UNITED STATES INTERNATIONAL TRADE COMMISSION

Washington, D.C.

In the Matter of **CERTAIN LIGHT-BASED PHYSIOLOGICAL MEASUREMENT DEVICES AND COMPONENTS THEREOF**	**Inv. No. 337-TA-1276**

ORDER NO. 61: INITIAL DETERMINATION EXTENDING TARGET DATE

(December 9, 2022)

Pursuant to Order No. 59 (Oct. 24, 2022), the target date in this investigation was extended to April 19, 2023. *See* Comm'n Notice, EDIS Doc. ID 784275 (Nov. 10, 2022). The current deadline for the issuance of an initial determination on violation is Monday, December 19, 2022. *See* Order No. 59 at 2.

The undersigned will require additional time to finalize the initial determination on violation in this investigation. Pursuant to Ground Rule 210.51(a), the target date "can be modified by the administrative law judge for good cause shown." 19 C.F.R. § 210.51(a). There is good cause for an extension because of the complexity of this investigation, which involves five asserted patents and numerous disputed issues with respect to infringement, invalidity, unenforceability, and domestic industry. In addition, the drafting of the final initial determination has continued to be affected by the undersigned's obligations in other investigations, including an ongoing hearing in *Certain Cellular Base Station Communication Equipment, Components Thereof, and Products Containing Same*, Inv. No. 337-TA-1302. A further extension is also necessary due to upcoming federal holidays and other scheduling issues related to the year-end holiday season. Accordingly, the target date shall be extended by three

weeks to Wednesday, May 10, 2023. Pursuant to Commission Rule 210.42(a)(1)(i), the final initial determination shall be issued by Tuesday, January 10, 2023.

Because the new target date is more than 16 months from the date of institution, this order is being issued as an initial determination pursuant to Commission Rule 210.51(a)(1). 19 C.F.R. § 210.51(a)(1). Pursuant to Commission Rule 210.42(h), this initial determination shall become the determination of the Commission unless a party files a petition for review of the initial determination pursuant to Commission Rule 210.43(a), or the Commission, pursuant to Commission Rule 210.44, orders, on its own motion, a review of the initial determination or certain issues contained herein. 19 C.F.R. § 210.42(d).

SO ORDERED.

Monica Bhattacharyya
Administrative Law Judge