C.F.R. § 210.21(a)) and that no extraordinary circumstances prohibited granting the motion. None of the parties petitioned for review of the ID.

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 sections 210.42 - .46 of the Commission's Rules of Practice and Procedure (19 C.F.R. §§ 210.42 - .46).

By order of the Commission.

A handwritten signature in black ink, appearing to read "Lisa R. Barton". The signature is stylized with large, flowing loops and is positioned above the printed name.

Lisa R. Barton
Acting Secretary to the Commission

Issued: September 4, 2012