

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington D.C. 20436

In the Matter of

CERTAIN LENS-FITTED FILM  
PACKAGES

Inv. No. 337-TA-406

ORDER

The Commission's original investigation in this matter was terminated on June 2, 1999, with a finding of violation of section 337, as amended, 19 U.S.C. § 1337, by 26 respondents by reason of importation or sales after importation of certain lens-fitted film packages (LFFPs) (*i.e.*, disposable cameras) that were found to infringe one or more claims of 15 patents held by complainant Fuji Photo Film Co. 64 *Fed. Reg.* 30541 (June 8, 1999). The Commission issued a general exclusion order, prohibiting the importation of LFFPs that infringe any of the claims at issue, and issued cease and desist orders to twenty domestic respondents. Three respondents appealed the part of the Commission's determination that concerned refurbished cameras to the U.S. Court of Appeals for the Federal Circuit. No party appealed the Commission's determinations concerning newly-manufactured cameras.

June 27, 2001, Fuji filed "Complaint for Enforcement Proceedings Under Rule 210.75, Petition for Modification Under Rule 210.76 and/or Request for Advisory Opinion Under Rule 210.79." Fuji's enforcement complaint asserts 22 claims contained in nine utility patents and named twenty entities as respondents. Fuji later withdrew its complaint as to three of these respondents. Fuji's complaint concerned only newly-manufactured cameras that were not the subject of the appeal to the Federal

Circuit. On July 31, 2001, the Commission instituted advisory opinion and enforcement proceedings and referred them to the presiding administrative law judge (ALJ) for issuance of a separate initial advisory opinion (IAO) and enforcement initial determination (EID) and stated that it would determine whether to review the ALJ's IAO and ID 90 days after issuance. Commission Order of July 31, 2001.

On May 2, 2002, the ALJ issued his IAO and EID in which he made 59 separate infringement determinations involving seven patents and 13 respondents and 28 different types LFFPs. On May 16, 2002, eight petitions for review of the IAO and EID were filed. In view of the number of petitions for review, and the multiple issues raised in those petitions, the Commission has determined, pursuant to section 21042(h)(2) of the Commission's Rules of Practice, 19 C.F.R. § 210.42(h)(2) to extend by two weeks, or until August 14, 2002, the deadline for determining whether to review the EID and/or IAO.

Accordingly, it is hereby ORDERED THAT the deadline for deciding whether to review the ALJ's IAO and EID in this investigation is extended to August 14, 2002.

By order of the Commission.

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Marilyn R. Abbott  
Secretary to the Commission

Issued: July 17, 2002