

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C. 20436

In the Matter of

**CERTAIN DC-DC CONTROLLERS AND
PRODUCTS CONTAINING SAME**

Investigation No. 337-TA-698

**NOTICE OF COMMISSION DECISION NOT TO REVIEW
AN INITIAL DETERMINATION TERMINATING
THE INVESTIGATION AS TO TWO RESPONDENTS
ON THE BASIS OF 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 the presiding administrative law judge's initial determination ("ID") (Order No. 50) granting a joint motion to terminate the investigation as to two respondents on the basis of a settlement agreement.

FOR FURTHER INFORMATION CONTACT: Sidney A. Rosenzweig, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2532. 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 December 29, 2009, based on a complaint filed by Richtek Technology Corp. (Taiwan) and Richtek USA, Inc. (San Jose, Cal.) (collectively "Richtek"), alleging a violation of section 337 in the importation, sale for importation, and sale within the United States after importation of certain DC-DC controllers by reason of infringement of certain claims of U.S. Patent Nos. 7,315,190; 6,414,470; and 7,132,717; and by reason of trade secret misappropriation. *75 Fed. Reg.* 446 (Jan. 5, 2010). The complaint, as amended, named eight respondents: uPI Semiconductor Corp. (Taiwan); Advanced Micro Devices, Inc. (Sunnyvale, Cal.) ("AMD"); Sapphire Technology Ltd. (Hong Kong); Best Data Products d/b/a Diamond Multimedia (Chatsworth, Cal.) ("Diamond"); Eastcom, Inc. d/b/a XFX Technology USA (Rowland Heights, Cal.) ("XFX"); Micro-Star International Co., Ltd. (Taiwan) and MSI Computer Corp. (City of

Industry, Cal.) (collectively, "MSI"); and VisionTek Products LLC (Inverness, Ill.). *See* Second Am. Compl. ¶¶ 12-34 (May 20, 2010).

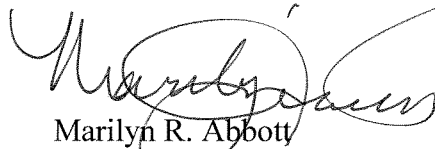
On July 12, 2010, the Commission determined not to review the ALJ's termination of the investigation as against AMD, Diamond, and XFX on the basis of settlement agreements.

On July 16, 2010, Richtek and the two MSI respondents jointly moved to terminate the case against MSI on the basis of a settlement agreement. The Commission investigative attorney did not oppose the motion. The ALJ granted the motion as an ID. Order No. 50 (July 29, 2010).

No petitions for review of the ID were filed. The Commission has determined not to review the 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 sections 210.21(b) and 210.42 of the Commission's Rules of Practice and Procedure (19 C.F.R. §§ 210.21(b), 210.42).

By order of the Commission.



Marilyn R. Abbott
Secretary to the Commission

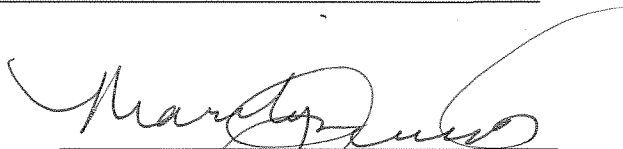
Issued: August 20, 2010

**CERTAIN DC-DC CONTROLLERS AND PRODUCTS
CONTAINING THE SAME**

337-TA-698

CERTIFICATE OF SERVICE

I, Marilyn R. Abbott, hereby certify that the attached **NOTICE OF COMMISSION DECISION NOT TO REVIEW AN INITIAL DETERMINATION TERMINATING THE INVESTIGATION AS TO TWO RESPONDENTS ON THE BASIS OF A SETTLEMENT AGREEMENT** has been served by hand upon the Commission Investigative Attorney, Lisa A. Murray, Esq., and the following parties as indicated, on August 20, 2010



Marilyn R. Abbott, Secretary
U.S. International Trade Commission
500 E Street, SW
Washington, DC 20436

**On Behalf of Complainants Richtek Technology Corp.
and Richtek USA, Inc.:**

Paul F. Brinkman, Esq.
ALSTON & BIRD LLP
The Atlantic Building
950 F Street, NW
Washington, DC 20004

- Via Hand Delivery
- Via Overnight Mail
- Via First Class Mail
- Other: _____

**On Behalf of Respondents uPI Semiconductor Corp. and
Sapphire Technology Limited:**

Alexander D. Chinoy, Esq.
COVINGTON & BURLING LLP
1201 Pennsylvania Ave., NW
Washington, DC 20004

- Via Hand Delivery
- Via Overnight Mail
- Via First Class Mail
- Other: _____

**On Behalf of Respondents Micro-Star International Co.,
Ltd. and MSI Computer Corp.:**

Barbara A. Murphy, Esq.
MILLER & CHEVALIER CHARTERED
655 Fifteenth Street, NW, Suite 900
Washington, DC 20005

- Via Hand Delivery
- Via Overnight Mail
- Via First Class Mail
- Other: _____

On Behalf of Respondent VisionTek Products LLC:

Susan Koegel, Esq.
STEPTOE & JOHNSON LLP
1330 Connecticut Avenue, NW
Washington, DC 20036

- Via Hand Delivery
- Via Overnight Mail
- Via First Class Mail
- Other: _____