

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

CERTAIN TONER CARTRIDGES
AND COMPONENTS THEREOF

Investigation No. 337-TA-829

NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING VIRTUAL IMAGING PRODUCTS
ON THE BASIS OF A CONSENT ORDER; ISSUANCE OF CONSENT ORDER

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. 12) terminating Virtual Imaging Products from the above-captioned investigation on the basis of a consent order. The Commission has issued the subject consent order.

FOR FURTHER INFORMATION CONTACT: James A. Worth, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3065. 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 (<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: This investigation was instituted on February 27, 2012, based upon a complaint filed on behalf of Canon, Inc. of Tokyo, Japan; Canon U.S.A., Inc. of Lake Success, New York; and Canon Virginia, Inc. of Newport News, Virginia (collectively, "Canon") on January 23, 2012. *77 Fed. Reg.* 11586 (Feb. 27, 2012). The complaint alleged violations of section 337 of the Tariff Act of 1930 (19 U.S.C. § 1337) in the sale for importation, importation, or sale after importation of certain toner cartridges and components thereof by reason of infringement of one or more of claims 128-130, 132, 133 and 139-143 of U.S. Patent Nos. 5,903,803 and claims 24-30 U.S. Patent No. 6,128,454. The notice of institution named numerous respondents, including Virtual Imaging Products of Ontario, Canada.

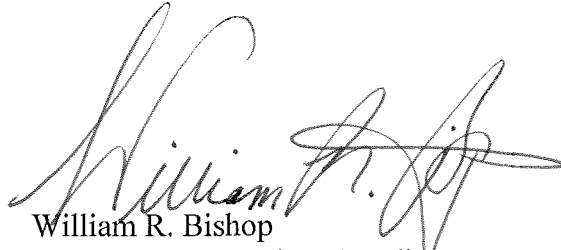
On June 22, 2012, Canon and Virtual Imaging Products filed a joint motion to terminate the investigation based on a consent order stipulation and proposed consent order. On June 28, 2012, the Commission investigative attorney filed a response in support of the motion. On July

13, 2012, the ALJ issued the subject ID, granting the motion to terminate Virtual Imaging Products from the investigation by consent order. No petitions for review were filed.

After considering the ID and the relevant portions of the record, the Commission has determined not to review the ID and to issue the subject consent order.

This action is taken under the authority of section 337 of the Tariff Act of 1930, as amended (19 U.S.C. § 1337), and Part 210 of the Commission's Rules of Practice and Procedure (19 C.F.R. Part 210).

By order of the Commission.



William R. Bishop
Hearings and Meeting Coordinator

Issued: August 10, 2012