UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of **CERTAIN PRODUCTS CONTAINING INTERACTIVE PROGRAM GUIDE AND PARENTAL GUIDE AND PARENTAL CONTROLS TECHNOLOGY**	**Investigation No. 337-TA-820**

NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL DETERMINATION GRANTING RESPONDENT'S UNOPPOSED MOTION TO TERMINATE-IN-PART THE INVESTIGATION WITH RESPECT TO U.S. PATENT NO. RE41,993

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. 52) granting respondent's unopposed motion to terminate-in-part the above captioned investigation with respect to U.S. Patent No. RE41,993 ("the '993 patent").

FOR FURTHER INFORMATION CONTACT: Megan M. Valentine, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2301. 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 21, 2011, based on a complaint filed by Rovi Corporation of Santa Clara, California; Rovi Guides, Inc. (f/k/a/ Gemstar-TV Guide International Inc.) of Santa Clara, California; United Video Properties, Inc. of Santa Clara, California; Gemstar Development Corporation of Santa Clara, California; and Index Systems, Inc. of Tortola, the British Virgin Islands (collectively, "Rovi"). 76 *Fed. Reg.* 79214-5 (Dec. 21, 2011). 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 products containing interactive program guide and parental controls technology by reason of infringement of certain claims of U.S. Patent Nos. 7,493,643; the '993 patent; 6,701,523; and 7,047,547. The complaint further alleged that an industry in the United States exists as required by subsection (a)(2) of section 337. The notice of investigation named Vizio, Inc. of Irvine, California ("Vizio"); Haier Group Corp. of Shandong, China ("HGC"); and Haier America Trading LLC of New York, New York ("Haier America") as respondents. The Office of Unfair Import Investigations was also named as a party, but later decided not to participate in the investigation under the Commission's *Supplement to the Strategic Human Capital Plan 2009-2013*. Commission Investigative Staff's Notice of Nonparticipation (Jan. 6, 2012). The Commission later terminated the investigation as to Haier America and HGC based on consent orders. Notice (June 18, 2012) (Order No. 18); Notice (June 18, 2012) (Order No. 19).

On November 21, 2012, Vizio filed a renewed motion to terminate-in-part the investigation as to the '993 patent. The filing indicated that Rovi does not oppose the motion.

On December 5, 2012, the ALJ issued the subject ID, granting Vizio's unopposed motion pursuant to section 210.21(a) of the Commission's Rules of Practice and Procedure (19 C.F.R. § 210.21(a). He found that there is good cause to grant Vizio's motion since the '993 patent expires two months prior to the September 23, 2013, target date for completion of this investigation. The ALJ also found that termination of the '993 patent is consistent with the public interest. No petitions for review of this 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.

Lisa R. Barton
Acting Secretary to the Commission

Issued: January 4, 2013