

**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 31, 2009, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, on behalf of Samsung Electronics Co., Ltd. of Korea. A letter supplementing the complaint was filed on August 21, 2009. The complaint alleges violations of section 337 based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain flash memory and products containing same by reason of infringement of certain claims of U.S. Patent Nos. 6,930,050 and 5,740,065. The complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337.

The complainant requests that the Commission institute an investigation and, after the investigation, issue an exclusion order and a 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, SW., Room 112, Washington, DC 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. 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 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>.

**FOR FURTHER INFORMATION CONTACT:** Rett Snotherly, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, telephone (202) 205-2599.

**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 (2009).

**Scope of Investigation:** Having considered the complaint, the U.S. International Trade Commission, on August 27, 2009, 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 flash memory or products containing same by reason of infringement of one or more of claims 1, 19, 31, and 35 of U.S. Patent No. 6,930,050 and claims 1-8, 11, and 12 of U.S. Patent No. 5,740,065, and whether an industry in the United States exists 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—  
Samsung Electronics Co., Ltd., 416 Maetan-3dong, Yeongtong-gu, Suwon-City, Gyeonggi-do, Korea 443-742.

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

Spancion, Inc., 915 DeGuigne Drive, P.O. Box 3453, Sunnyvale, CA 94088;  
Spancion LLC, 915 DeGuigne Drive, P.O. Box 3453, Sunnyvale, CA 94088;

Spancion Japan Limited, Cube Kawasaki, 1-14, Nisshin-cho, Kawasaki-hu, Kawasaki-shi, Kanagawa, 210-0024, Japan;

Alpine Electronics, Inc., 20-1 Yoshima-Kogyodanchi, Iwaki, Fukushima 970-1192, Japan;

Alpine Electronics of America, Inc., 19145 Gramercy Place, Torrance, CA 90501;

D-Link Corporation, No. 289, Sinhu 3rd Road, Neihu District, Taipei City 114 Taiwan;

D-Link Systems, Inc., 17595 Mt. Hermann Street, Fountain View, CA 92708;

Slacker, Inc., 16935 W. Bernardo Dr. Suite 270, San Diego, CA 92127;

Synology Inc., 2F-3, No. 106, Chang An W. Rd., Taipei 10351, Taiwan;

Synology North America Corp., 2899 152 Ave. NE., Redmond, WA 98052;

Shenzhen Egreat Co., Ltd., 4/F, 1 Building, Sha San Chuang Ye Industrial Park, Sha Jing, Bao An, Shenzhen, China;

Appro International, Inc., 446 South Abbot Avenue, Milpitas, CA 95035.

(c) The Commission investigative attorney, party to this investigation, is Rett Snotherly, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, SW., Suite 401, Washington, DC 20436; and

(3) For the investigation so instituted, the Honorable Paul J. Luckern, Chief Administrative Law Judge, U.S. International Trade Commission, shall designate 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 not later than 20 days after the date of service by the Commission of the complaint and the notice of investigation. Extensions of time for submitting responses to the complaint and the notice of investigation 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 an initial determination and a final determination containing such findings, and may result in the issuance of an exclusion order or a cease and desist order or both directed against a respondent.

By order of the Commission.

Issued: August 27, 2009.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

**William R. Bishop,**

*Secretary to the Commission.*

[FR Doc. E9-21125 Filed 9-1-09; 8:45 am]

**BILLING CODE P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Investigations Regarding Certifications of Eligibility To Apply for Worker Adjustment Assistance

Petitions have been filed with the Secretary of Labor under Section 221 (a) of the Trade Act of 1974 ("the Act") and are identified in the Appendix to this notice. Upon receipt of these petitions, the Director of the Division of Trade Adjustment Assistance, Employment and Training Administration, has instituted investigations pursuant to Section 221 (a) of the Act.

The purpose of each of the investigations is to determine whether the workers are eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act. The investigations will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved.

The petitioners or any other persons showing a substantial interest in the subject matter of the investigations may

request a public hearing, provided such request is filed in writing with the Director, Division of Trade Adjustment Assistance, at the address shown below, not later than September 14, 2009.

