

INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-380]

Certain Agricultural Tractors Under 50 Power Take-Off Horsepower; Notice of Investigation

AGENCY: U.S. International Trade Commission.

ACTION: Institution of investigation pursuant to 19 U.S.C. § 1337.

SUMMARY: Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on January 16, 1996, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, on behalf of Kubota Tractor Corporation, 3401 Del Amo Boulevard, Torrance, California 90503, Kubota Manufacturing of America Corporation, Industrial Park North, 2715 Ramsey Road, Gainesville, Georgia 30501, and Kubota Corporation, 2-47 Shikitsuhigashi 1-chome, Naniwa-ku, Osaka 556, Japan. A letter supplementing the complaint was filed on February 2, 1996. The complaint as supplemented alleges violations of section 337 in the importation into the United States, sale for importation, and sale within the United States after importation of certain agricultural tractors under 50 power take-off horsepower by reason of alleged infringement of U.S. Registered Trademark Nos. 922,330, 1,028,211, 1,775,620, and 1,874,414. The complaint further alleges that there exists an industry in the United States as required by subsection (a)(2) of section 337.

The complainants request that the Commission institute an investigation and, after a hearing, issue a permanent exclusion order and permanent cease and desist orders.

ADDRESSES: The complaint, except for any confidential information contained therein, is 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, S.W., Room 112, Washington, D.C. 20436, telephone 202-205-1802. Hearing-impaired individuals are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

FOR FURTHER INFORMATION CONTACT: Kent Stevens, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, telephone 202-205-2579.

AUTHORITY: The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930, as

amended, and in section 210.10 of the Commission's Rules of Practice and Procedure, 19 C.F.R. § 210.10.

SCOPE OF INVESTIGATION: Having considered the complaint, the U.S. International Trade Commission, on February 13, 1996, ORDERED THAT—

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, an investigation be instituted to determine whether there is a violation of subsection (a)(1)(C) 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 agricultural tractors under 50 power take-off horsepower by reason of infringement of U.S. Registered Trademark Nos. 922,330, 1,028,211, 1,775,620, or 1,874,414, and whether there exists an industry in the United States as required by subsection (a)(2) of section 337.

(2) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainants are—

Kubota Tractor Corporation, 3401 Del Amo Boulevard, Torrance, California 90503
Kubota Manufacturing of America Corporation, Industrial Park North, 2715 Ramsey Road, Gainesville, Georgia 30501
Kubota Corporation, 2-47 Shikitsuhigashi 1-chome, Naniwa-ku, Osaka 556, Japan

(b) The respondents are the following companies alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

Eisho World Ltd., 1-9 Asahi-cho, Handa-shi, Aichi-ken, 475 Japan
Nitto Trading Corporation, 232-10 Shimizu, Uozumi-cho, Akashi-shi, Hyogo-ken, 674 Japan
Nitto Trading Co. Ltd, 1-9-5 Shinmoji Moji-ku, Kita-Kyushu-shi, 800-01 Japan
Sanko Industries Co., Ltd., 1-10-7 Shinmachi, Nishi-Ku, Osaka, 550 Japan
Sonica Trading, Inc., Koa Building 3F, 3-20-4 Ueno, Taito-ku, Tokyo, 110 Japan
Suma Sangyo, Mitsuta-umadome, Shijimi-cho, Miki-shi, Hyogo-ken, 673-05 Japan
Toyo Service Co., Ltd., 10-21 Imazukita 4-chome, Tsurumi-ku, Osaka, 538 Japan
Bay Implement Company, P.O. Box 20001, Red Bay, Alabama 35582
Casteel Farm Implement Co., 107 Highway 425 South, Monticello, Arkansas 71655
Casteel Farm Implement Co., 4110 Highway 65 South, Pine Bluff, Arkansas 71601
Casteel World Group, Inc., 639 West Gaines, Monticello, Arkansas 71655
Gamut Trading Co., 1340 Nomwaket Road, Apple Valley, California 92308
Gamut Imports, 14354 Cronese Road, Apple Valley, California 92307
Lost Creek Tractor Sales, 1050 S. Nutmeg, Bennett, Colorado 80102
MGA Inc. Auctioneers, 28999 Front Street, Suite 203, Temecula, California 92590

Tom Yarbrough Equipment Rental and Sales, Inc., 2410 U.S. Hwy 92 East, P.O. Drawer 2508, Plant City, Florida 33564
The Tractor Shop, 1804 S. Azalea Drive, Wiggins, Mississippi 39577
Tractor Company, 8392 Meadowbrook Way S.E., Snoqualmie, Washington 98045
Wallace International Trading Co., 1197 Bacon Way, Lafayette, California 94549
Wallace Import Marketing Co. Inc., 1197 Bacon Way, Lafayette, California 94549

(c) Kent Stevens, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, S.W., Room 401-L, Washington, D.C. 20436, who shall be the Commission investigative attorney, party to this investigation; and

(3) For the investigation so instituted, the Honorable Paul J. Luckern is designated as the presiding administrative law judge.

Responses to the complaint and the notice of investigation must be submitted by the named respondents in accordance with section 210.13 of the Commission's Rules of Practice and Procedure. 19 C.F.R. § 210.13. Pursuant to sections 201.16(d) and 210.13(a) of the Commission's Rules, 19 C.F.R. §§ 201.16(d) and 210.13(a), such responses will be considered by the Commission if received not later than 20 days after the date of service of the complaint. Extensions of time for submitting responses to the complaint will not be granted unless good cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the administrative law judge and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter both an initial determination and a final determination containing such findings, and may result in the issuance of a limited exclusion order or a cease and desist order or both directed against such respondent.

