

Dated: November 6, 2009.

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## INTERNATIONAL TRADE COMMISSION

**[Investigation Nos. 701-TA-472 and 731-TA-1171-1172 (Preliminary)]**

### **Certain Standard Steel Fasteners From China and Taiwan; Determinations**

On the basis of the record<sup>1</sup> developed in the subject investigations, the United States International Trade Commission (Commission) determines, pursuant to sections 703(a) and 733(a) of the Tariff Act of 1930 (19 U.S.C. 1671b(a) and 1673b(a)) (the Act), that there is no reasonable indication that an industry in the United States is materially injured or threatened with material injury, or that the establishment of an industry in the United States is materially retarded, by reason of imports from China and Taiwan of certain standard steel fasteners ("CSSF"), provided for in subheadings 7318.15.20, 7318.15.80, and 7318.16.00 of the Harmonized Tariff Schedule of the United States. CSSF imported from China are alleged to be subsidized and sold in the United States at less than fair value (LTFV). CSSF imported from Taiwan are alleged to be sold in the United States at LTFV.

### **Background**

On September 23, 2009, petitions were filed with the Commission and Commerce by Nucor Fastener Division, St. Joe, Indiana, alleging that an industry in the United States is materially injured and threatened with material injury by reason of LTFV and subsidized imports of CSSF from China and LTFV imports of CSSF from Taiwan. Accordingly, effective September 23, 2009, the Commission instituted countervailing duty investigation No. 701-TA-472 and antidumping duty investigations Nos. 731-TA-1171-1172 (Preliminary).

Notice of the institution of the Commission's investigations and of a public conference to be held in connection therewith was given by posting copies of the notice in the Office of the Secretary, U.S. International Trade Commission, Washington, DC, and by publishing the notice in the

**Federal Register** of September 29, 2009 (74 FR 49889). The conference was held in Washington, DC, on October 14, 2009, and all persons who requested the opportunity were permitted to appear in person or by counsel.

The Commission transmitted its determinations in these investigations to the Secretary of Commerce on November 9, 2009. The views of the Commission are contained in USITC Publication 4109 (November 2009), entitled *Certain Standard Steel Fasteners from China and Taiwan: Investigation Nos. 701-TA-472 and 731-TA-1171-1172 (Preliminary)*.

By order of the Commission.

Issued: November 9, 2009.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

[FR Doc. E9-27375 Filed 11-13-09; 8:45 am]

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## INTERNATIONAL TRADE COMMISSION

**[Investigation No. 337-TA-634]**

### **In the Matter of Certain Liquid Crystal Display Modules, Products Containing Same, and Methods Using the Same; Final Commission Determination of Violation; Issuance of a Limited Exclusion Order and Cease and Desist Orders; and Termination of the 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 with a finding of violation of section 337, and has issued a limited exclusion order directed against products of respondents Samsung Electronics Co., Ltd. of Korea; Samsung Electronics America, Inc. of Ridgefield Park, New Jersey; and Samsung Semiconductor, Inc. of San Jose, California; and has issued cease and desist orders against Samsung Electronics America, Inc. and Samsung Semiconductor, Inc.

### **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 4, 2008, based on a complaint filed by Sharp Corporation ("Sharp") of Japan. 73 FR 11678. The complaint, as amended and supplemented, 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 liquid crystal display devices, products containing same, and methods for using the same by reason of infringement of certain claims of U.S. Patent Nos. 6,879,364 ("the '364 patent"); 6,952,192 ("the '192 patent"); 7,304,703 ("the '703 patent"); and 7,304,626 ("the '626 patent"). The complaint further alleges the existence of a domestic industry. The Commission's notice of investigation named the following respondents: Samsung Electronics Co., Ltd. of Korea; Samsung Electronics America, Inc. of Ridgefield Park, New Jersey; and Samsung Semiconductor, Inc. of San Jose, California (collectively, "Samsung").

On June 12, 2009, the ALJ issued his final ID finding a violation of section 337 by Samsung. He also issued his recommendation on remedy and bonding during the period of Presidential review. On June 29, 2009, Samsung and the Commission investigative attorney ("IA") filed petitions for review of the final ID. The IA and Sharp filed responses to the petitions on July 7, 2009. On September 9, 2009, the Commission issued notice of its determination not to review the ALJ's final ID and requested written submissions on the issues of remedy, the public interest, and bonding from the parties and interested non-parties. 74 FR 47616-17 (Sept. 16, 2009).

On September 16 and 23, 2009, respectively, complainant Sharp, the Samsung respondents, and the IA filed briefs and reply briefs on the issues for which the Commission requested written submissions. On September 21, 2009, Samsung filed a petition for reconsideration of the Commission's

<sup>1</sup> The record is defined in sec. 207.2(f) of the Commission's Rules of Practice and Procedure (19 CFR 207.2(f)).