

finding of no violation, and terminates the investigation.

**FOR FURTHER INFORMATION CONTACT:**

Megan M. Valentine, Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436, telephone (202) 708-2301. 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 July 14, 2011, based on a complaint filed by Freescale Semiconductor, Inc. of Austin, Texas ("Freescale"). 76 FR 41521-2 (July 14, 2011). The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, by reason of infringement of certain claims of U.S. Patent No. 5,467,455 ("the '455 patent"). The complaint further alleges the existence of a domestic industry. The Commission's notice of investigation named Funai Electric Co., Ltd. of Osaka, Japan and Funai Corporation, Inc. of Rutherford, New Jersey (collectively "Funai"); MediaTek Inc. of Hsinchu City, Taiwan ("MediaTek"); and Zoran Corporation of Sunnyvale, California ("Zoran") as respondents. The Office of Unfair Import Investigations was named as a party. On May 25, 2012, the Commission determined not to review an ID (Order No. 27) terminating the investigation as to Funai on the basis of a consent order. Notice (May 25, 2012). On May 29, 2012, the Commission determined not to review an ID (Order No. 31) terminating the investigation as to certain Zoran products and certain MediaTek products. Notice (May 29, 2012).

On July 12, 2012, the ALJ issued his final ID, finding no violation of section 337 as to the '455 patent. The ID included the ALJ's recommended determination ("RD") on remedy and bonding. In particular, the ALJ found that claims 9 and 10 of the '455 patent are not invalid pursuant to 35 U.S.C.

102, but that they are invalid pursuant to 35 U.S.C. 103. The ALJ further found that those Zoran products that were adjudicated in *Integrated Circuits I* are precluded under the doctrine of issue preclusion. The ALJ also found that certain of the accused Zoran products remaining in the investigation infringe claims 9 and 10 of the '455 patent, but that the accused MediaTek products do not infringe claims 9 and 10 of the '455 patent. The ALJ further found that Freescale has failed to satisfy the domestic industry requirement with respect to the '455 patent. The ALJ's RD recommended a limited exclusion order barring entry of Zoran's and MediaTek's infringing integrated circuits, chipsets, and products containing same including televisions. Freescale did not request, and the ALJ did not recommend, issuance of a cease and desist order against Zoran. The ALJ also recommended that respondents be required to post no bond for the importation of products found to infringe during the period of Presidential review.

On July 24, 2012, Freescale filed a petition for review of certain aspects of the final ID's findings concerning infringement, validity, and domestic industry, and preclusion. Also on July 25, 2012, the IA timely filed a petition for review of certain aspect of the final ID's findings concerning claim construction. Further on July 24, 2012, Zoran and MediaTek contingently petitioned for review of certain aspects of the final ID's findings concerning claim construction, infringement, domestic industry, and preclusion. No post-RD statements on the public interest pursuant to Commission Rule 201.50(a)(4) or in response to the post-RD Commission Notice issued on July 16, 2012, were filed. See 77 FR 42764 (July 20, 2012).

Having examined the record of this investigation, including the ALJ's final ID, the petitions for review, and the responses thereto, the Commission has determined to review the final ID in part. Specifically, the Commission has determined to review, and on review, reverses the ALJ's finding that Japanese Patent Application JP H05-83113-A to Kuboki ("Kuboki") discloses the limitation "[a] data processor within an integrated circuit package comprising: \* \* \* a plurality of bus termination circuits" of claim 9 of the '455 patent. The Commission has also determined to review, and on review, affirms with modification the ID's finding that Kuboki in combination with the knowledge of one of ordinary skill in the art renders obvious claims 9 and 10 of the '455 patent. The Commission has

further determined to review the ID's finding that the Kuboki reference in combination with U.S. Patent No. 5,479,123 to Gist ("Gist") renders obvious claims 9 and 10, and on review, finds that the Kuboki reference in combination with Gist and the knowledge of one of ordinary skill in the art renders obvious claims 9 and 10 of the '455 patent. The Commission has also determined to review the ID's finding that Freescale failed to establish the existence of a domestic industry based on its licensing activities, and on review, affirms the ID's finding with modification. The Commission has further determined to review the ID's finding that Freescale has failed to show that the Accused Zoran Hybrid Termination Circuits infringe claims 9 and 10 of the '455 patent and on review, affirms the ID's finding with modification.

