

**UNITED STATES INTERNATIONAL TRADE COMMISSION
WASHINGTON, D.C. 20436**

In the Matter of

**CERTAIN GAMING AND
ENTERTAINMENT CONSOLES,
RELATED SOFTWARE, AND
COMPONENTS THEREOF**

Investigation No. 337-TA-752

ACTIVISION PUBLISHING, INC.'S STATEMENT ON THE PUBLIC INTEREST

As one of the United States' largest video game publishers, Activision Publishing, Inc. ("Activision") would be directly and significantly harmed by any potential orders that would exclude or prohibit the sale of Microsoft Corporation's Xbox gaming console. Activision has expended and continues to expend significant resources to develop video games and accessories specially adapted to operate on Microsoft's Xbox gaming console.

Activision has reviewed the public interest submission by the Entertainment Software Association, submitted today, and Activision agrees with the statements therein. Activision hereby incorporates them by reference.

As one of the U.S. companies that would be negatively impacted by any exclusion or cease and desist orders entered by the ITC that affect the Xbox gaming console, Activision asks that the ITC strongly consider the negative impact upon the U.S. public and the competitive conditions in the United States.

Date: June 8, 2012

Respectfully submitted,

By: /s/ Mary Tuck

Mary Tuck

Senior Director, Litigation and Intellectual Property

ACTIVISION PUBLISHING, INC.
3100 Ocean Park Blvd.
Santa Monica, CA 90405
Phone: 310.255.2642
Mary.tuck@activision.com

*In the Matter of Certain Gaming and Entertainment Consoles, Related Software, and
Components Thereof, U.S.I.T.C. Inv. No. 337-TA-752*

CERTIFICATE OF SERVICE

I, Mary Tuck, hereby certify that copies of the foregoing **ACTIVISION, INC.’S STATEMENT ON THE PUBLIC INTEREST** were served on the following parties as indicated below on this 8th day of June, 2012:

<p>Lisa R. Barton Acting Secretary to the Commission U.S. International Trade Commission 500 E Street, S.W., Room 112A Washington, D.C. 20436</p>	<p><input checked="" type="checkbox"/> Via Electronic Filing <input type="checkbox"/> Via Hand Filing <input type="checkbox"/> Via Hand Delivery</p>
<p>The Honorable David P. Shaw Administrative Law Judge U.S. INTERNATIONAL TRADE COMMISSION 500 E Street, S.W. Washington, DC 20436</p>	<p><input checked="" type="checkbox"/> Via Hand Delivery (Two Copies) <input type="checkbox"/> Via Electronic Mail <input type="checkbox"/> Via Electronic Filing <input type="checkbox"/> Via Hand Filing</p>
<p>Stephen J. Rosenman, Esq. ROPES & GRAY LLP One Metro Center 700 12th Street, NW, Suite 900 Washington, DC 20005</p> <p><i>Counsel for Complainants Motorola Mobility, Inc. and General Instrument Corporation</i></p>	<p><input type="checkbox"/> Via Hand Delivery <input type="checkbox"/> Via Electronic Mail <input checked="" type="checkbox"/> Via First Class Mail</p>
<p>Brian R. Nester, Esq. SIDLEY AUSTIN LLP 1501 K Street, NW Washington, DC 20005</p> <p><i>Counsel for Respondent Microsoft Corporation</i></p>	<p><input type="checkbox"/> Via Hand Delivery <input type="checkbox"/> Via Electronic Mail <input checked="" type="checkbox"/> Via First Class Mail</p>

 /s/ Mary Tuck
Mary Tuck