

## INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-383; Sanctions Proceeding and Bond Forfeiture/Return Proceedings]

### In the Matter of Certain Hardware Logic Emulation Systems and Components Thereof; Notice of Commission Determination Not to Review an Initial Determination Terminating Sanctions Proceeding and Bond Forfeiture/Return Proceeding

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 an initial determination (Order No. 106) issued by the presiding administrative law judge terminating the sanctions proceeding and the bond forfeiture/return proceeding in the above-captioned investigation.

**FOR FURTHER INFORMATION CONTACT:** Peter L. Sultan, Esq., Office of the General Counsel, U.S. International Trade Commission, telephone 202-205-3152.

**SUPPLEMENTARY INFORMATION:** This patent-based section 337 investigation was instituted on March 8, 1996, based upon a complaint and motion for temporary relief filed on January 26, 1996, by Quickturn Design Systems, Inc. ("Quickturn"). 61 FR. 9486 (March 8, 1996). The respondents are Mentor Graphics Corporation ("Mentor") and Meta Systems ("Meta") (collectively "respondents"). On July 8, 1996, the presiding administrative law judge ("ALJ") issued an initial determination ("TEO ID") granting Quickturn's motion for temporary relief.

On August 5, 1996, the Commission determined not to modify or vacate the TEO ID and issued a temporary limited exclusion order and a temporary cease and desist order against domestic respondent Mentor. The Commission imposed a bond of 43 percent of entered value on respondents' importations and sales of emulation systems and components thereof during the remaining pendency of the investigation.

On September 24, 1997, the Commission determined to modify respondents' temporary relief bond in the investigation. Respondents' temporary relief bond remained at 43 percent of the entered value of the subject imported articles if the entered value equals transaction value as defined in applicable U.S. Customs Service regulations. Respondents' temporary relief bond increased to 180

percent of the entered value of the subject imported articles if the entered value is not based on transaction value.

On July 31, 1997, the ALJ issued an initial determination ("Final ID"), finding that respondents had violated section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), by infringing claims of all five of Quickturn's asserted patents. The ALJ recommended issuance of a permanent exclusion order and a cease and desist order.

On October 2, 1997, the Commission determined not to review the Final ID, thereby finding that respondents violated section 337. On December 3, 1997, the Commission issued a limited exclusion order directed to Meta and a cease and desist order against domestic respondent Mentor. These final relief orders were referred to the President on December 4, 1997, and the 60-day Presidential review period expired on February 2, 1998, without the President taking action to disapprove them.

On July 31, 1997, the ALJ also issued Order No. 96 in the investigation finding that respondents and certain of their counsel have engaged in discovery abuses and abuse of process justifying the imposition of evidentiary and monetary sanctions. Respondents petitioned for review of Order No. 96. On March 6, 1998, the Commission denied most aspects of respondents' petition and determined to adopt Order No. 96. The Commission ordered the ALJ to issue an ID within six months ruling on the precise dollar amount of sanctions to be awarded pursuant to those portions of Order No. 96 adopted by the Commission.

On February 26, 1998, Quickturn filed a motion pursuant to Commission rule 210.50(d) for forfeiture of the full amount of the bonds posted by respondents in connection with their activities during the temporary relief period and Presidential review period. On March 13, 1998, respondents filed an opposition to Quickturn's motion and a motion for return of their bonds. The Commission referred these motions to the ALJ for issuance of an ID within nine months.

While the monetary sanctions and bond forfeiture/return proceedings were pending before the ALJ, Quickturn and the respondents submitted a joint motion for determinations concerning the amount of monetary sanctions and the amount of respondents' bond forfeiture, based on a stipulation agreement between the parties. Based on this joint motion, on July 21, 1998, the ALJ issued Order No. 106, in which he approved the stipulated amounts and determined to terminate the monetary sanctions and bond forfeiture/return

proceedings. None of the parties filed a petition for review of Order No. 106.

The Commission has determined not to review Order No. 106. In accordance with the stipulation agreement between the parties, the Commission will instruct the U.S. Customs Service to release respondents' bonds after the Commission has received written notification from Quickturn that the amount stipulated for forfeiture of respondents' bonds has been paid to Quickturn.

This action is taken under the authority of section 337 of the Tariff Act of 1930 (19 U.S.C. 1337) and section 210.42 of the Commission's Rules of Practice and Procedure (19 CFR 210.42).

Copies of the public versions of Order No. 106 and all other nonconfidential 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. Hearing-impaired persons are advised that information can be obtained by contacting the Commission's TDD terminal on 202-205-1810. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>).

