

Office; USFS Supervisor's Office; or NPS Park Office having jurisdiction over the federally designated area in proximity to the nominated parcel. The acquisition of land or interest in land nominated by a landowner is a discretionary action by the Agencies and not required by the FLTFA.

Procedures Used To Prioritize Land or Interest in Land Nominated for Acquisition by the Agencies

Nominations to sell land or interest in land to the United States is subject to available funding and will be prioritized and reviewed by the following groups:

(a) Regional Interagency FLTFA Team (Regional Team) consisting of at least one member from each of the Agencies having jurisdiction over the nominated parcel. Each State listed in this notice shall have a Regional Team;

(b) State and regional leadership consisting of the BLM State Director; Regional Directors of the FWS and NPS; and Regional Forester for the USFS;

(c) A National Interagency FLTFA Team consisting of one or more representatives from each of the Agencies (FLTFA Team); and an Executive Committee consisting of the BLM Director; the FWS Director; the FS Chief; and the NPS Director, or their designated representative.

Funds made available under the FLTFA shall be supplemental to any funds appropriated under the Land and Water Conservation Fund (LWCF) Act (16 U.S.C. 4601-4 *et seq.*).

Upon receipt from its local office of a nomination to sell land or interest in land to the United States, the nominating Agency will make a discretionary determination if the parcel fits within the priorities of the Agency; if the parcel provides a benefit to the federally designated area; and other criteria as determined by the Agency. If the Agency determines to move forward with the acquisition, it will submit a request for funding to the Regional Team having jurisdiction over the nominated parcel. The Regional Team will first determine if there are sufficient funds available within the State having jurisdiction over the nominated parcel to complete the acquisition. Contributions from the LWCF will be identified by the submitting Agency at the time of submission. If sufficient funds are available, the Regional Team will review and rank the nomination based on the public benefits of a potential acquisition and availability of funds. The Regional Team will then forward the proposal to the State and Regional Leadership for review and concurrence of the recommendation. Nominations

approved by the State and Regional Leadership will then be forwarded to the FLTFA Team, whose duties are to consolidate nominations from multiple regions and develop a ranking recommendation to present to the Executive Committee for final funding approval. The proposed acquisition may be re-submitted in the future if sufficient funds are not available within the State having jurisdiction over the nominated parcel to complete the acquisition. There is no process for appeal if a nominated parcel is not selected or approved for funding.

(Authority: 43 U.S.C. 2301 through 2306)

Lonny R. Bagley,

Acting Assistant Director, Energy, Minerals and Realty Management, Bureau of Land Management.

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INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-1318 (Modification)]

Certain Graphics Systems, Components Thereof, and Digital Televisions Containing the Same; Notice of Commission Determination to Institute a Modification Proceeding

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined to institute a modification proceeding as to the limited exclusion order ("LEO") issued against Realtek Semiconductor Corporation ("Realtek") of Hsinchu, Taiwan in the underlying investigation.

