

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C. 20436

In the Matter of

**CERTAIN COLD CATHODE FLUORESCENT
LAMP (“CCFL”) INVERTER CIRCUITS AND
PRODUCTS CONTAINING SAME**

Inv. No. 337-TA-666

**NOTICE OF COMMISSION DETERMINATION TO DENY AN APPLICATION
FOR REVIEW OF ALJ ORDER NO. 15**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined to deny an application for review of the presiding administrative law judge’s (“ALJ”) Order No. 15 denying a motion to intervene for a limited purpose of enforcing a retainer agreement in the above-captioned investigation.

FOR FURTHER INFORMATION: Daniel E. Valencia, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone 202-205-1999. Copies of the ID 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, S.W., Washington, D.C. 20436, telephone 202-205-2000. Hearing-impaired persons are advised that information on this matter 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>). The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.usitc.gov>.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on January 14, 2009, based on a complaint filed by O2 Micro International, Ltd. of the Cayman Islands and O2 Micro, Inc. of Santa Clara, California (collectively, “O2 Micro”). 74 *Fed. Reg.* 2099. The complaint alleges violations of section 337 of the Tariff Act of 1930 (19 U.S.C. § 1337) in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain cold cathode fluorescent lamp inverter circuits and products containing the same by reason of infringement of various U.S. patents. The complaint names ten respondents, including Monolithic Power Systems, Inc., ASUSTeK Computer, Inc., and ASUS Computer International America (collectively, “the MPS and ASUS Respondents”).

On May 18, 2009, Finnegan, Henderson, Farabow, Garrett & Dunner LLP (“Finnegan”), the law firm that represents the MPS and ASUS Respondents, moved to intervene on its own behalf for the limited purpose of enforcing the terms of a retainer agreement with Melvin Ray Mercer, Ph.D.

On July 17, 2009, the ALJ issued Order No. 15 denying Finnegan’s motion to intervene. On July 24, 2009, Finnegan filed an application for Commission review of Order No. 15. On July 31, 2009, complainant O2 Micro filed its opposition to Finnegan’s application for review. On the same day, the Commission investigative attorney filed an opposition to Finnegan’s application for review.

The Commission has determined to deny Finnegan’s application for Commission review of Order No. 15, finding no error by the ALJ.

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 in section 210.24(a) of the Commission’s Rules of Practice and Procedure (19 C.F.R. § 210.24(a)).

By order of the Commission.

/s/
Marilyn R. Abbott
Secretary to the Commission

Issued: August 28, 2009