

UNITED STATES INTERNATIONAL TRADE COMMISSION

Washington, D.C.

In the Matter of

CERTAIN FLASH MEMORY CHIPS AND
PRODUCTS CONTAINING THE SAME

Inv. No. 337-TA-664

ORDER NO. 8: GRANTING JOINT MOTION TO STAY THE INVESTIGATION

(March 12, 2009)

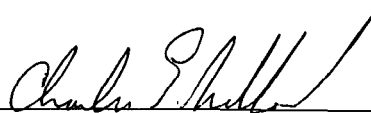
On March 11, 2009, Complainants Spansion, Inc. and Spansion LLC, Respondents Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., Samsung International, Inc., Samsung Semiconductor, Inc., and Samsung Telecommunications America, LLC (collectively "Samsung"), and the Downstream Respondents¹ filed a motion to stay the investigation for ninety days to gain the necessary approvals to effectuate the agreed-upon settlement between Spansion and Samsung, which would result in termination of the investigation.² The motion states that the Commission

¹ The Downstream Respondents include: Apple Inc.; Asustek Computer Inc.; Asus Computer International Inc.; Hon Hai Precision Industry Co., Ltd.; Kingston Technology Company, Inc.; Kingston Technology (Shanghai) Co. Ltd.; Kingston Technology Far East Co.; Kingston Technology Far East (Malaysia) Sdn. Bhd.; Lenovo Group Limited; Lenovo (United States) Inc.; Lenovo (Beijing) Limited; International Information Products (Shenzhen) Co., Ltd.; Lenovo Information Products (Shenzhen) Co., Ltd.; Lenovo (Huiyang) Electronic Industrial Co., Ltd.; Shanghai Lenovo Electronic Co., Ltd.; PNY Technologies, Inc.; Research in Motion, Ltd.; Research in Motion Corporation; Sony Corporation; Sony Corporation of America; Sony Ericsson Mobile Communications AB; Sony Ericsson Mobile Communications (USA); Beijing SE Potevio Mobile Communications Company, Ltd.; Transcend Information Inc.; Transcend Information Inc. (US); Transcend Information Inc. (Shanghai Factory); Verbatim Americas LLC; and Verbatim Corporation.

² Spansion filed a notice of commencement of bankruptcy proceedings and of automatic stay under 11 U.S.C. § 362 on March 11, 2009. According to the parties, although Spansion and Samsung have fully agreed to the settlement agreement, because Spansion has filed for bankruptcy in the United States Bankruptcy Court for the District of Delaware, the settlement agreement is subject to the court's approval which may take up to ninety days.

Investigative Staff ("Staff") does not oppose the request. Good cause having been shown, the motion is hereby granted and the investigation is hereby stayed for ninety days, or until June 12, 2009. If the settlement agreement is not effectuated by June 12th, the parties shall file a request for extension of the stay by that date.

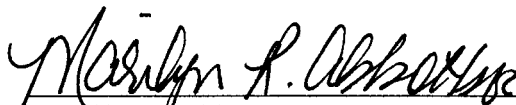
SO ORDERED.



Charles E. Bullock
Administrative Law Judge

CERTIFICATE OF SERVICE

I, Marilyn R. Abbott, hereby certify that the attached **ORDER NO. 8** has been served upon, **Heidi E. Strain, Esq.**, Commission Investigative Attorney, and the following parties via first class mail and air mail where necessary on March 12, **2009**.



Marilyn R. Abbott, Secretary
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IN THE MATTER OF CERTAIN FLASH MEMORY CHIPS AND PRODUCTS CONTAINING SAME 337-TA-664

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