

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN PRODUCTS CONTAINING
INTERACTIVE PROGRAM GUIDE AND
PARENTAL CONTROL TECHNOLOGY**

Investigation No. 337-TA-845

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION GRANTING A MOTION FOR PARTIAL TERMINATION OF THE
INVESTIGATION AS TO VIZIO, INC. BASED ON 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 an initial determination (“ID”) (Order No. 21) granting a motion for partial termination of the investigation as to respondent VIZIO, Inc. based on a settlement agreement.

FOR FURTHER INFORMATION CONTACT: Cathy Chen, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2392. 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 June 6, 2012, based on a complaint filed on behalf of Index Systems, Inc. of the British Virgin Islands; Rovi Corporation; Rovi Guides, Inc.; Rovi Technologies Corporation; Starsight Telecast, Inc.; and United Video Properties, Inc., all of Santa Clara, California on May 1, 2012. *77 Fed. Reg.* 33487 (June 6, 2012). The complaint alleged violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, by reason of infringement of certain claims of U.S. Patent No. 6,701,523; U.S. Patent No. 6,898,762; U.S. Patent No. 7,065,709; U.S. Patent No. 7,103,906; U.S. Patent No. 7,225,455; U.S. Patent No. 7,493,643; and U.S. Patent No. 8,112,776. The notice of investigation named, among others, VIZIO, Inc. of Irvine, California (“VIZIO”) as a respondent.

On January 4, 2013, the complainants and VIZIO jointly filed a motion for partial termination of the investigation as to VIZIO based on a settlement agreement. The movants represented that the other respondents did not oppose the motion. On January 22, 2013, the ALJ issued the subject ID (Order No. 21) granting the motion. The ALJ found that the motion complies with Commission Rules, and is in the public interest. The ALJ noted that the movants satisfied Commission Rule 210.21(b)(1) by filing public and confidential versions of the settlement agreement, and representing that there are no agreements, written or oral, express or implied, between them concerning the subject matter of the investigation.

No petition for review of the subject ID was filed. The Commission has determined not to review the subject 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.

A handwritten signature in black ink, appearing to read 'Lisa R. Barton', written in a cursive style.

Lisa R. Barton
Acting Secretary to the Commission

Issued: February 13, 2013