

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN DOCUMENT CAMERAS
AND SOFTWARE FOR USE
THEREWITH**

Investigation No. 337-TA-967

**NOTICE OF THE COMMISSION'S DETERMINATION NOT TO REVIEW
AN INITIAL DETERMINATION TERMINATING RESPONDENT
ADESSO, INC. BASED ON A CONSENT ORDER STIPULATION; ISSUANCE OF A
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 the presiding administrative law judge's ("ALJ") initial determination ("ID") (Order No. 5) terminating Adesso, Inc. based on a consent order stipulation. The Commission has issued a consent order.

FOR FURTHER INFORMATION CONTACT: Amanda Pitcher Fisherow, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2737. 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 September 24, 2015, based on a complaint filed on behalf of Pathway Innovations & Technologies, Inc. of San Diego, California ("Complainant"). 80 *Fed. Reg.* 57642 (September 24, 2015). The complaint alleges violations of Section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, in the sale for importation, importation, or sale within the United States after importation of certain document cameras and software for use therewith by reason of infringement of certain claims of U.S. Design Patent No. D647,906; U.S. Design Patent No. D674,389; U.S. Design Patent No. D715,300; and U.S. Patent No. 8,508,751. The

Commission's notice of investigation named the following respondents: Recordex USA, Inc., of Long Island City, New York; QOMO HiteVision, LLC, of Wixom, Michigan; and Adesso, Inc. of Walnut, California ("Adesso"). The Office of Unfair Import Investigations was named as a party but has subsequently withdrawn from the investigation.

On October 8, 2015, Adesso filed a motion to terminate the investigation as to itself based on a consent order stipulation and proposed consent order. On October 19, 2015, OUII filed a response supporting the motion.

On October 27, 2015, the ALJ granted the motion. Order No. 5. The ALJ found that the consent order stipulation and the proposed consent order comply with the Commission's rules. *Id.* The ALJ also found that there is no evidence that termination of the investigation as to Adesso would be contrary to the public interest. *Id.* at 5. No petitions for review 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.



Lisa R. Barton
Secretary to the Commission

Issued: November 23, 2015