Determination To Terminate the Investigation Based upon Settlement and Licensing Agreements


ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined to terminate the above-captioned investigation based on settlement and licensing agreements.

FOR FURTHER INFORMATION CONTACT: Michael Liberman, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone (202) 205–3116. 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, SW., Washington, DC 20436, telephone (202) 205–2000. General information concerning the Commission may also be obtained by accessing its Internet server at 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: This investigation was instituted on September 16, 2009, based on a complaint filed by LG Electronics, Inc., alleging a violation of section 337 in the importation, sale for importation, and sale within the United States after importation of certain video displays, components thereof, or products containing same that infringe one or more of claims 24 and 25 of U.S. Patent No. 5,790,096; claims 1–9 of U.S. Patent No. 5,337,612 (“the ’612 patent”); claim 1 of U.S. Patent No. 5,459,522; claims 1–5 and 7–16 of U.S. Patent No. 7,154,564 (“the ’564 patent”); and 74 FR 47616 (2009) Complaint named Funai Electric Company, Ltd. of Osaka, Japan, Funai Corporation, Inc. of Rutherford, New Jersey, P&F USA, Inc. of Alpharetta, Georgia (collectively, “Funai”), and Vizio, Inc. of Irvine, California as respondents. On January 8, 2010, the presiding ALJ issued an ID granting Complainant’s motion for leave to file a second amended complaint and amend the notice of investigation to, inter alia, add AmTran Technology Co. Ltd. and AmTran Logistics, Inc. as respondents. On November 19, 2010, the Commission determined to review the final ID finding a violation of section 337 with respect to one of the four asserted patents. On November 19, 2010, the Commission determined to review the final ID with respect to certain matters relating to the ’612 and ’564 patents, and issued a notice, in which the Commission specified the issues under review and the questions pertaining to such issues. 75 FR 73126 (November 29, 2010).

On January 18, 2011, the private parties filed a joint motion to terminate the investigation based upon settlement and licensing agreements. On the same day, the Commission determined to extend the target date for completion of this investigation by 21 days, i.e., from January 18, 2011, to February 8, 2011. On January 21, 2011, the Commission investigative attorney filed a response in support of the motion to terminate. The Commission has determined to grant the motion and thus terminate the investigation. 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 Part 210 of the Commission’s Rules of Practice and Procedure (19 CFR part 210). Issued: February 4, 2011.

By order of the Commission.

William R. Bishop, Hearings and Meeting Coordinator.

[FR Doc. 2011–2960 Filed 2–9–11; 8:45 am]

BILLING CODE 7020–02–P

DEPARTMENT OF LABOR

Employment and Training Administration

[TA–W–72,953]

Matthews International Corporation, Bronze Division, Kingwood, WV; Notice of Affirmative Determination Regarding Application for Reconsideration

By application dated July 15, 2010, by a state workforce official requested administrative reconsideration of the negative determination regarding workers’ eligibility to apply for Trade Adjustment Assistance (TAA) applicable to workers and former workers of Matthews International Corporation, Bronze Division, Kingwood, West Virginia (subject firm). The negative determination was issued on June 1, 2010. The Department’s Notice of Determination was published in the Federal Register on June 16, 2010 (75 FR 34177). The workers are engaged in activities related to the production of bronze burial markers and memorial products.

In the request for reconsideration, the petitioner supplied new information regarding an alleged shift in production to Mexico and increased imports by the subject firm’s customers of like or directly competitive articles.

The Department has carefully reviewed the request for reconsideration and the existing record, and has determined that the Department will conduct further investigation to determine if the petitioning workers meet the eligibility requirements of the Trade Act of 1974, as amended.

Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the U.S. Department of Labor’s prior decision. The application is, therefore, granted.
DEPARTMENT OF LABOR

Employment and Training Administration

[TA–W–72,851]


The Department has determined that the workers of Hewlett Packard formerly known as EDS, Global Product Development, Non-IT Business Development Team and Engineering Applications Support Team, were sufficiently under the control of General Motors, Milford Proving Grounds, Milford, Michigan, during the relevant period and are, therefore, part of the subject worker group.

Based on these findings, the Department is amending this certification to include on-site leased workers from Hewlett Packard, formerly known as EDS, Global Product Development, Non-IT Business Development Team and Engineering Applications Support Team, Milford, Michigan.

The amended notice applicable to TA–W–72,851 is hereby issued as follows:


Signed in Washington, DC, this 2nd day of February, 2011.

Del Min Amy Chen,
Certifying Officer, Office of Trade Adjustment Assistance.

[FR Doc. 2011–2968 Filed 2–9–11; 8:45 am]
BILLING CODE 4510–FN–P

DEPARTMENT OF LABOR

Employment and Training Administration

Notice of Determinations Regarding Eligibility To Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974, as amended (19 U.S.C. 2273) the Department of Labor herein presents summaries of determinations regarding eligibility to apply for trade adjustment assistance for workers by (TA–W) number issued during the period of January 24, 2011 through January 28, 2011.

In order for an affirmative determination to be made for workers of a primary firm and a certification issued regarding eligibility to apply for worker adjustment assistance, each of the group eligibility requirements of Section 222(a) of the Act must be met.

I. Under Section 222(a)(2)(A), the following must be satisfied:

(1) A significant number or proportion of the workers in such workers’ firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) The sales or production, or both, of such firm have decreased absolutely; and

(3) One of the following must be satisfied:

(A) Imports of articles or services like or directly competitive with articles produced or services supplied by such firm have increased;

(B) imports of articles like or directly competitive with articles into which one or more component parts produced by such firm are directly incorporated, have increased;

(C) imports of articles directly incorporating one or more component parts produced outside the United States that are like or directly competitive with imports of articles or services supplied by such firm have increased;

(D) imports of articles like or directly competitive with articles which are produced directly using services supplied by such firm, have increased; and

(4) The increase in imports contributed importantly to such workers’ separation or threat of separation and to the decline in the sales or production of such firm; or

II. Section 222(a)(2)(B) all of the following must be satisfied:

(1) A significant number or proportion of the workers in such workers’ firm have become totally or partially

Signed at Washington, DC, this 28th day of January, 2011.

Del Min Amy Chen,
Certifying Officer, Office of Trade Adjustment Assistance.

[FR Doc. 2011–2965 Filed 2–9–11; 8:45 am]
BILLING CODE 4510–FN–P