Interested persons are invited to submit written comments regarding the subject matter of the investigations to the Director, Division of Trade Adjustment Assistance, at the address shown below, not later than September 14, 2009.

The petitions filed in this case are available for inspection at the Division of Trade Adjustment Assistance, Employment and Training Administration, U.S. Department of Labor, Room N-5428, 200 Constitution Avenue, NW., Washington, DC 20210.

Signed at Washington, DC, this 20th day of August 2009.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

APPENDIX

[TAA petitions instituted between 6/29/09 and 7/2/09]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
71438	The Gillette Company (Comp)	Boston, MA	06/29/09	06/24/09
71439	Levi Strauss and Company (State)	San Francisco, CA	06/29/09	06/26/09
71440	O'Bryan Brothers, Inc. (State)	Leon, IA	06/29/09	06/26/09
71441	ITT Flow Control/Cape Ann Industrial Park (Comp)	Gloucester, MA	06/29/09	06/23/09
71442	Carlisle Finishing, LLC/Int'l Textile Grp (Comp)	Carlisle, SC	06/29/09	06/25/09
71443	Applied Materials, Inc. (Rep)	Boise, ID	06/29/09	06/25/09
71444	Applied Materials, Inc., c/o Intel Corp. M/S RR5-367 (Rep)	Rio Rancho, NM	06/29/09	06/25/09
71445	Applied Materials, Inc.—Sandstone (Rep)	Sandstone, VA	06/29/09	06/25/09
71446	Applied Materials, Inc.—Santa Clara (95054)	Santa Clara, CA	06/29/09	06/25/09
71447	Applied Materials, Inc.—Austin (Rep)	Austin, TX	06/29/09	06/25/09
71448	Applied Materials, Inc.—Lehi (Rep)	Lehi, UT	06/29/09	06/25/09
71449	The Nieslen Company (Wkrs)	Omaha, NE	06/29/09	06/19/09
71450	Hewlett Packard (Comp)	Boise, ID	06/29/09	06/24/09
71451	Doranco, Inc. (State)	Mansfield, MA	06/29/09	06/26/09
71452	IBM (State)	Newark, NJ	06/29/09	06/29/09
71453	Carling Technologies, Inc. (State)	Plainville, CT	06/29/09	06/26/09
71454	American Hollow Boring Co., Inc. (Comp)	Erie, PA	06/29/09	06/26/09
71455	Wisconsin Casting (USW)	Browntown, WI	06/29/09	06/26/09
71456	Knithet Celotex (State)	Sunbury, PA	06/29/09	06/29/09
71457	Oxford Collections (Wkrs)	Gaffney, SC	06/29/09	06/25/09
71458	Form Tech Industries (UAW)	Detroit, MI	06/29/09	06/26/09
71459	Eclipse Aviation Corporation (Wkrs)	Albuquerque, NM	06/29/09	06/25/09
71460	Warner Electric (USW)	So. Beloit, IL	06/29/09	06/25/09
71461	Arrow Electronics, Inc. (Wkrs)	Melville, NY	06/29/09	06/23/09
71462	CSG Openline (Wkrs)	Redmond, WA	06/29/09	06/29/09
71463	Freedom Plastic (USW)	Janesville, WI	06/29/09	06/26/09
71464	A and L Lumber Company (Wkrs)	Tryon, NC	06/29/09	06/22/09
71465	Judith Leiber (Wkrs)	Secaucus, NJ	06/30/09	06/29/09
71466	Borg Warner Diversified Transmission Products (Comp)	Muncie, IN	06/30/09	06/24/09
71467	Phillips and Temro, Inc. (Comp)	Eden Prairie, MN	06/30/09	06/24/09
71468	Electronic Data Systems (Wkrs)	Pontiac, MI	06/30/09	06/25/09
71469	Acutec Precision Machining Inc. (Wkrs)	Saegertown, PA	06/30/09	06/26/09
71470	Unifi, Inc./Plant #3 (Comp)	Madison, NC	06/30/09	06/29/09
71471	Syncreon.US (UAW)	Fenton, MO	06/30/09	06/26/09
71472	Ford Motor Credit Company (Wkrs)	Dearborn, MI	06/30/09	06/16/09
71473	Meritor Heavy Vehicle Systems (Comp)	Forest City, NC	06/30/09	06/29/09
71474	The Uttermost Company (Wkrs)	Rocky Mount, VA	06/30/09	06/01/09
71475	Akzo Nobel Coatings, Inc. (Wkrs)	Troy, MI	06/30/09	06/29/09
71476	Lyondellbasell Advanced Polyolefins (Comp)	Mansfield, TX	06/30/09	06/18/09
71477	SER Enterprise/DHL Logistics (Wkrs)	Ogden, UT	06/30/09	06/26/09
71478	United States Gypsum (Comp)	Santa Fe Springs, CA	06/30/09	06/29/09
71479	Eastman Kodak Company (Wkrs)	Rochester, NY	06/30/09	06/25/09
71480	Hydro Aluminum Precision Tubing North America (UAW)	Adrian, MI	06/30/09	06/26/09
71481	Koppers (USW)	Clairton, PA	06/30/09	06/29/09
71482	Trane Pueblo (Comp)	Pueblo, CO	06/30/09	06/22/09
71483	Continental Airlines (Wkrs)	Houston, TX	06/30/09	06/26/09
71484	Ontario Die Company of Texas (Comp)	El Paso, TX	06/30/09	06/23/09
71485	Albaugh, Inc. (Wkrs)	St. Joseph, MO	06/30/09	06/23/09
71486	Northwest Metals, Inc. (Wkrs)	Okolona, OH	06/30/09	06/26/09
71487	Work Skills Corporation (Comp)	Brighton, MI	06/30/09	06/17/00
71488	BMJ Mold and Engeering (Wkrs)	Kokomo, IN	06/30/09	06/24/09
71489	Manpower—Dubois (Wkrs)	Dubois, PA	06/30/09	06/26/09
71490	Helicranes, Inc. (Comp)	Bellingham, WA	06/30/09	06/29/09
71491	Teleperformance (Wkrs)	Salt Lake City, UT	06/30/09	06/26/09
71492	Cholestech Corporation (Comp)	Hayward, CA	06/30/09	06/29/09

