

UNITED STATES INTERNATIONAL TRADE COMMISSION

Washington, D.C.

In the Matter of

**CERTAIN DIGITAL IMAGING DEVICES
AND RELATED SOFTWARE**

Inv. No. 337-TA-717

ORDER NO. 4: SETTING TARGET DATE

(May 21, 2010)

On May 14, 2010, the Commission issued a Notice of Investigation in this matter to determine:

[W]hether 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 digital imaging devices and related software that infringe one or more of claim 1-3 and 5-8 of U.S. Patent No. 6,031,964 and claims 15-22, 27, 30-32, 38, and 39 of U.S. Patent No. RE 38,911, and whether an industry in the United States exists as required by subsection (a)(2) of section 337.

(See Notice of Investigation.) The investigation was instituted upon publication of the Notice of Investigation in the *Federal Register* on May 19, 2010. See 75 Fed. Reg. 28058 (2010). 19 CFR § 210.10(b).

The complainant is Apple Inc., f/k/a Apple Computer, Inc., 1 Infinite Loop, Cupertino, CA 95014. The respondent is Eastman Kodak Company, 343 State Street, Rochester, NY 14650. The Commission Investigative Staff of the Office of Unfair Import Investigations is also a party in this investigation.

Based upon the complaint and notice of investigation, the Initial Determination on alleged violation of section 337 shall be due May 18, 2011, and the target date for completion of this investigation is September 19, 2011¹, which is 16 months after institution of the investigation. *See* 19 CFR § 210.51(a); 19 CFR § 210.42(a)(1)(i).

SO ORDERED.



Robert K. Rogers, Jr.
Administrative Law Judge

¹ While September 18, 2011 is actually the target date, that date is a Sunday. Therefore, pursuant to 19 CFR § 201.14, the date is set on the “next business day.”

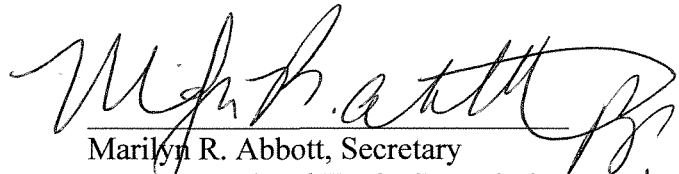
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PUBLIC CERTIFICATE OF SERVICE

I, Marilyn R. Abbott, hereby certify that the attached **ORDER** was served upon **Vu Q. Bui, Esq.**, Commission Investigative Attorney, and the following parties via first class mail delivery on

MAY 21 2010



Marilyn R. Abbott, Secretary
U.S. International Trade Commission
500 E Street SW, Room 112A
Washington, D.C. 20436

FOR COMPLAINANT APPLE INC., F/K/A/ APPLE COMPUTER:

Brian F. Ferguson, Esq.
WEIL, GOTSHAL & MANGES LLP
1300 Eye Street NW
Suite 900
Washington, DC 20005

- Via Hand Delivery
 Via Overnight Mail
 Via First Class Mail
 Other: _____

FOR RESPONDENT EASTMAN KODAK COMPANY:

Eric Rusnak, Esq.
K&L GATES, LLP
1601 K Street, NW
Washington, DC 20006

- Via Hand Delivery
 Via Overnight Mail
 Via First Class Mail
 Other: _____

PUBLIC CERTIFICATE OF SERVICE PAGE 2

PUBLIC MAILING LIST

Heather Hall
LEXIS – NEXIS
9443 Springboro Pike
Miamisburg, OH 45342

- Via Hand Delivery
 Via Overnight Mail
 Via First Class Mail
 Other: _____

Kenneth Clair
THOMAS WEST
1100 Thirteenth Street NW, Suite 200
Washington, D.C. 20005

- Via Hand Delivery
 Via Overnight Mail
 Via First Class Mail
 Other: _____