

of Practice and Procedure pertinent to five-year reviews, including the text of subpart F of part 207, are published at 63 FR 30599, June 5, 1998, and may be downloaded from the Commission's World Wide Web site at <http://www.usitc.gov/rules.htm>.

**EFFECTIVE DATE:** December 3, 1999.

**FOR FURTHER INFORMATION CONTACT:** Vera Libeau (202-205-3176), Office of Investigations, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436. Hearing-impaired persons can obtain information on this matter by contacting the Commission's TDD terminal on 202-205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its internet server (<http://www.usitc.gov>).

**SUPPLEMENTARY INFORMATION:** On December 3, 1999, the Commission determined that it should proceed to full reviews in the subject five-year reviews pursuant to section 751(c)(5) of the Act. The Commission found that the domestic interested party group responses to its notice of institution (64 FR 47862, September 1, 1999) were adequate with respect to all reviews, and that the respondent interested party group responses were adequate with respect to Belgium, Brazil, Canada, Finland, France, Germany, Japan, Korea, Mexico, Netherlands, Romania, Spain, and United Kingdom but inadequate with respect to Australia, Poland, Sweden, and Taiwan. The Commission also found that other circumstances warranted conducting full reviews with respect to Australia, Poland, Sweden, and Taiwan.

A record of the Commissioners' votes, the Commission's statement on adequacy, and any individual Commissioner's statements will be available from the Office of the Secretary and at the Commission's web site.

**Authority:** These reviews are being conducted under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 207.62 of the Commission's rules.

By order of the Commission.

Issued: December 14, 1999.

**Donna R. Koehnke,**

*Secretary.*

[FR Doc. 99-32935 Filed 12-20-99; 8:45 am]

**BILLING CODE 7020-02-P**

## INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-409]

### Certain CD-ROM Controllers and Products Containing The Same—II; Denial of Motion for Sanctions; Vacatur of Recommended Determination

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined to deny respondents' motion for monetary sanctions and to vacate the presiding administrative law judge's ("ALJ") recommended determination ("RD") on monetary sanctions in the above-captioned investigation.

**FOR FURTHER INFORMATION CONTACT:** Timothy P. Monaghan, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW, Washington, DC 20436, telephone 202-205-3152. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.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 May 13, 1998, based on a complaint filed by Oak Technology, Inc. ("Oak"). The respondents named in the investigation are MediaTek, Inc., United Microelectronics Corp., Lite-On Technology Corp., and AOpen, Inc. On May 12, 1999, the ALJ issued his final initial determination ("ID") finding the patent in controversy invalid, unenforceable, not infringed, and that there was no violation of section 337 of the Tariff Act of 1930 (19 U.S.C. 1337).

On January 13, 1999, respondents filed a motion for monetary sanctions against complainant Oak and its litigation counsel, Howrey & Simon ("Howrey"). On August 10, 1999, the ALJ issued an RD which recommended that sanctions be imposed on Oak and Howrey, jointly and severally, for an amount equal to respondents' reasonable attorney fees and costs in the investigation. The ALJ found that Oak and Howrey had abused Commission process by filing a section 337 complaint it knew was based on a patent that was invalid and unenforceable, in violation of section 210.4(d) of the Commission's Rules of

Practice and Procedure (19 CFR 210.4(d)).

On August 18, 1999, Oak and Howrey filed a motion to delay issuance of the public version of the RD imposing sanctions against Oak and Howrey. On August 31, 1999, the ALJ issued Order No. 18 denying Oak and Howrey's motion to delay issuance of the public version of the RD. On September 8, 1999, the Commission issued an order delaying issuance of the public version of the sanctions RD until issuance of the public version of the Commission opinion on whether there is a violation of section 337 in this investigation. The deadline for the parties to file comments on the RD was extended until 14 days after issuance of the public version of the Commission opinion on violation of section 337. All parties filed comments on the RD.

On October 1, 1999, the Commission affirmed the ID's finding of no infringement, but reversed the ID's findings of invalidity and unenforceability, and therefore determined there was no violation of section 337 in the investigation.

This action is taken under the authority of section 337 of the Tariff Act of 1930 (19 U.S.C. 1337) and section 210.25 of the Commission's Rules of Practice and Procedure (19 CFR 210.25).

Copies of the Commission's order and all other nonconfidential documents in the record of 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.

By order of the Commission.

Issued: December 13, 1999.

**Donna R. Koehnke,**

*Secretary.*

[FR Doc. 99-32934 Filed 12-20-99; 8:45 am]

**BILLING CODE 7020-02-P**

## INTERNATIONAL TRADE COMMISSION

[Investigation No. 731-TA-859 (Preliminary)]

### Circular Seamless Stainless Steel Hollow Products From Japan

#### Determination

On the basis of the record<sup>1</sup> developed in the subject investigation, the United States International Trade Commission

<sup>1</sup> The record is defined in sec. 207.2(f) of the Commission's Rules of Practice and Procedure (19 CFR § 207.2(f)).