By order of the Commission.

Issued: February 14, 1996.

Donna R. Koehnke,
Secretary.

[FR Doc. 96-3956 Filed 2-21-96; 8:45 am]

BILLING CODE 7020-02-P

[Inv. No. 337-TA-381]

Certain Electronic Products, Including Semiconductor Products, Manufactured by Certain Processes; Notice of Investigation**AGENCY:** U.S. International Trade Commission.**ACTION:** Institution of investigation pursuant to 19 U.S.C. § 1337.

SUMMARY: Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on January 16, 1996, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, on behalf of Texas Instruments Incorporated, 13500 North Central Expressway, Dallas, Texas 75265. Supplements to the complaint were filed on January 31, 1996 and February 5, 1996. The complaint, as supplemented, alleges violations of section 337 based on the importation into the United States, the sale for importation, and the sale within the United States after importation of certain electronic products, including semiconductor products, that are manufactured, produced, and assembled using processes that are covered by one or more claims of U.S. Letters Patent 4,884,674; U.S. Letters Patent 5,216,613; and U.S. Letters Patent 4,490,209.

The complainant requests that the Commission institute an investigation and, after a hearing, issue a permanent exclusion order and permanent cease and desist orders.

ADDRESSES: The complaint, except for any confidential information contained therein, is 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., Room 112, Washington, DC 20436, telephone 202-205-1802. Hearing-impaired individuals are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

FOR FURTHER INFORMATION CONTACT: Juan Cockburn, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, telephone 202-205-2572.

AUTHORITY: The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930, as amended, and in section 210.10 of the Commission's Rules of Practice and Procedure, 19 C.F.R. § 210.10.

SCOPE OF INVESTIGATION: Having considered the complaint, the U.S. International Trade Commission, on February 14, 1996, ORDERED THAT—

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as

amended, an investigation be instituted to determine whether 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 electronic products, including semiconductor products, manufactured by processes covered by claims 1-8 or 9 of U.S. Letters Patent 4,884,674; claims 1-6 or 7 of U.S. Letters Patent 5,216,613; or claims 1-14 or 15 of U.S. Letters Patent 4,490,209; and whether there exists an industry in the United States as required by subsection (a)(2) of section 337.

(2) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainant is—

Texas Instruments Incorporated, 13500 North Central Expressway, Dallas, Texas 75265

(b) The respondents are the following companies alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

Samsung Electronics Company, Ltd., Samsung Main Building, 10th Floor, 250, 2-ka Taepyung-Ro Chung-Ku, Seoul, Korea
 Samsung America, Inc., 105 Challenger Road, Ridgefield Park, New Jersey 07660
 Samsung Semiconductor, Inc., 3655 North First Street, San Jose, California 95134

(c) Juan Cockburn, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, S.W., Room 401-Q, Washington, D.C. 20436, shall be the Commission investigative attorney, party to this investigation; and

(3) For the investigation so instituted, the Honorable Sidney Harris is designated as the presiding administrative law judge.

Responses to the complaint and the notice of investigation must be submitted by the named respondents in accordance with section 210.13 of the Commission's Rules of Practice and Procedure, 19 C.F.R. § 210.13. Pursuant to sections 201.16(d) and 210.13(a) of the Commission's Rules, 19 C.F.R. §§ 201.16(d) and 210.13(a), such responses will be considered by the Commission if received not later than 20 days after the date of service by the Commission of the complaint and the notice of investigation. Extensions of time for submitting responses to the complaint will not be granted unless good cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the

allegations of the complaint and this notice, and to authorize the administrative law judge and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter both an initial determination and a final determination containing such findings, and may result in the issuance of a limited exclusion order or a cease and desist order or both directed against such respondent.

By order of the Commission.

Issued: February 15, 1996.

Donna R. Koehnke,
 Secretary.

[FR Doc. 96-3955 Filed 2-21-96; 8:45 am]

BILLING CODE 7020-02-P

[Investigation No. 337-TA-372]

Certain Neodymium-Iron-Boron Magnets, Magnet Alloys, and Articles Containing Same; Notice of Commission Decisions to Extend Target Date for Completion of Investigation, Not To Review an Initial Determination Finding a Violation of Section 337, and of the Schedule for Filing Written Submissions on Remedy, the Public Interest, and Bonding**AGENCY:** U.S. International Trade Commission.**ACTION:** Notice.

SUMMARY: Notice is hereby given that the Commission has determined not to review the initial determination (ID) issued on December 11, 1995, by the presiding administrative law judge (ALJ) in the above-captioned investigation. That ID found a violation of section 337 of the Tariff Act of 1930 in the importation and sale of certain neodymium-iron-boron magnets. Notice is also hereby given that the Commission has decided to extend the target date for completion of this investigation from March 11, 1996, to March 29, 1996.

FOR FURTHER INFORMATION CONTACT: Lyle B. Vander Schaaf, Esq., Office of the General Counsel, U.S. International Trade Commission, telephone 202-205-3107. Copies of the nonconfidential version of the ID 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 S.W., Washington, D.C. 20436, telephone 202-205-2000. Hearing-impaired persons are advised that