

## INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-383; Sanctions  
Proceeding and Bond Forfeiture/Return  
Proceedings]

### In the Matter of Certain Hardware Logic Emulation Systems and Components Thereof; Notice of Commission Determination Not to Review an Initial Determination Terminating Sanctions Proceeding and Bond Forfeiture/ Return Proceeding

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 (Order No. 106) issued by the presiding administrative law judge terminating the sanctions proceeding and the bond forfeiture/return proceeding in the above-captioned investigation.

**FOR FURTHER INFORMATION CONTACT:** Peter L. Sultan, Esq., Office of the General Counsel, U.S. International Trade Commission, telephone 202-205-3152.

**SUPPLEMENTARY INFORMATION:** This patent-based section 337 investigation was instituted on March 8, 1996, based upon a complaint and motion for temporary relief filed on January 26, 1996, by Quickturn Design Systems, Inc. ("Quickturn"). 61 FR. 9486 (March 8, 1996). The respondents are Mentor Graphics Corporation ("Mentor") and Meta Systems ("Meta") (collectively "respondents"). On July 8, 1996, the presiding administrative law judge ("ALJ") issued an initial determination ("TEO ID") granting Quickturn's motion for temporary relief.

On August 5, 1996, the Commission determined not to modify or vacate the TEO ID and issued a temporary limited exclusion order and a temporary cease and desist order against domestic respondent Mentor. The Commission imposed a bond of 43 percent of entered value on respondents' importations and sales of emulation systems and components thereof during the remaining pendency of the investigation.

On September 24, 1997, the Commission determined to modify respondents' temporary relief bond in the investigation. Respondents' temporary relief bond remained at 43 percent of the entered value of the subject imported articles if the entered value equals transaction value as defined in applicable U.S. Customs Service regulations. Respondents' temporary relief bond increased to 180

percent of the entered value of the subject imported articles if the entered value is not based on transaction value.

On July 31, 1997, the ALJ issued an initial determination ("Final ID"), finding that respondents had violated section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), by infringing claims of all five of Quickturn's asserted patents. The ALJ recommended issuance of a permanent exclusion order and a cease and desist order.

On October 2, 1997, the Commission determined not to review the Final ID, thereby finding that respondents violated section 337. On December 3, 1997, the Commission issued a limited exclusion order directed to Meta and a cease and desist order against domestic respondent Mentor. These final relief orders were referred to the President on December 4, 1997, and the 60-day Presidential review period expired on February 2, 1998, without the President taking action to disapprove them.

On July 31, 1997, the ALJ also issued Order No. 96 in the investigation finding that respondents and certain of their counsel have engaged in discovery abuses and abuse of process justifying the imposition of evidentiary and monetary sanctions. Respondents petitioned for review of Order No. 96. On March 6, 1998, the Commission denied most aspects of respondents' petition and determined to adopt Order No. 96. The Commission ordered the ALJ to issue an ID within six months ruling on the precise dollar amount of sanctions to be awarded pursuant to those portions of Order No. 96 adopted by the Commission.

On February 26, 1998, Quickturn filed a motion pursuant to Commission rule 210.50(d) for forfeiture of the full amount of the bonds posted by respondents in connection with their activities during the temporary relief period and Presidential review period. On March 13, 1998, respondents filed an opposition to Quickturn's motion and a motion for return of their bonds. The Commission referred these motions to the ALJ for issuance of an ID within nine months.

While the monetary sanctions and bond forfeiture/return proceedings were pending before the ALJ, Quickturn and the respondents submitted a joint motion for determinations concerning the amount of monetary sanctions and the amount of respondents' bond forfeiture, based on a stipulation agreement between the parties. Based on this joint motion, on July 21, 1998, the ALJ issued Order No. 106, in which he approved the stipulated amounts and determined to terminate the monetary sanctions and bond forfeiture/return

proceedings. None of the parties filed a petition for review of Order No. 106.

The Commission has determined not to review Order No. 106. In accordance with the stipulation agreement between the parties, the Commission will instruct the U.S. Customs Service to release respondents' bonds after the Commission has received written notification from Quickturn that the amount stipulated for forfeiture of respondents' bonds has been paid to Quickturn.

This action is taken under the authority of section 337 of the Tariff Act of 1930 (19 U.S.C. 1337) and section 210.42 of the Commission's Rules of Practice and Procedure (19 CFR 210.42).

Copies of the public versions of Order No. 106 and all other nonconfidential 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, SW, Washington, DC 20436, telephone 202-205-2000. Hearing-impaired persons are advised that information can be obtained by contacting the Commission's TDD terminal on 202-205-1810. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>).

Issued: August 21, 1998.

By order of the Commission.

**Donna R. Koehnke,**  
Secretary.

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## DEPARTMENT OF JUSTICE

### Immigration and Naturalization Service

#### Agency Information Collection Activities: Extension of Existing Collection; Comment Request

**ACTION:** Notice of Information Collection Under Review; Notice of Appeal.

The Department of Justice, Immigration and Naturalization Service has submitted the following information collection request for review and clearance in accordance with the Paperwork Reduction Act of 1995. The proposed information collection is published to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted for "sixty days" until October 26, 1998.

Written comments and suggestions from the public and affected agencies concerning the proposed collection of