

UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

COMMISSIONERS: Edith Ramirez, Chairwoman
Maureen K. Ohlhausen
Terrell McSweeney

In the Matter of
ASUSTeK Computer Inc.,

DECISION AND ORDER
DOCKET NO. C-4587

1. Respondent ASUSTeK Computer, Inc., is a Taiwanese corporation with its principal office or place of business at 15, Li-Te Rd., Peitou, Taipei 11259, Taiwan.
2. The Commission has jurisdiction over the subject matter of this proceeding and over the Respondent, and the proceeding is in the public interest.

ORDER

DEFINITIONS

For purposes of this Order, the following definitions shall apply:

- 1.

- A. The extent to which respondent or its products or services maintain and protect:
 - 1. The security of any Covered Device;
 - 2. The security, privacy, confidentiality, or integrity of any Covered Information;
- B. The extent to which a consumer can use a Covered Device to secure a network;

- E. The design and implementation of reasonable safeguards to control the risks identified through risk assessment, including through reasonable and appropriate software security testing techniques, such as (1) vulnerability and penetration testing; (2) security architecture reviews; (3) code reviews; and (4) other reasonable and appropriate assessments, audits, reviews, or other tests to identify potential security failures and verify that access to Covered Devices and Covered

B.

position or responsibilities. For any business entity resulting from any change in structure set forth in Part VII, delivery must be at least ten (10) days prior to the change in structure.

VII.

IT IS FURTHER ORDERED that respondent must notify the Commission at least thirty (30) days prior to any change in the corporation(s) that may affect compliance obligations arising under this order, including, but not limited to: a dissolution, assignment, sale, merger, or other action that would result in the emergence of a successor corporation; the creation or dissolution of a subsidiary, parent, or affiliate that engages in any acts or practices subject to this order; the proposed filing of a bankruptcy petition; or a change in the corporate name or address. Pr ~~vide~~, that, with respect to any proposed change in the corporation(s) about which respondent learns fewer than thirty (30) days prior to the date such action is to take place, respondent must notify the Commission as soon as is practicable after obtaining such knowledge. Unless otherwise directed by a representative of the Commission, all notices required by this Part must be emailed to Debrief@ftc.gov or sent by overnight courier (not the U.S. Postal Service) to: Associate Director of Enforcement, Bureau of Consumer Protection, Federal Trade Commission, 600 Pennsylvania Avenue NW, Washington, D.C. 20580. The subject line must begin: I n ASISTek m puter

VIII.

IT IS FURTHER ORDERED that respondent, within sixty (60) days after the date of service of this order, must file with the Commission a true and accurate report, in writing, setting forth in detail the manner and form of its compliance with this order. Within ten (10) days of receipt of written notice from a representative of the Commission, it must submit additional true and accurate written reports.

IX.

This order will terminate on July 18, 2036, or twenty (20) years from the most recent date that the United States or the Commission files a complaint (with or without an accompanying consent decree) in federal court alleging any violation of the order, whichever comes later; pr ~~vide~~, that the filing of such a complaint will ~~void~~ the duration of:

- A. Any Part in this order that terminates in fewer than twenty (20) years;
- B. This order's application to any respondent that is not named as a defendant in such complaint; and
- C. This order if such complaint is filed after the order has terminated pursuant to this Part.

Pr , that if such complaint is dismissed or a federal court rules that respondent did not violate any provision of the order, and the dismissal or ruling is either not appealed or upheld on appeal, then the order as to such respondent will terminate according to this Part as though the complaint had never been filed, except that the order will not terminate between the date such complaint is filed and the later of the deadline for appealing such dismissal or ruling and the date such dismissal or ruling is upheld on appeal.

By the Commission.

Donald S. Clark
Secretary

SEAL
ISSUED: July 18, 2016