

By order of the Commission.

Donna R. Koehnke,
Secretary.

[FR Doc. 97-22051 Filed 8-19-97; 8:45 am]

BILLING CODE 7020-02-P

INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-400]

Certain Telephonic Digital Added Main Line Systems, Components Thereof, and Products Containing the Same; Notice of Investigation

AGENCY: U.S. International Trade Commission.

ACTION: Institution of investigation pursuant to 19 U.S.C. § 1337.

SUMMARY: Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on July 15, 1997, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, on behalf of Raychem Corporation, 300 Constitution Drive, Menlo Park, CA 94025. A supplement to the complaint was filed on August 7, 1997. The complaint alleges violations of section 337 in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain telephonic digital added main line systems, components thereof, and products containing the same by reason of infringement of claims 1-7 of U.S. Letters Patent 5,459,729, claims 1, 3-11 and 14-16 of U.S. Letters Patent 5,459,730, and claims 1-5, 7-11 of U.S. Letters Patent 5,473,613. The complaint further alleges that there exists an industry in the United States as required by subsection (a)(2) of section 337.

The complainant requests that the Commission institute an investigation and, after the investigation, issue a permanent exclusion order and a permanent cease and desist order.

ADDRESSES: The complaint, except for any confidential information contained therein, is 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., Room 112, Washington, D.C. 20436, telephone 202-205-2000. Hearing-impaired individuals are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

FOR FURTHER INFORMATION CONTACT: Thomas S. Fusco, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, telephone 202-205-2571.

Authority

The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930, as amended, and in section 210.10 of the Commission's Rules of Practice and Procedure, 19 CFR § 210.10 (1996).

Scope of Investigation

Having considered the complaint, the U.S. International Trade Commission, on August 12, 1997, Ordered that—

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, an investigation be instituted to determine whether there is a violation of subsection (a)(1)(B) of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain telephonic digital added main line systems, components thereof, and products containing the same by reason of infringement of claims 1-7 of U.S. Letters Patent 5,459,729, claims 1, 3-11 and 14-16 of U.S. Letters Patent 5,459,730, or claims 1-5, 7-11 of U.S. Letters Patent 5,473,613, and whether there exists an industry in the United States as required by subsection (a)(2) of section 337.

(2) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainant is—Raychem Corporation, 300 Constitution Drive, Menlo Park, CA 94025.

(b) The respondents are the following companies alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

ECI Telecom, Ltd., 30 Hasivim Street, P.O.B. 3083, Petah Tikva, 49130, Israel

ECI Telecom, Inc., 927 Fern Street, Altamonte Springs, FL 32701.

(c) Thomas S. Fusco, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, SW, Room 401-O, Washington, D.C. 20436, who shall be the Commission investigative attorney, party to this investigation; and

(3) For the investigation so instituted, the Honorable Paul J. Luckern is designated as the presiding administrative law judge.

Responses to the complaint and the notice of investigation must be submitted by the named respondents in accordance with section 210.13 of the Commission's Rules of Practice and Procedure, 19 CFR § 210.13. Pursuant to 19 CFR §§ 201.16(d) and 210.13(a), such responses will be considered by the Commission if received no later than 20

days after the date of service by the Commission of the complaint and notice of investigation. Extensions of time for submitting responses to the complaint will not be granted unless good cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the administrative law judge and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter both an initial determination and a final determination containing such findings, and may result in the issuance of a limited exclusion order or a cease and desist order or both directed against such respondent.

Issued: August 13, 1997.

By order of the Commission.

Donna R. Koehnke,
Secretary.

[FR Doc. 97-22054 Filed 8-19-97; 8:45 am]

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INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-391]

Certain Toothbrushes and the Packaging Thereof; Notice of Commission Determination Not To Review an Initial Determination Finding Respondent Giftline International Corporation in Default; Request for Written Submissions on the Issues of Remedy, the Public Interest, and Bonding

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 an initial determination (ID) of the presiding administrative law judge (ALJ) in the above-captioned investigation finding respondent Giftline International Corporation (Giftline) in default, and to have waived its rights to appear, to be served with documents, and to contest the allegations at issue in the investigation.

FOR FURTHER INFORMATION CONTACT: Anjali K. Hansen, Esq., Office of the General Counsel, U.S. International Trade Commission, telephone 202-205-3117.