

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

In the Matter of

**CERTAIN L-LYSINE FEED PRODUCTS,
THEIR METHODS OF PRODUCTION
AND GENETIC CONSTRUCTS FOR
PRODUCTION**

Investigation No. 337-TA-571

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TO EXTEND THE TARGET DATE BY THREE DAYS**

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. 45) to extend the target date by three days from November 28, 2008 to December 1, 2008.

FOR FURTHER INFORMATION CONTACT: James Worth, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3065. 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 May 31, 2006, based on a complaint filed by Ajinomoto Heartland LLC. 71 *Fed. Reg.* 43209 (May 31, 2006). 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 L-Lysine feed products, their methods of production and genetic constructs for production by reason of infringement of various claims of six United States patents. The complaint named five respondents.

On July 18, 2008, the Commission determined not to review an ID extending the target date by one month from October 31, 2008 to November 28, 2008.

On July 28, 2008, the ALJ issued the subject ID extending the target date in this investigation by three days to December 1, 2008.

The Commission has determined not to review the ID. Under the amendments to the Commission rules which become effective on August 6, 2008, the petitions for review of the final ID must be filed within 12 days after service of the final initial determination. 73 Fed. Reg. 38316, 38325 (July 7, 2008).

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: July 31, 2008