

**UNITED STATES INTERNATIONAL TRADE COMMISSION**

**Washington, D.C.**

**In the Matter of**

**CERTAIN TWO-WAY RADIO  
EQUIPMENT AND SYSTEMS, RELATED  
SOFTWARE AND COMPONENTS  
THEREOF**

**Inv. No. 337-TA-1053**

**NOTICE: ISSUANCE OF INITIAL DETERMINATION ON VIOLATION OF  
SECTION 337 AND RECOMMENDATION ON REMEDY**

(July 3, 2018)

I have issued today in this Investigation the Final Initial Determination ("ID") on Violation of Section 337 of the Tariff Act, as amended, 19 U.S.C. § 1337.

I have found that Complainant Motorola Solutions, Inc. ("Complainant" or "Motorola") has proven by a preponderance of evidence that Respondents Hytera Communications Corp. Ltd., Hytera America, Inc., and Hytera Communications America (West), Inc. (collectively, "Respondents" or "Hytera") have violated subsection (b) of Section 337 of the Tariff Act of 1930. I have found that Hytera has infringed asserted claims 9, 13, 14, and 15 of U.S. Patent No. 8,116,284 ("the '284 patent"); asserted claims 1, 6, 17, and 21 of U.S. Patent No. 7,369,869 ("the '869 patent"); asserted claims 1 and 11 of U.S. Patent No. 7,729,701 ("the '701 patent"); and asserted claims 7 and 8 of U.S. Patent No. 8,279,991 ("the '991 patent").

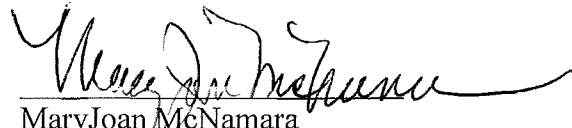
I have found that Hytera has not proven by clear and convincing evidence that any of the asserted claims of any of the identified patents are invalid under 35 U.S.C. § 102 as anticipated and/or under 35 U.S.C. § 103 as obvious.

I have found that one or more of Motorola's domestic industry products have satisfied the technical industry prong of the domestic industry requirement for the '869, '701, and '991 patents. I have found that none of Motorola's domestic industry products have satisfied the technical industry prong of the domestic industry requirement for the '284 patent.

I have found that Motorola has satisfied the economic prong of the domestic industry requirement under 19 U.S.C. § 1337(a)(3)(A), (B), and/or (C).

I have recommended that a Cease and Desist Order and a Limited Exclusion Order with a certification provision be issued against each of the Hytera Respondents. I also have recommended the entry of a bond during the Presidential Review Period.

**SO ORDERED.**

  
MaryJoan McNamara  
Administrative Law Judge