

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

In the Matter of

**CERTAIN ADJUSTABLE KEYBOARD
SUPPORT SYSTEMS AND
COMPONENTS THEREOF**

Investigation No. 337-TA-670

**NOTICE OF COMMISSION DECISION NOT TO REVIEW THE ADMINISTRATIVE
LAW JUDGE'S INITIAL DETERMINATION GRANTING COMPLAINANT'S
MOTION TO TERMINATE THE INVESTIGATION AS TO CERTAIN CLAIMS**

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 ("ID") (Order No. 28) of the presiding administrative law judge ("ALJ") in the above-captioned investigation granting complainant's motion to terminate the above-captioned investigation as to certain claims.

FOR FURTHER INFORMATION CONTACT: Michael K. Haldenstein, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3041. 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, S.W., Washington, D.C. 20436, telephone (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>. 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 March 13, 2009, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, based on a complaint filed on February 10, 2009, by Humanscale Corporation of New York, New York. 74 *Fed. Reg.* 10963 (March 13, 2009). The Commission named the following two companies as respondents: CompX International, Inc., of Dallas, Texas and CompX Waterloo, of Ontario, Canada. The complaint and notice of investigation were subsequently amended to correct the Canadian respondent's name to Waterloo Furniture Components Ltd. 74 *Fed. Reg.* 22963 (May 15, 2009). The complaint alleged 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 adjustable keyboard support systems and components thereof that infringe certain claims of U.S. Patent No. 5,292,097 (“the 097 patent”). The complaint further alleged that an industry in the United States exists as required by subsection (a)(2) of section 337. The complainant requested that the Commission issue a limited exclusion order and a cease and desist order.

On November 17, 2009, complainant Humanscale moved to terminate the investigation as to claims 10 and 44 of the ‘097 patent. Neither the Commission Investigative Attorney nor the respondents opposed the motion.

On November 17, 2009, the administrative law judge issued the subject ID, granting Humanscale’s motion to terminate the investigation as to claims 10 and 44 of the ‘097 patent. No petitions for review of the ID were filed. The Commission has determined not to review the ID.

This action is taken under the authority of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, and Commission rule 210.42, 19 C.F.R. § 210.42.

By order of the Commission.

/s/
Marilyn R. Abbott
Secretary to the Commission

Issued: December 14, 2009