

INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-694]

In the Matter of Certain Multimedia Display and Navigation Devices and Systems, Components Thereof, and Products Containing Same; Notice of Investigation

AGENCY: U.S. International Trade Commission.

ACTION: Institution of investigation pursuant to 19 U.S.C. 1337.

SUMMARY: Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on November 13, 2009, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, on behalf of Pioneer Corporation of Tokyo, Japan and Pioneer Electronics (USA) Inc. of Long Beach, California. A letter supplementing the complaint was filed on December 4, 2009. The complaint alleges violations of section 337 based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain multimedia display and navigation devices and systems, components thereof, and products containing same by reason of infringement of certain claims of U.S. Patent Nos. 5,365,448; 6,122,592; and 5,424,951. The complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337.

The complainants request that the Commission institute an investigation and, after the investigation, issue an exclusion order and cease and desist orders.

ADDRESSES: The complaint, except for any confidential information contained therein, is 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., Room 112, Washington, DC 20436, telephone 202-205-2000. Hearing impaired individuals are advised that information on this matter can be obtained by contacting the Commission's ADD 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 at <http://www.usitc.gov>. The public record for this investigation may be viewed on the

Commission's electronic docket (EDI) at <http://edis.usitc.gov>.

FOR FURTHER INFORMATION CONTACT:

Christopher G. Paulraj, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, telephone (202) 205-3052.

Authority: The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930, as amended, and in section 210.10 of the Commission's Rules of Practice and Procedure, 19 CFR 210.10 (2009).

Scope of Investigation: Having considered the complaint, the U.S. International Trade Commission, on December 9, 2009, *ordered that*—

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, an investigation be instituted to determine whether there is a violation of subsection (a)(1)(B) of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of multimedia display and navigation devices and systems, components thereof, and products containing same that infringe one or more of claims 1 and 2 of U.S. Patent No. 5,365,448; claims 1 and 2 of U.S. Patent No. 6,122,592; and claims 1 and 2 of U.S. Patent No. 5,424,951, and whether an industry in the United States exists as required by subsection (a)(2) of section 337;

(2) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainants are:
Pioneer Corporation, 1-4-1 Meguro, Meguro-ku, Tokyo 153-8654, Japan.
Pioneer Electronics (USA) Inc., 2255 E. 220th Street, Long Beach, CA 90810.

(b) The respondents are the following entities alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

Garmin International, Inc., 1200 E. 151st Street, Olathe, KS 66062.

Garmin Corporation, No. 68, Jangshu 2nd Road, Shijr, Taipei County, Taiwan.

Honeywell International Inc., 101 Columbia Road, Morristown, NJ 07960.

(c) The Commission investigative attorney, party to this investigation, is Christopher G. Paulraj, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, SW., Suite 401, Washington, DC 20436; and

(3) For the investigation so instituted, the Honorable Paul J. Luckern, Chief

Administrative Law Judge, U.S.

International Trade Commission, shall designate the presiding Administrative Law Judge.

Responses to the complaint and the notice of investigation must be submitted by the named respondents in accordance with section 210.13 of the Commission's Rules of Practice and Procedure, 19 CFR 210.13. Pursuant to 19 CFR 201.16(d) and 210.13(a), such responses will be considered by the Commission if received not later than 20 days after the date of service by the Commission of the complaint and the notice of investigation. Extensions of time for submitting responses to the complaint and the notice of investigation will not be granted unless good cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the administrative law judge and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter an initial determination and a final determination containing such findings, and may result in the issuance of an exclusion order or a cease and desist order or both directed against the respondent.

By order of the Commission.

Issued: December 10, 2009.

Marilyn R. Abbott,

Secretary to the Commission.

[FR Doc. E9-29824 Filed 12-15-09; 8:45 am]

BILLING CODE 7020-02-P

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to Resource Conservation and Recovery Act and the Emergency Planning and Community Right-To-Know Act

Notice is hereby given that on December 10, 2009, a proposed Consent Decree in *United States v. Elan Chemical Company, Inc.*, Civil Action No. 2:09-CV-06183 KSH, was lodged with the United States District Court for the District of New Jersey.

The proposed Consent Decree will resolve the United States' claims under Section 3008 of the Resource Recovery and Conservation Act, as amended, 42 U.S.C. 6928(a), and Section 313 and 325(c) of the Emergency Planning and Community Right-to-Know Act (EPCRA), 42 U.S.C. 11023 and 11045(c)