

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

In the Matter of

**CERTAIN DC-DC CONTROLLERS AND
PRODUCTS CONTAINING SAME**

Investigation No. 337-TA-698

**NOTICE OF COMMISSION DECISION NOT TO REVIEW THE
ADMINISTRATIVE LAW JUDGE'S INITIAL DETERMINATION
TERMINATING THE INVESTIGATION AS TO THREE RESPONDENTS**

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 initial determination ("ID") (Order No. 32) granting a joint motion to terminate, on the basis of settlement, the investigation as to three respondents.

FOR FURTHER INFORMATION CONTACT: Sidney A. Rosenzweig, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2532. 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 December 29, 2009, based on a complaint filed by Richtek Technology Corp. (Taiwan) and Richtek USA, Inc. (San Jose, Cal.) (collectively "Richtek"), alleging a violation of section 337 in the importation, sale for importation, and sale within the United States after importation of certain DC-DC controllers by reason of infringement of certain claims of U.S. Patent Nos. 7,315,190 ("the '190 patent"); 6,414,470; and 7,132,717, and by reason of trade secret misappropriation. 75 *Fed. Reg.* 446 (Jan. 5, 2010). The complaint, as amended, names eight respondents: uPI Semiconductor Corp. (Taiwan); Advanced Micro Devices, Inc. (Sunnyvale, Cal.) ("AMD"); Sapphire Technology Ltd. (Hong Kong); Best Data Products d/b/a Diamond

Multimedia (Chatsworth, Cal.) (“Diamond”); Eastcom, Inc. d/b/a XFX Technology USA (Rowland Heights, Cal.) (“XFX”); Micro-Star International Co., Ltd. (Taiwan); MSI Computer Corp. (City of Industry, Cal.); and VisionTek Products LLC (Inverness, Ill.). *See* Second Am. Compl. ¶¶ 12-34 (May 20, 2010).

On June 9, 2010, complainant Richtek and respondents AMD, Diamond, and XFX moved for issuance of an initial determination terminating the investigation as to those three respondents based on a settlement agreement between the parties. On June 15, 2010, the Commission’s investigative attorney responded that she did not oppose the motion and that termination would not be contrary to the public interest. No other parties filed responses. On June 22, 2010, the ALJ granted the motion. Order No. 32 (June 22, 2010).

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 sections 210.21(b) and 210.42 of the Commission’s Rules of Practice and Procedure (19 C.F.R. §§ 210.21(b), 210.42).

By order of the Commission.

/s/
Marilyn R. Abbott
Secretary to the Commission

Issued: **July 12, 2010**