## APPENDIX—Continued

[TAA petitions instituted between 6/29/09 and 7/2/09]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
71493	Evergreen Shipping Agency (America) Corp. (State)	Jersey City, NJ	06/30/09	06/30/09
71494	Johns Manville (Wkrs)	Spartanburg, SC	07/01/09	06/23/09
71495	IPSCO Koppel Tubulars Corporation (Wkrs)	Beaver Falls, PA	07/01/09	06/17/09
71496	Wikel/Allen Express DHL Contractor (Wkrs)	Cape Girardeau, MO	07/01/09	06/29/09
71497	Telerg/Merck (Wkrs)	Horsham, PA	07/01/09	06/29/09
71498	DuFresne Manufacturing (State)	Vadnaus Heights, MN	07/01/09	06/30/09
71499	Sara Lee Corporation (Comp)	Downers Grove, IL	07/01/09	06/30/09
71500	Datamax—O'Neil Corporation (Wkrs)	Irvine, CA	07/01/09	06/23/09
71501	Sony Electronics, Inc. (Comp)	San Diego, CA	07/01/09	06/22/09
71502	Charleston Stamping and Manufacturing (Comp)	South Charleston, WV	07/01/09	06/20/09
71503	ArcelorMittal USA (USWA)	East Chicago, IN	07/01/09	06/29/09
71504	United Auto Workers Local 98 (UAW)	Indianapolis, IN	07/01/09	06/18/09
71505	The Timken Company (USW)	Canton, OH	07/01/09	07/01/09
71506	ExxonMobil Corporation (Wkrs)	Akron, OH	07/01/09	06/25/09
71507	Eastman Kodak Company (State)	Norwalk, CT	07/01/09	06/30/09
71508	Swiss Plywood Corporation (Wkrs)	Tell City, IN	07/01/09	06/29/09
71509	Walbro Engine Management, LLC (Comp)	Tucson, AZ	07/01/09	06/09/09
71510	Kurz-Kasch (USW)	Newcomerstown, OH	07/01/09	06/30/09
71511	Jeld-Wen Engineering (Wkrs)	Klamath Falls, OR	07/01/09	06/26/09
71512	Allegheny Too and Manufacturing Co., Inc. (Comp)	Meadville, PA	07/01/09	06/29/09
71513	DeLong Sportswear, Corporate Offices (State)	Grinnell, IA	07/01/09	06/30/09
71514	Lexington Home Brands, Inc. (Wkrs)	Thomasville, NC	07/01/09	06/23/09
71515	Hoosier Spline Broach Corporation (Wkrs)	Kokomo, IN	07/01/09	06/24/09
71516	IHSS/Nazi Mokhtari (State)	Mission Hills, CA	07/02/09	07/01/09
71517	Idaho Timber of Montana, LLC (Comp)	Whitefish, MT	07/02/09	06/30/09
71518	Johnson Controls, Inc. (Comp)	Earth City, MO	07/02/09	06/29/09
71519	Cooper-Standard Automotive (Wkrs)	Novi, MI	07/02/09	06/30/09
71520	USP Holding Corp. dba US Products (Comp)	Coeur d'Alene, ID	07/02/09	07/01/09
71521	Qimonda North America Corporation (Wkrs)	Williston, VT	07/02/09	06/29/09
71522	Coldform, Inc. (State)	Terryville, CT	07/02/09	07/01/09