Issued: August 21, 1998.

By order of the Commission.

**Donna R. Koehnke,**  
Secretary.

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## DEPARTMENT OF JUSTICE

### Immigration and Naturalization Service

#### Agency Information Collection Activities: Extension of Existing Collection; Comment Request

**ACTION:** Notice of Information Collection Under Review; Notice of Appeal.

The Department of Justice, Immigration and Naturalization Service has submitted the following information collection request for review and clearance in accordance with the Paperwork Reduction Act of 1995. The proposed information collection is published to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted for "sixty days" until October 26, 1998.

Written comments and suggestions from the public and affected agencies concerning the proposed collection of

information should address one or more of the following four points:

(1) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(2) Evaluate the accuracy of the agencies estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g. permitting electronic submission of responses.

Overview of this information collection:

(1) *Type of Information Collection:* Extension of a currently approved collection.

(2) *Title of the Form/Collection:* Notice of Appeal.

(3) *Agency form number, if any, and the applicable component of the Department of Justice sponsoring the collection:* Form I-694. Adjudications Division, Immigration and Naturalization Service.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:* Primary: Individuals or households. This information collection will be used by the Service in considering appeals of denials of temporary and permanent residence status by legalization applicants and special agricultural workers, under sections 210 and 245A of the Immigration and Nationality Act.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* 20,000 respondents at 30 Minutes (.5) hours per response.

(6) *An estimate of the total public burden (in hours) associated with the collection:* 10,000 annual burden hours.

If you have additional comments, suggestions, or need a copy of the proposed information collection instrument with instructions, or additional information, please contact Richard A. Sloan 202-514-3291, Director, Policy Directives and Instructions Branch, Immigration and Naturalization Service, U.S. Department of Justice, Room 5307, 425 I Street, NW., Washington, DC 20536. Additionally, comments and/or suggestions regarding

the item(s) contained in this notice, especially regrading the estimated public burden and associated response time may also be directed to Mr. Richard A. Sloan.

If additional information is required contact: Mr. Robert B. Briggs, Clearance Officer, United States Department of Justice, Information Management and Security Staff, Justice Management Division, Suite 850, Washington Center, 1001 G Street, NW., Washington, DC 20530.

Dated: August 24, 1998.

**Robert B. Briggs,**

*Department Clearance Officer, United States Department of Justice.*

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## DEPARTMENT OF JUSTICE

### Immigration and Naturalization Service

#### Agency Information Collection Activities: Extension of Existing Collection; Comment Request

**ACTION:** Notice of Information Collection Under Review; Emergency Federal Law Enforcement Assistance.

The Department of Justice, Immigration and Naturalization Service has submitted the following information collection request for review and clearance in accordance with the Paperwork Reduction Act of 1995. The proposed information collection is published to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted for "sixty days" until October 26, 1998.

Written comments and suggestions from the public and affected agencies concerning the proposed collection of information should address one or more of the following four points:

(1) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(2) Evaluate the accuracy of the agencies estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or

other forms of information technology, e.g., permitting electronic submission of responses.

Overview of this information collection:

(1) *Type of Information Collection:* Extension of a currently approved collection.

(2) *Title of the Form/Collection:* Emergency Federal Law Enforcement Assistance.

(3) *Agency form number, if any, and the applicable component of the Department of Justice sponsoring the collection:* No Agency Form Number. Office of General Counsel, Immigration and Naturalization Service.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:* Primary: State, Local or Tribal Government. Section 404(b) of the Immigration and Nationality Act provides for the reimbursement to States and localities for assistance provided in meeting an immigration emergency.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* 10 responses at 30 hours per response.

(6) *An estimate of the total public burden (in hours) associated with the collection:* 300 annual burden hours.

If you have additional comments, suggestions, or need a copy of the proposed information collection instrument with instructions, or additional information, please contact Richard A. Sloan 202-514-3291, Director, Policy Directives and Instructions Branch, Immigration and Naturalization Service, U.S. Department of Justice, Room 5307, 425 I Street, NW., Washington, DC 20536. Additionally, comments and/or suggestions regarding the item(s) contained in this notice, especially regarding the estimated public burden and associated response time may also be directed to Mr. Richard A. Sloan.

If additional information is required contact: Mr. Robert B. Briggs, Clearance Officer, United States Department of Justice, Information Management and Security Staff, Justice Management Division, Suite 850, Washington Center, 1001 G Street, NW., Washington, DC 20530.

Dated: August 24, 1998.

**Robert B. Briggs,**

*Department Clearance Officer, United States Department of Justice.*

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