FOR FURTHER INFORMATION CONTACT: Richard P. Hadorn, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436, telephone (202) 205-3179. Copies of non-confidential documents filed in connection with this investigation may be viewed on the Commission's electronic docket (EDIS) at <https://edis.usitc.gov>. For help accessing EDIS, please email EDIS3Help@usitc.gov. General information concerning the Commission may also be obtained by accessing its internet server at <https://www.usitc.gov>. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal, telephone (202) 205-1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on June 7, 2022, based on a complaint filed by Advanced Micro Devices, Inc. of Santa Clara, California and ATI Technologies ULC of Ontario, Canada (together, "AMD"). 87 FR 34718-19 (June 7, 2022). The complaint, as supplemented, alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337 ("section 337"), based on certain graphics systems, components thereof, and digital televisions containing the same by reason of infringement of certain claims of U.S. Patent Nos. 7,742,053; 8,760,454; 11,184,628; 8,468,547; and 8,854,381 ("the '381 patent"). *Id.* at 34718. The complaint further alleges that a domestic industry exists. *Id.* The notice of investigation named 14 respondents: (1) TCL Industries Holdings Co., Ltd. of Guangdong, China; (2) TCL Industries Holdings (H.K.) Co. Limited of Hong Kong, China; (3) TCL Electronics Holdings Ltd. f/k/a TCL Multimedia Technology Holdings, Ltd. of Hong Kong, China; (4) TCL Technology Group Corporation of Guangdong, China; (5) TTE Corporation of Hong Kong, China; (6) TCL Holdings (BVI) Ltd. of Hong Kong, China; (7) TCL King Electrical Appliances (Huizhou) Co. Ltd. of Guangdong, China; (8) Shenzhen TCL New Technology Co., Ltd. of Guangdong, China; (9) TCL MOKA International Ltd. of Hong Kong, China; (10) TCL Smart Device (Vietnam) Co., Ltd. of Binh Duong Province, Vietnam; (11) Manufacturas Avanzadas SA de CV of Chihuahua, Mexico; (12) TCL Electronics Mexico, S de RL de CV of Benito Juarez, Mexico; (13) TCL Overseas Marketing Ltd. of Hong Kong, China; and (14) Realtek. *Id.* at 34719, as amended, 87 FR 62452-53 (Oct. 14, 2022). The Office of Unfair Import Investigations was not named as a party to this investigation. 87 FR at 34719.

On September 26, 2022, the Commission allowed TTE Technology, Inc. of Corona, California to intervene in this investigation as an additional respondent (collectively, with all named respondents except for Realtek, "TCL"). *See* Order No. 17 (Aug. 30, 2022), *unreviewed by Comm'n Notice* (Sept. 26, 2022).

On January 24, 2024, the Commission issued a final determination finding a violation of section 337 by Realtek and TCL with respect to claims 19 and 20 of the '381 patent. 89 FR 5934-35 (Jan. 30, 2024); *see* Comm'n Opinion (Jan. 24, 2024). The products adjudicated as infringing each incorporate graphics processing units ("GPUs") designed and supplied by non-party ARM, Inc. ("ARM"). Comm'n Op. at 14. The

Commission determined that the appropriate remedy is: (i) an LEO against Realtek's and TCL's infringing products and (ii) cease and desist orders ("CDOs") against each of the TCL entities, but not against Realtek. 89 FR at 5935. The Commission also set the bond during the period of Presidential review at zero (0) percent of the entered value of the infringing articles. *Id.*

On February 1, 2024, Realtek filed a petition for reconsideration of the following sentence on page 59 of the Commission's Opinion: "The Commission has determined not to limit the remedial orders to 'GPUs with an ARM architecture.'" On May 6, 2024, the Commission denied Realtek's petition for reconsideration, reiterating that the LEO covers any of Realtek's infringing products that are within the scope of the investigation, including those containing GPUs manufactured by entities other than ARM. *See* Comm'n Notice (May 7, 2024).

On March 28, 2024, Realtek filed an appeal from the Commission's final determination with the U.S. Court of Appeals for the Federal Circuit. *See Realtek Semiconductor Corp. v. ITC*, Appeal Nos. 24–1613. That appeal remains pending.

On April 1, 2024, AMD and TCL filed a joint petition to modify in part the LEO as to TCL and rescind the CDOs against TCL based on a settlement agreement. On April 12, 2024, AMD and TCL filed a joint corrected petition to modify and rescind. On April 30, 2024, the Commission determined not to institute the requested modification and rescission proceedings due to the petition's failure to comply with the Commission's rules. *See* Comm'n Notice (May 1, 2024). The Commission specified that the determination not to institute was without prejudice. *Id.* On May 7, 2024, AMD and TCL filed a second corrected joint petition to modify and rescind. The second corrected petition is currently pending before the Commission.