The Commission has determined not to review the remaining issues decided in the ID. A Commission opinion will issue shortly.

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 210.42-46 and 210.50 of the Commission's Rules of Practice and Procedure (19 CFR 210.42-46 and 210.50).

By order of the Commission.

Issued: September 12, 2012.

**Lisa R. Barton,**

*Acting Secretary to the Commission.*

[FR Doc. 2012-22943 Filed 9-17-12; 8:45 am]

**BILLING CODE 7020-02-P**

## DEPARTMENT OF JUSTICE

### Bureau of Alcohol, Tobacco, Firearms and Explosives

[OMB Number 1140-0001]

#### Agency Information Collection Activities; Proposed Collection; Comments Requested: ATF Distribution Center Survey

**ACTION:** 60-Day notice of information collection under review.

The Department of Justice (DOJ), Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval 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 November 19, 2012. This process is conducted in accordance with 5 CFR 1320.10.

If you have comments especially on the estimated public burden or associated response time, suggestions, or need a copy of the proposed information collection instrument with instructions or additional information, please contact John Sickler, Materiel Management Branch at [John.Sickler@atf.gov](mailto:John.Sickler@atf.gov), 1519 Cabin Branch Drive, Landover, MD 20785.

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

- 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;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and
- 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.

#### Summary of Information Collection

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

(2) *Title of the Form/Collection:* ATF Distribution Center Survey.

(3) *Agency form number, if any, and the applicable component of the Department of Justice sponsoring the collection:* Form Number: ATF F 1370.4. Bureau of Alcohol, Tobacco, Firearms and Explosives.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract.* Primary: Business or other for-profit. Other: Individual or households.

#### Need for Collection

The information provided on the form is used to evaluate the ATF Distribution Center and the services it provides to the users of ATF forms and publications.

(5) *An estimate of the total number of respondents and the amount of time*

*estimated for an average respondent to respond:* It is estimated that 240 respondents will complete a 1 minute form.

(6) *An estimate of the total public burden (in hours) associated with the collection:* There are an estimated 4 annual total burden hours associated with this collection.

If additional information is required contact: Jerri Murray, Department Clearance Officer, Policy and Planning Staff, Justice Management Division, United States Department of Justice, Two Constitution Square, 145 N Street NE., Room 2E-508, Washington, DC 20530.

Dated: September 12, 2012.

**Jerri Murray,**

*Department Clearance Officer, PRA, U.S. Department of Justice.*

[FR Doc. 2012-22892 Filed 9-17-12; 8:45 am]

**BILLING CODE 4410-FY-P**

## DEPARTMENT OF JUSTICE

### Bureau of Alcohol, Tobacco, Firearms and Explosives

[OMB Number 1140-0008]

#### Agency Information Collection Activities; Proposed Collection; Comments Requested: Application and Permit for Permanent Exportation of Firearms

**ACTION:** 60-Day notice of information collection under review.

The Department of Justice (DOJ), Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval 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 November 19, 2012. This process is conducted in accordance with 5 CFR 1320.10.

If you have comments especially on the estimated public burden or associated response time, suggestions, or need a copy of the proposed information collection instrument with instructions or additional information, please contact Gary Schaible, National Firearms Act Branch at [gary.schaible@atf.gov](mailto:gary.schaible@atf.gov).

Written comments and suggestions from the public and affected agencies concerning the proposed collection of information are encouraged. Your

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

- 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;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and
- 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.

#### Summary of Information Collection

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

(2) *Title of the Form/Collection:* Application and Permit for Permanent Exportation of Firearms.

(3) *Agency form number, if any, and the applicable component of the Department of Justice sponsoring the collection:* Form Number: ATF F 9 (5320.9). Bureau of Alcohol, Tobacco, Firearms and Explosives.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:* Primary: Business or other for-profit. Other: Individual or households.

#### Need for Collection

The form is used to obtain permission to export firearms and serves as a vehicle to allow either the removal of the firearm from registration in the National Firearms Registration and Transfer Record or collection of an excise tax. It is used by Federal firearms licensees and others to obtain a benefit.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* It is estimated that 930 respondents will complete a 18 minute form.

(6) *An estimate of the total public burden (in hours) associated with the collection:* There are an estimated 279 annual total burden hours associated with this collection.

If additional information is required contact: Jerri Murray, Department Clearance Officer, Policy and Planning Staff, Justice Management Division, U.S. Department of Justice, Two Constitution