

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

In the Matter of

**CERTAIN STATIC RANDOM ACCESS
MEMORIES AND PRODUCTS
CONTAINING SAME**

Investigation No. 337-TA-792

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION GRANTING A JOINT MOTION TO TERMINATE THE
INVESTIGATION AS TO RESPONDENTS ARROW ELECTRONICS, INC. AND NU
HORIZONS CORP. BASED UPON CONSENT ORDER STIPULATION;
ISSUANCE OF A CONSENT ORDER.**

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. 9) granting a joint motion to terminate the investigation as to Respondents Arrow Electronics, Inc. ("Arrow") and Nu Horizons Corp. ("Nu Horizons") based upon entry of a consent order.

FOR FURTHER INFORMATION CONTACT: Panyin A. Hughes, Esq., 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 July 28, 2011, based on a complaint filed by Cypress Semiconductor Corporation of San Jose, California ("Cypress"). 76 *Fed. Reg.* 45295 (July 28, 2011). 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 static random access memories and products containing the same by reason of infringement of

various claims of United States Patent Nos. 6,534,805; 6,651,134; 7,142,477; and 6,262,937. The complaint named several respondents, including Arrow and Nu Horizons both of Melville, NY.

On August 31, 2011, Cypress, Arrow, and Nu Horizons filed a joint motion to terminate the investigation as to Arrow and Nu Horizons based upon the entry of a consent order stipulation. No responses to the motion were filed.

On September 15, 2011, the ALJ issued the subject ID, granting the joint motion to terminate Arrow and Nu Horizons from the investigation. The ALJ found that the consent order stipulation complies with the requirements of Commission Rule 210.21(c)(3) (19 C.F.R. § 210.21(c)(3)) and that terminating Arrow and Nu Horizons from the investigation would not be contrary to the public interest. None of the parties petitioned for review of the ID.

The Commission has determined not to review the ID and to issue the proposed consent order with minor corrections. Accordingly, this investigation is terminated with respect to Arrow and Nu Horizons.

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/
James R. Holbein
Secretary to the Commission

Issued: October 18, 2011