

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

In the Matter of

**CERTAIN TONER CARTRIDGES
AND COMPONENTS THEREOF**

Investigation No. 337-TA-829

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW FOUR INITIAL
DETERMINATIONS TERMINATING THE INVESTIGATION AS TO FOURTEEN
RESPONDENTS ON THE BASIS OF WITHDRAWAL OF THE COMPLAINT OR
CONSENT ORDER; ISSUANCE OF CONSENT ORDERS AGAINST THIRTEEN
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 four initial determinations (“IDs”) (Order Nos. 17-20) terminating the above-captioned investigation as to fourteen respondents on the basis of withdrawal of the complaint or consent order. The Commission has issued the subject consent orders as to thirteen respondents terminated by consent order.

FOR FURTHER INFORMATION CONTACT: James A. 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 (<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: This investigation was instituted on February 27, 2012, based upon a complaint filed on behalf of Canon, Inc. of Tokyo, Japan; Canon U.S.A., Inc. of Lake Success, New York; and Canon Virginia, Inc. of Newport News, Virginia (collectively, “Canon”) on January 23, 2012. 77 *Fed. Reg.* 11586 (Feb. 27, 2012). The complaint alleged violations of section 337 of the Tariff Act of 1930 (19 U.S.C. § 1337) in the sale for importation, importation, or sale after importation of certain toner cartridges and components thereof that infringe one or more of claims 128-130, 132, 133 and 139-143 of U.S. Patent Nos. 5,903,803 and claims 24-30 of U.S. Patent No. 6,128,454. The notice of investigation named numerous respondents.

On October 10, 2012, the ALJ issued an ID granting Canon's unopposed motion to withdraw the complaint as to respondent Nukote Internacional de Mexico, S.A. de C.V. of Nueva Leon, Mexico ("Nukote Mexico") and thereby to terminate Nukote Mexico from the investigation. Order No. 17 (October 11, 2012).

Between October 11 and 26, 2012, the ALJ issued three IDs terminating the investigation as to thirteen respondents on the basis of consent orders: Order No. 18 (October 11, 2012) (respondent OnlineTechStores.com, Inc. d/b/a SuppliesOutlet.com of Reno, Nevada); Order No. 19 (October 26, 2012) (respondent Clover Holdings, Inc. of Hoffman Estates, Illinois; Clover Technologies Group, LLC d/b/a Depot International f/k/a Depot America and Image1 Products of Ottawa, Illinois; Clover Vietnam Co., Ltd. of Ho Chi Minh City, Vietnam; Dataproducts Imaging Solutions S.A. de C.V. of Mexicali, Mexico; Dataproducts USA, LLC of Thousand Oaks, California; and CAU Acquisition Company, LLC d/b/a Cartridges Are US of Ithaca, Michigan, collectively "Clover")); and Order No. 20 (October 26, 2012) (respondents Dxxxxon Digital Storage, Inc. of Lewis Center, Ohio; Discount Office Items, Inc. of Columbus, Wisconsin; Deal Express LLC d/b/a Discount Office Items of Columbus, Wisconsin; GreenLine Paper Company, Inc. of York, Pennsylvania; Myriad Greeyn LLC of Virginia Beach, Virginia; Office World, Inc. of Eugene, Oregon; and Office World.com, Inc. of Eugene Oregon, collectively the "Clover Customers"). For Order No. 18, it was the subject respondent who moved for termination, with no opposition from Canon and with the support of the Commission investigative attorney ("IA"). For Orders Nos. 19 and 20, the complainants and subject respondents jointly moved for termination, with the support of the IA.

No petitions for review of the IDs were filed.

After considering the IDs and the relevant portions of the record, the Commission has determined not to review the IDs and to issue the consent orders against OnlineTechStores.com, Inc., Clover, and the Clover Customers.

This action is taken under the authority of section 337 of the Tariff Act of 1930, as amended (19 U.S.C. § 1337), and Part 210 of the Commission's Rules of Practice and Procedure (19 C.F.R. Part 210).

By order of the Commission.

/s/

Lisa R. Barton
Acting Secretary to the Commission

Issued: November 14, 2012