

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

In the Matter of

**CERTAIN THREE-DIMENSIONAL
CINEMA SYSTEMS AND
COMPONENTS THEREOF**

Investigation No. 337-TA-939

**NOTICE OF COMMISSION DECISION NOT TO REVIEW AN
INITIAL DETERMINATION TERMINATING-IN-PART THE INVESTIGATION
BASED ON A PARTIAL WITHDRAWAL OF THE COMPLAINT**

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") initial determination ("ID") (Order No. 6) terminating the investigation in part based on a partial withdrawal of the complaint.

FOR FURTHER INFORMATION CONTACT: Robert Needham, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-5468. 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: The Commission instituted this investigation on December 12, 2014, based on a complaint filed by RealD, Inc., of Beverly Hills, California ("RealD"). 79 *Fed. Reg.* 73902-03. The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain three-dimensional cinema systems and components thereof that infringe certain claims of U.S. Patent Nos. 7,905,602 ("the '602 patent"); 8,220,934 ("the '934 patent"); 7,857,455 ("the '455 patent"); and 7,959,296 ("the '296 patent"). *Id.* at 73902. The Commission's notice of investigation named as respondents MasterImage

3D, Inc., of Sherman Oaks, California, and MasterImage 3D Asia, LLC, of Seoul, Republic of Korea (together, “MasterImage”). *Id.* at 73903. The Office of Unfair Import Investigations was not named as a party to the investigation. *Id.*

On June 24, 2015, RealD moved to terminate the investigation with respect to claims 8, 20, 21, and 23 of the '602 patent; claims 8, 10, and 17 of the '934 patent; claim 14 of the '455 patent; and claim 17 of the '296 patent based on RealD's withdrawal of its allegations based on those claims. MasterImage did not oppose the motion.

On July 2, 2015, the ALJ issued the subject ID, granting the motion and terminating the investigation with respect to those claims. The ALJ found that good cause supported RealD's motion. No petitions for review of the subject ID were 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 Part 210 of the Commission's Rules of Practice and Procedure (19 C.F.R. Part 210).

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
Secretary to the Commission

Issued: July 23, 2015