

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, D.C.

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In the Matter of )	
CERTAIN LIQUID CRYSTAL DEVICES )	Inv. No. 337-TA-631
AND PRODUCTS CONTAINING THE SAME )	Enforcement Proceeding
_____ )	

Order No. 27: Setting Target Date Of 11/18/10 And Setting Procedural Schedule

Responding to Order No. 26, complainant and the staff in a joint response proposed, inter alia, an approximate eleven month target date of November 12, 2010<sup>1</sup> and hearing date of April 7-9, 2010. Respondents in their response proposed, inter alia, an approximate fourteen month target date of February 15, 2011 and a hearing date of July 19-21, 2010.

Complainant and the staff, in support of their position, argued that the “streamlined nature” of this proceeding readily lends itself to adjudication on an eleven month schedule. Respondents, in support of their position, argued that the enforcement complaint, while it only identifies two accused products is replete with reference to the additional discovery that complainant “apparently” intends to take and refers to the complaint in support and the initial set of requests by complainant to respondents. While respondents also argued that such a scope of discovery in their “LCD product line” is overbroad and improper, “there is no question that the issues that Samsung identifies in this enforcement proceeding are not narrowly tailored.” Respondents also argued that complainant seeks to litigate an “entirely separate set of issues that were not developed in the underlying investigation.”

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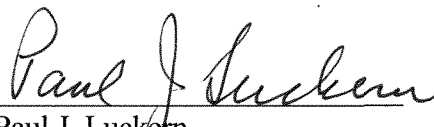
<sup>1</sup> The notice of institution was published in the Federal Register on Dec. 18, 2009 (74 Fed. Reg. No. 242 at 67248).

The administrative law judge at this time is making no decision as to the scope of this enforcement proceeding. However in the violation phase of the complaint, (Section VII) complainant has only identified respondents' AQUOS® LCD television Model No. LC-46D85UN (para. 7.3) and respondents' television bearing model number LC-32DV27UT (para. 7.7). Moreover in the proposed procedural schedules, the identical number of hearing days were proposed. Hence, the administrative law judge is setting an eleven month target date of November 18, 2009 which means that enforcement initial determination should be filed no later than the close of business on Monday July 19, 2010. He is also putting into effect the following procedural schedule:

Exchange of experts' names, expertise for which they are being offered and their <i>curriculum vitae</i> .	January 15, 2010
Settlement Conference (in the absence of the Administrative Law Judge)	By January 22, 2010
Date for reporting to Administrative Law Judge results of settlement conference	January 29, 2010
Exchange initial expert reports on issues for which a party has the burden of proof	February 8, 2010
Identification of tentative witnesses who will testify at the hearing, with a brief description of their relationships to the party.	February 12, 2010
Per ground rules 10(iii) and 10(x), submission of statements regarding the use of witness statements in lieu of live direct testimony, and statements regarding whether any party intends to offer reports into evidence	February 16, 2010
Exchange rebuttal expert reports	February 18, 2010
Discovery completion.	March 1, 2010
Cut-off for motions to compel discovery and related motions.	March 5, 2010
Submission of prehearing statements and any stipulations: Complainants and Respondent: Commission Staff	March 8, 2010 March 15, 2010
Settlement Conference (in the absence of the Administrative Law Judge)	By March 19, 2010

Date for reporting to Administrative Law Judge results of settlement conference	March 28, 2010
Submission and exchange of direct exhibits, including witness statements and joint exhibits.	March 19, 2010
Objections to direct exhibits, including witness statements.	March 22, 2010
Responses to objections to direct exhibits, including witness statements.	March 24, 2010
Submission and exchange of rebuttal exhibits, including witness statements.	March 26, 2010
Objections to rebuttal exhibits, including witness statements.	March 29, 2010
Responses to objections to rebuttal exhibits, including witness statements.	March 31, 2010
Submission of declarations justifying confidentiality of exhibits.	April 1, 2010
Submission by each party of three copies of a list of its exhibits for which there are no objections.	April 1, 2010
Pre-hearing conference (Commencing at 8:30 a.m. in Hearing Room B)	April 7, 2010
Hearing, commencing immediately following the Pre-hearing conference. (Hearing room B)	April 7-9, 2010

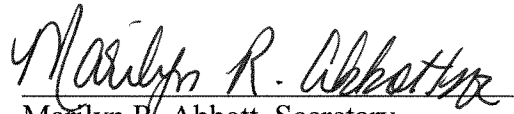
On December 29, 2009, each of the parties received a copy of this order.

  
 Paul J. Luckem  
 Chief Administrative Law Judge

Issued: December 29, 2009

**PUBLIC CERTIFICATE OF SERVICE**

I, Marilyn R. Abbott, hereby certify that the attached **ORDER** has been served by hand upon the Commission Investigative Attorney, Stephen Smith, Esq., and the following parties as indicated, on December 30, 2009.



Marilyn R. Abbott, Secretary  
U.S. International Trade Commission  
500 E Street, SW  
Washington, DC 20436

**On Behalf of Complainant Samsung Electronics Co.,  
Ltd.:**

Joseph V. Colaianni, Jr., Esq.  
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- Via Hand Delivery  
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 Via First Class Mail  
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**On Behalf of Respondents Sharp Corporation; Sharp  
Electronics Corporation; and, Sharp Electronics  
Manufacturing Company Of America, Inc.:**

G. Brian Busey, Esq.  
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**CERTAIN LIQUID CRYSTAL DISPLAY DEVICES AND  
PRODUCTS CONTAINING THE SAME**

**337-TA-631  
(Enforcement)**

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