

certain acesulfame potassium and blends and products containing same that infringe claims 1, 2, 3, 4, and 5 of U.S. Letters Patent 4,695,629 and claims 1 and 2 of U.S. Letters Patent 4,158,068. The complaint further alleges that there exists an industry in the United States as required by subsection (a)(2) of section 337.

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

ADDRESSES: The complaint and supplements, except for any confidential information contained therein, are 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., Room 112, Washington, D.C. 20436, telephone 202-205-2000. 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.

FOR FURTHER INFORMATION CONTACT: Juan Cockburn, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, telephone 202-205-2572. General information concerning the Commission may also be obtained by accessing its internet server (<http://www.usitc.gov> or <ftp://ftp.usitc.gov>).

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 C.F.R. § 210.10 (1997).

Scope of Investigation

Having considered the complaint, the U.S. International Trade Commission, on November 13, 1997, 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 certain acesulfame potassium or blends or products containing same by reason of infringement of claims 1, 2, 3, 4, or 5 of U.S. Letters Patent 4,695,629 or claims 1 or 2 of U.S. Letters Patent 4,158,068,

and whether there exists an industry in the United States 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—
Nutrinova Nutrition Specialties and Food Ingredients GmbH, D—65 926, Frankfurt am Main, Federal Republic of Germany
Nutrinova Inc., 25 Worlds Fair Drive, Somerset, New Jersey 08873

(b) The respondents are the following companies alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:
Hangzhou Sanhe Food Company Ltd., 258 Qiutao Road, Hangzhou, Zhejiang, People's Republic of China
JRS International, Inc., 141 Lanza Avenue, Bldg. 12, Garfield, New Jersey 07026
Dingsheng, Inc., 5323 Tyler Avenue, Temple City, California 91780
WYZ Tech, Inc., 4570 Eucalyptus Ave. #B, Chino, California 91710

(c) Juan Cockburn, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, S.W., Room 401-Q, Washington, D.C. 20436, shall be the Commission investigative attorney, party to this investigation; and

(3) For the investigation so instituted, the Honorable Sidney Harris is designated as 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 C.F.R. § 210.13. Pursuant to 19 C.F.R. §§ 201.16(d) and 210.13(a) of the Commission's Rules, 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 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 both an initial

determination and a final determination containing such findings, and may result in the issuance of a limited exclusion order or a cease and desist order or both directed against such respondent.

Issued: November 14, 1997.

By order of the Commission.

Donna R. Koehnke,
Secretary.

[FR Doc. 97-30547 Filed 11-19-97; 8:45 am]

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INTERNATIONAL TRADE COMMISSION

[Investigations Nos. 731-TA-757 and 759 (Final)]

Collated Roofing Nails from China and Taiwan

Determinations

On the basis of the record¹ developed in the subject investigations, the United States International Trade Commission determines,² pursuant to section 735(b) of the Tariff Act of 1930 (19 U.S.C. § 1673d(b)) (the Act), that an industry in the United States is threatened with material injury by reason of imports from China and Taiwan of collated roofing nails ("CR nails"),³ provided for in subheading 7317.00.55 of the Harmonized Tariff Schedule of the United States, that have been found by the Department of Commerce to be sold in the United States at less than fair value (LTFV).⁴

Background

The Commission instituted these investigations effective November 26, 1996, following receipt of a petition filed with the Commission and the Department of Commerce by the Paslode Division of Illinois Tool Works, Vernon Hills, IL. The final phase of the investigations was scheduled by the Commission following notification of preliminary determinations by the Department of Commerce that imports of CR nails from China and Taiwan were

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

² Commissioner Carol T. Crawford dissenting.

³ CR nails are roofing nails made of steel, having a length of $1\frac{3}{16}$ inch to $1\frac{13}{16}$ inches (or 20.64 to 46.04 millimeters), a head diameter of 0.330 inch to 0.415 inch (or 8.38 to 10.54 millimeters), and a shank of 0.100 inch to 0.125 inch (or 2.54 to 3.18 millimeters), whether or not galvanized, that are collated with two wires.

⁴ The Commission further determines, pursuant to 19 USC § 1673(b)(4)(B), that it would not have found material injury by reason of subject imports but for the suspension of liquidation of the merchandise under investigation.

being sold at LTFV within the meaning of section 733(b) of the Act (19 U.S.C. § 1673b(b)). Notice of the scheduling of the Commission's investigations and of a public hearing 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 May 27, 1997 (62 FR 28731). The hearing was held in Washington, DC, on September 30, 1997, and all persons who requested the opportunity were permitted to appear in person or by counsel.

The Commission transmitted its determination in this investigation to the Secretary of Commerce on November 12, 1997. The views of the Commission are contained in USITC Publication 3070 (November 1997), entitled "Collated Roofing Nails from China and Taiwan: Investigation No. 731-TA-757 and 759 (Final)."

Issued: November 12, 1997.

By order of the Commission.

Donna R. Koehnke,
Secretary.

[FR Doc. 97-30502 Filed 11-19-97; 8:45 am]

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INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-404]

Certain SDRAMs, DRAMs, ASICs, RAM-and-LOGIC Chips, Microprocessors, Microcontrollers, Processes for Manufacturing Same 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 October 16, 1997, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, on behalf of Samsung Electronics Co., Ltd. of Seoul, Korea and Samsung Austin Semiconductor, L.L.C. of Austin, Texas. A supplementary letter was filed on November 3, 1997. The complaint, as supplemented, alleges violations of section 337 in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain SDRAMs, DRAMs, ASICs, RAM-and-Logic chips, microprocessors, microcontrollers, and products containing same by reason of

infringement of claims 1, 2, 3, 5, and 6 of U.S. Letters Patent 5,444,026, and claim 1 of U.S. Letters Patent 4,972,373. The complaint further alleges that there exists an industry in the United States as required by subsection (a)(2) of section 337.

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

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, S.W., Room 112, Washington, D.C. 20436, telephone 202-205-2000. Hearing-impaired individuals are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

FOR FURTHER INFORMATION CONTACT: Thomas S. Fusco, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, telephone 202-205-2571.

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 (1997).

Scope of Investigation

Having considered the complaint, the U.S. International Trade Commission, on November 13, 1997, *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 certain SDRAMs, DRAMs, ASICs, RAM-and-Logic chips, microprocessors, microcontrollers, and products containing same by reason of infringement of claims 1, 2, 3, 5, or 6 of U.S. Letters Patent 5,444,026, or claim 1 of U.S. Letters Patent 4,972,373, and whether there exists an industry in the United States 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—
Samsung Electronics Co., Ltd., Samsung Main Building 250, Taepyung Ro,

2GA, Chung Ku, Seoul, Korea 100-742

Samsung Austin Semiconductor, L.L.C.,
12100 Samsung Boulevard, Austin,
Texas 78754

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

Fujitsu, Ltd., 6-1 Marunouchi, 1-
Chome, Chiyoda-ku, Tokyo 100, Japan

Fujitsu Microelectronics, Inc., 3545
North First Street, San Jose, California

(c) Thomas S. Fusco, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, SW, Room 401-O, Washington, D.C. 20436, who shall be the Commission investigative attorney, party to this investigation; and

(3) For the investigation so instituted, the Honorable Paul J. Luckern is designated as 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 no later than 20 days after the date of service by the Commission of the complaint and notice of investigation. Extensions of time for submitting responses to the complaint 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 both an initial determination and a final determination containing such findings, and may result in the issuance of a limited exclusion order or a cease and desist order or both directed against such respondent.

By order of the Commission.

Issued: November 14, 1997.

Donna R. Koehnke,
Secretary.

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