

**INTERNATIONAL TRADE
COMMISSION**

[Investigation Nos. 731-TA-391A-393A
(Third Review)]

**Ball Bearings and Parts Thereof From
France, Germany, and Italy;
Termination of Five-Year Reviews**

AGENCY: United States International
Trade Commission.

ACTION: Notice.

SUMMARY: The subject five-year reviews were initiated in August 2011 to determine whether revocation of the antidumping duty orders on ball bearings and parts thereof from France, Germany, and Italy would be likely to lead to continuation or recurrence of material injury. The Department of Commerce published notice that it was revoking the order effective September 15, 2011, because “no domestic interested party filed a notice of intent to participate in response to the notice of initiation of the sunset reviews by the applicable deadline.” (76 FR 57019). Accordingly, pursuant to section 751(c) of the Tariff Act of 1930 (19 U.S.C. 1675(c)), the subject reviews are terminated.

DATES: *Effective Date:* September 21, 2011.

FOR FURTHER INFORMATION CONTACT: Mary Messer (202-205-3193), Office of Investigations, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436. Hearing-impaired individuals are advised that information on this matter can be obtained by contacting the Commission’s TDD terminal on 202-205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>).

Authority: These reviews are being terminated under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 207.69 of the Commission’s rules (19 CFR 207.69).

Issued: September 26, 2011.

By order of the Commission.

James R. Holbein,

Secretary to the Commission.

[FR Doc. 2011-25206 Filed 9-29-11; 8:45 am]

BILLING CODE 7020-02-P

**INTERNATIONAL TRADE
COMMISSION**

[Investigation No. 337-TA-740]

**In the Matter of Certain Toner
Cartridges and Components Thereof;
Notice of Commission Final
Determination of Violation of Section
337; Termination of Investigation;
Issuance of General Exclusion Order
and Cease and Desist Orders**

AGENCY: U.S. International Trade
Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has found a violation of Section 337 in the above-captioned investigation. The Commission has determined to issue a general exclusion order and cease and desist orders. The investigation is terminated.

FOR FURTHER INFORMATION CONTACT: Megan M. Valentine, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone (202) 708-2301. 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, SW., Washington, DC 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 October 12, 2010, based on a complaint filed by Lexmark International, Inc. of Lexington, Kentucky (“Lexmark”). 75 FR 62564-65 (Oct. 12, 2010). 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 toner cartridges and components thereof by reason of infringement of certain claims of U.S. Patent Nos. 5,337,032 (“the ‘032 patent”); 5,634,169 (“the ‘169 patent”); 5,758,233 (“the ‘233 patent”); 5,768,661 (“the ‘661 patent”);

5,802,432 (“the ‘432 patent”); 5,875,378 (“the ‘378 patent”); 6,009,291 (“the ‘291 patent”); 6,078,771 (“the ‘771 patent”); 6,397,015 (“the ‘015 patent”); 6,459,876 (“the ‘876 patent”); 6,816,692 (“the ‘692 patent”); 6,871,031 (“the ‘031 patent”); 7,139,510 (“the ‘510 patent”); 7,233,760 (“the ‘760 patent”); and 7,305,204 (“the ‘204 patent”). The complaint further alleges the existence of a domestic industry.

The Commission’s notice of investigation named as respondents Ninestar Image Co. Ltd., (a/k/a Ninestar Technology Co., Ltd.) of Guangdong, China (“Ninestar”); Ninestar Image Int’l, Ltd. of Guangdong, China (“Ninestar Image Int’l”); Seine Image International Co. Ltd. of New Territories, Hong Kong (“Seine Image”); Ninestar Technology Company, Ltd. of Piscataway, New Jersey (“Ninestar Tech”); Ziprint Image Corporation of Walnut, California (“Ziprint”); Nano Pacific Corporation of South San Francisco, California (“Nano Pacific”); IJSS Inc. (d/b/a TonerZone.com Inc. and Inkjet Superstore) of Los Angeles, California (“IJSS”); Chung Pal Shin (d/b/a Ink Master) of Cerritos, California (“Ink Master”); Nectron International, Inc. of Sugarland, Texas (“Nectron”); Quality Cartridges Inc. of Brooklyn, New York (“QCI”); Direct Billing International Incorporated (d/b/a Office Supply Outfitter and d/b/a The Ribbon Connection) of Carlsbad, California (“Direct Billing”); E-Toner Mart, Inc. of South El Monte, California (“E-Toner”); Alpha Image Tech of South El Monte, California (“Alpha Image”); ACM Technologies, Inc. of Corona, California (“ACM”); Virtual Imaging Products Inc. of North York, Ontario; Acecom Inc.—San Antonio (d/b/a Inksell.com) of San Antonio, Texas (“Acecom”); Ink Technologies Printer Supplies, LLC (d/b/a Ink Technologies LLC) of Dayton, Ohio (“Ink Tech”); Jahwa Electronics Co., Ltd. of Chungchongbuk-do, South Korea; Huizhou Jahwa Electronics Co., Ltd. of Guangdong Province, China; Copy Technologies, Inc. of Atlanta, Georgia (“Copy Tech”); Laser Toner Technology, Inc. of Atlanta, Georgia (“LTT”); C&R Service, Incorporated of Corinth, Texas (“C&R”); Print-Rite Holdings Ltd., of Chai Wan, Hong Kong (“Print-Rite”); and Union Technology Int’l (M.C.O.) Co., Ltd. of Rodrigo Rodrigues, Macao.