On April 19, 2024, pursuant to 19 U.S.C. 1337(k) and Commission Rule 210.76(a) (19 CFR 210.76(a)), Realtek filed a petition to institute a modification proceeding as to the LEO based on a changed condition of fact. Specifically, Realtek contends that, on information and belief, non-party ARM—which supplied the GPUs contained in Realtek's products adjudicated as infringing the '381 patent—recently acquired a license to the '381 patent. On May 1, 2024, AMD filed a response opposing the petition. On May 3, 2024, Realtek submitted a letter to the Secretary in reply to AMD's opposition. On May 9, 2024, AMD

submitted a letter to the Secretary in response to Realtek's letter.

The Commission, having reviewed the record in this investigation, including Realtek's petition, AMD's response thereto, Realtek's letter in reply, and AMD's letter in response to Realtek's letter, has determined that Realtek's petition complies with the Commission's rules. Accordingly, the Commission has determined that institution of a modification proceeding is warranted under 19 U.S.C. 1337(k) and 19 CFR 210.76. The Commission has further determined to delegate the proceeding to a presiding administrative law judge ("ALJ"). For the modification proceeding so instituted, the Chief Administrative Law Judge, shall designate the presiding ALJ. The presiding ALJ shall submit a recommended determination within six (6) months after publication of notice of this Order in the **Federal Register**. AMD and Realtek are named as parties to the modification proceeding.

The Commission vote for this determination took place on May 21, 2024.

The authority for the Commission's determination is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and in part 210 of the Commission's Rules of Practice and Procedure (19 CFR part 210).

By order of the Commission.

Issued: May 21, 2024.

Lisa Barton,

Secretary to the Commission.

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INTERNATIONAL TRADE COMMISSION

[Investigation No. 337–TA–1377]

Certain Products Containing Tirzepatide and Products Purporting To Contain Tirzepatide; Notice of a Commission Determination Not To Review an Initial Determination Granting-in-Part Motion To Amend the Complaint and Notice of Investigation

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission ("Commission") has determined not to review an initial determination ("ID") (Order No. 12) of the presiding administrative law judge ("ALJ") granting-in-part a motion to amend the complaint and notice of

investigation to name two additional respondents.

FOR FURTHER INFORMATION CONTACT:

Edward S. Jou, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436, telephone (202) 205–3316. Copies of non-confidential documents filed in connection with this investigation may be viewed on the Commission's electronic docket (EDIS) at <https://edis.usitc.gov>. For help accessing EDIS, please email EDIS3Help@usitc.gov. General information concerning the Commission may also be obtained by accessing its internet server at <https://www.usitc.gov>. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal, telephone (202) 205–1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on November 27, 2023, based upon a complaint filed on behalf of Eli Lilly and Company ("Eli Lilly") of Indianapolis, Indiana. 88 FR 82914–15 (Nov. 27, 2023). The complaint, as supplemented, alleges violations of section 337 based upon the importation into the United States and the sale of certain products containing tirzepatide or purporting to contain tirzepatide by reason of false designation of source and false and misleading advertising, the threat or effect of which is to destroy or substantially injure an industry in the United States, and based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain products containing tirzepatide or purporting to contain tirzepatide by reason of infringement of U.S. Trademark No. 6,809,369. *Id.* The complaint also alleges that a domestic industry exists pursuant to subsection (a)(2) of section 337. *Id.*

The Commission's notice of investigation named as respondents Arctic Peptides LLC of Akeny, Iowa; Audrey Beauty Co. of Hong Kong, China; Biolabshop Limited of Lancaster, United Kingdom; Mew Mews Company Limited of Hong Kong, China; Strate Labs LLC of Spring, Texas; Steroide Kaufen of Bialystok, Poland; Super Human Store of Barcelona, Spain; Supopeptide of Cedar Grove, New Jersey; Triggered Supplements LLC of Clearwater, Florida; Unewlife of Cedar Grove, New Jersey; and Xiamen Austronext Trading Co., Ltd. of Fujian, China. *Id.* at 82915. The Office of Unfair Import Investigations ("OUII") is also named as a party in this investigation. *Id.*