

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

In the Matter of

**CERTAIN AUTOMATED TELLER
MACHINES AND POINT OF SALE
DEVICES AND ASSOCIATED
SOFTWARE THEREOF**

Investigation No. 337-TA-958

**NOTICE OF COMMISSION DETERMINATION TO
EXTEND THE DATE FOR DETERMINING WHETHER
TO REVIEW AN INITIAL DETERMINATION**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined to extend the date for determining whether to review an initial determination (“ID”) (Order No. 17) issued by the presiding administrative law judge (“ALJ”) in this investigation to May 16, 2016.

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 June 9, 2015, based on a complaint filed by Global Cash Access, Inc. (“Global Cash”). 80 *Fed. Reg.* 32605-06. Global Cash subsequently changed its name to Everi Payments, Inc. (“Everi”). Order No. 9, *not reviewed* Notice (Oct. 9, 2015). The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337 (“section 337”), in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain automated teller machines, point of sale devices, and associated software by reason of false advertising and infringement

of claims 1-3, 5-7, and 9 of U.S. Patent No. 6,081,792. 80 *Fed. Reg.* 32605-06. The Commission's notice of investigation named as the respondents NRT Technology Corp. of Toronto, Canada, and NRT Technologies, Inc. of Las Vegas, Nevada (together, "NRT"). *Id.* at 32606. The Office of Unfair Import Investigations (OUII) is a party to the investigation. *Id.*

On February 29, 2016, NRT moved for a summary determination that all of the patent claims asserted in the investigation are invalid as indefinite. Everi opposed the motion and OUII supported it.

On March 22, 2016, the ALJ granted the motion in the subject ID. The Commission has determined to extend the date for determining whether to review the ID to May 16, 2016.

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".

Lisa R. Barton
Secretary to the Commission

Issued: April 18, 2016