The Commission determined not to review an initial determination terminating the investigation as to Print-Rite based on a settlement agreement. Commission Notice (Jan. 10, 2011) (Order No. 11). The Commission determined to review and affirm several initial determinations finding several

respondents in default under Commission Rules 210.16(a)(2) and (b)(2) based on those respondents' elections to default. Commission Notice (Mar. 3, 2011) (Order Nos. 15–16); Commission Notice (Mar. 11, 2011) (Order Nos. 17–18); Commission Notice (Mar. 11, 2011) (Order No. 19). The Commission determined not to review two other initial determinations finding the remaining respondents in default. Commission Notice (Mar. 23, 2011) (Order No. 23); Commission Notice (April 6, 2011) (Order No. 24).

On April 25, 2011, Lexmark filed a motion pursuant to Commission Rule 210.18 (19 CFR 210.18) for summary determination of violation of Section 337 and requesting issuance of a general exclusion order and cease and desist orders against defaulting respondents. On May 5, 2011, the Commission investigative attorney (“IA”) filed a response supporting the motion, on the condition that Lexmark submit the following: (1) A declaration from its expert, Charles Reinholtz, averring that the statements in his expert report are true and correct, and (2) a declaration from Andrew Gardner that the accused products do not have any substantial non-infringing uses. Lexmark filed the submissions per the IA’s request.

On June 1, 2011, the ALJ issued an initial determination (Order No. 26) (“ID”) granting Lexmark’s motion for summary determination of violation of Section 337. The ID also contained the ALJ’s recommended determination on remedy and bonding. Specifically, the ALJ recommended issuance of a general exclusion order (“GEO”) and cease and desist orders (“CDOs”) against the defaulting respondents. The ALJ further recommended that the Commission set a bond of 100 percent during the period of Presidential review.

On July 12, 2011, the Commission determined not to review the ID and called for briefing on remedy, the public interest, and bonding. 76 FR 41822–24 (July 15, 2011). On August 1, 2011, Lexmark submitted an initial brief on remedy, the public interest, and bonding, requesting that the Commission issue a GEO and CDOs and set a bond of 100 percent during the period of Presidential review. The brief included a proposed GEO and a proposed CDO. Also on August 1, 2011, the IA submitted an initial brief on remedy, the public interest, and bonding, supporting Lexmark’s request for a GEO and CDOs, as well as a bond of 100 percent. The IA’s brief also included a proposed GEO and a proposed CDO.

The Commission has determined that the appropriate form of relief is the

following: (1) A GEO under 19 U.S.C. 1337(d)(2), prohibiting the unlicensed entry of toner cartridges and components thereof that infringe one or more of claim 1 of the ‘032 patent; claims 1–3, 32, 33, 36, and 42 of the ‘169 patent; claims 1 and 2 of the ‘233 patent; claims 1 and 2 of the ‘661 patent; claims 1–3 of the ‘432 patent; claims 1, 2, and 14 of the ‘378 patent; claims 1 and 2 of the ‘291 patent; claims 1, 2, 5, 6, 10, and 15 of the ‘771 patent; claims 1, 2, 7, 10, 11, 14, 15, 17, 22, and 24 of the ‘015 patent; claims 1–3 and 28 of the ‘876 patent; claim 1 of the ‘692 patent; claims 1, 3, 5, 8, and 10 of the ‘031 patent; claims 1 and 6 of the ‘510 patent; claims 11, 12, and 14 of the ‘760 patent; and claims 1, 7, 14, and 15 of the ‘204 patent; and (2) CDOs directed to defaulting domestic respondents E-Toner, Alpha Image, Copy Tech, LTT, C&R, ACM, Ink Master, Direct Billing, Ink Tech, QCI, IJSS, Acecom, Ninestar Tech, Ziprint, Nano Pacific, and Nectron and defaulting foreign respondents Ninestar, Ninestar Image Int’l, and Seine Image.

The Commission has further determined that the public interest factors enumerated in Section 337(d) and (f) (19 U.S.C. 1337(d), (f)) do not preclude issuance of the GEO and the CDOs. The Commission has determined that the bond for temporary importation during the period of Presidential review (19 U.S.C. 1337(j)) shall be in the amount of 100 percent of the value of the imported articles that are subject to the order. The Commission’s orders were delivered to the President and the United States Trade Representative on the day of their issuance.

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 sections 210.42–50 of the Commission’s Rules of Practice and Procedure (19 CFR 210.42–50).

By order of the Commission.

Issued: September 27, 2011.

James R. Holbein,

Secretary to the Commission.

[FR Doc. 2011–25281 Filed 9–29–11; 8:45 am]

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INTERNATIONAL TRADE COMMISSION

[Investigation No. 337–TA–763]

In the Matter of Certain Radio Control Hobby Transmitters and Receivers and Products Containing Same; Notice of Commission Issuance of Limited Exclusion Order Against Infringing Products of Respondents Found In Default; Termination of Investigation

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has terminated the above-captioned investigation under section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and has issued a limited exclusion order against infringing products of respondents previously found in default, Koko Technology, Ltd. (“Koko”) and Cyclone Toy & Hobby (“Cyclone”) of China.

FOR FURTHER INFORMATION CONTACT: Clint Gerdine, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone (202) 708–2310. 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, SW., Washington, DC 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 March 9, 2011, based on a complaint filed by Horizon Hobby, Inc. (“Horizon”) of Champaign, Illinois. 76 FR 12995–96 (March 9, 2011). The complaint, as amended, 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 radio control hobby transmitters and receivers and products containing same by reason of infringement of certain claims of U.S.