71523	Gates Corporation (Comp)	Rockford, IL	07/02/09	07/01/09
71524	Fluid Routing Solutions (UAW)	Big Rapids, MI	07/02/09	06/03/09
71525	Results Duffield (Wkrs)	Duffield, VA	07/02/09	07/02/09
71526	Cinram, Inc. (Wkrs)	Richmond, IN	07/02/09	06/30/09
71527	Pomeroy IT Solutions (Wkrs)	Hebron, KY	07/02/09	06/26/09
71528	United States Gypsum (Comp)	La Mirada, CA	07/02/09	06/29/09
71529	Sara Lee Corporation (Wkrs)	Earth City, MO	07/02/09	07/01/09
71530	Nordson Corporation (Union)	West Lake, OH	07/02/09	07/01/09
71531	Newton Transportation Company, Inc. (Comp)	Hudson, NC	07/02/09	07/02/09
71532	Sitel Worldwide Corporation (Wkrs)	Nashville, TN	07/02/09	06/30/09
71533	Mestek, Inc. (IAMAW)	South Windsor, CT	07/02/09	07/01/09
71534	SP News Print (AWPPW)	Newberg, OR	07/02/09	07/01/09
71535	Cequent Performance Product—Trailer Div. (Comp)	Mosinee, WI	07/02/09	06/24/09
71536	Symmetry Medical Cases (Comp)	Auburn, ME	07/02/09	07/01/09
71537	SBNA Services (UAW)	Kenton, OH	07/02/09	07/02/09
71538	Ricerca Biosciences, LLC (Comp)	Concord, OH	07/02/09	06/26/09
71539	Plum Creek (Comp)	Columbia Falls, MT	07/02/09	07/01/09
71540	Philips Products (Wkrs)	Stayton, OR	07/02/09	07/01/09
71541	Minority Auto Handling Specialist (Union)	Fenton, MO	07/02/09	07/01/09
71542	City Service Cleaners (7/1/09)	Lenoir, NC	07/02/09	07/01/09
71543	Wesley Hall Furniture, Inc. (Wkrs)	Hickory, NC	07/02/09	07/02/09
71544	Arenal Casting, Inc. (Wkrs)	Sandish, MI	07/02/09	07/01/09
71545	Agilent Technologies, Inc. (State)	Loveland, CO	07/02/09	07/01/09

[FR Doc. E9-21153 Filed 9-1-09; 8:45 am]

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**DEPARTMENT OF LABOR****Employment and Training Administration****Investigations Regarding Certifications of Eligibility To Apply for Worker Adjustment Assistance**

Petitions have been filed with the Secretary of Labor under Section 221 (a) of the Trade Act of 1974 ("the Act") and are identified in the Appendix to this

notice. Upon receipt of these petitions, the Director of the Division of Trade Adjustment Assistance, Employment and Training Administration, has instituted investigations pursuant to Section 221 (a) of the Act.

The purpose of each of the investigations is to determine whether the workers are eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act. The investigations will further relate, as appropriate, to the