

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

In the Matter of)

CERTAIN COMPACT DISC AND DVD HOLDERS)

Inv. No. 337-TA-482

**NOTICE OF COMMISSION DECISION NOT TO REVIEW TWO INITIAL
DETERMINATIONS EACH TERMINATING THE INVESTIGATION AS TO TWO
RESPONDENTS ON THE BASIS OF A SETTLEMENT AGREEMENT**

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 the presiding administrative law judge's ("ALJ's") initial determination ("ID") (Order No. 10) terminating the above-captioned investigation as to respondents Viva Magnetics Limited ("Viva") and Matrix Associates, Inc. ("Matrix"), and an ID (Order No. 11) terminating respondents Finest Industrial Co. Ltd. ("Finest") and Ponica Industries Corp. ("Ponica"), also based on a settlement agreement.

FOR FURTHER INFORMATION CONTACT: Andrea C. Casson, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3105. Copies of the ALJ's IDs 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-ON-LINE) at <http://dockets.usitc.gov/eol/public>.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on October 22, 2002, based on a complaint filed by DuBois Limited ("DuBois") against eight respondents, including Viva, Matrix, Finest, and Ponica. 67 Fed. Reg. 64910. The complaint alleged violations of section 337 of the Tariff Act of 1930 in the importation, sale for importation, or sale within the United States after importation of certain compact discs and DVD holders by reason of infringement of U.S. Design Patent No. D441,212.

On January 16, 2003, DuBois and respondents Viva and Matrix filed a joint motion to terminate the investigation as to those respondents based on a settlement agreement. Similarly, on January 31, 2003, DuBois and respondents Finest and Ponica filed a joint motion to terminate the investigation based on another settlement agreement. The Commission investigative attorney filed responses in support of the respective joint motions.

On March 6, 2003, the ALJ issued two IDs (Orders Nos. 10 and 11) granting both joint motions. No party filed a petition for review of either ID.

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 210.42 of the Commission's Rules of Practice and Procedure (19 C.F.R. § 210.42).

By order of the Commission.

Marilyn R. Abbott
Secretary to the Commission

Issued: April 11, 2003