

5,260,097 (“the ‘097 patent”). The notice of investigation named 13 respondents.

On February 4, 2005, 3M and several respondents filed three joint motions to terminate the investigation as to the moving respondents, each on the basis of a settlement agreement and/or a consent order.

In the first of the motions, 3M and respondent Chemicar USA, Inc. of Memphis, Tennessee (“Chemicar”) sought to terminate the investigation as to Chemicar based on a settlement agreement and a consent order. The joint motion contains copies of the settlement agreement, consent order stipulation, and proposed consent order.

In the second motion, 3M and respondent E.M.M. International B.V. of Zwolle, the Netherlands (“E.M.M. Int’l”) sought to terminate the investigation as to E.M.M. Int’l based on a consent order stipulation and a proposed consent order. The joint motion contains copies of the consent order stipulation and proposed consent order.

In the third motion, 3M and respondent EMM America, Inc. of Campton, New Hampshire (“EMM America”) sought to terminate the investigation as to EMM America based on a settlement agreement and a consent order. The joint motion contains copies of the settlement agreement, consent order stipulation, and proposed consent order.

On February 11, 2005, 3M and respondents Indasa, S.A. of Aveiro, Portugal and Indasa U.S.A., Inc. of Passaic, New Jersey (collectively, “Indasa”) filed a joint motion to terminate the investigation as to Indasa based on a settlement agreement and a consent order. The joint motion contains copies of the settlement agreement, consent order stipulation, and proposed consent order.

The Commission investigative attorney filed a combined response supporting the four joint motions.

On March 1, 2005, the ALJ issued four IDs (Orders Nos. 10-13), each granting one of the joint motions described above. No petitions for review were filed.

Having considered the four IDs, the Commission has determined not to review them. In making its determination, the Commission understands each consent order as providing that it will not be enforced as to any expired patent.

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

By order of the Commission.

/s/

Marilyn R. Abbott
Secretary to the Commission

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