

UNITED STATES INTERNATIONAL TRADE COMMISSION
WASHINGTON, DC

In the Matter of)
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CERTAIN ELECTRONIC DEVICES,)
INCLUDING MOBILE PHONES AND)
TABLET COMPUTERS, AND)
COMPONENTS THEREOF)
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Investigation No. 337-TA-847

NOTICE OF INITIAL DETERMINATION ON VIOLATION OF SECTION 337

Administrative Law Judge Thomas B. Pender
(September 23, 2013)

On this date, I issued an initial determination on violation of section 337 and recommended determination in the above-referenced investigation. Below are the first and second page and the conclusions of law from said filing, which are a matter of public record. A complete public version of the Initial Determination will issue when all the parties have submitted their redactions and I have had an opportunity to review the redactions.

SO ORDERED.



Thomas B. Pender
Administrative Law Judge

**UNITED STATES INTERNATIONAL TRADE COMMISSION
WASHINGTON, DC**

In the Matter of

**CERTAIN ELECTRONIC DEVICES,
INCLUDING MOBILE PHONES AND
TABLET COMPUTERS, AND
COMPONENTS THEREOF**

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) **Investigation No. 337-TA-847**
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INITIAL DETERMINATION ON VIOLATION OF SECTION 337 AND
RECOMMENDED DETERMINATION ON REMEDY AND BOND

Administrative Law Judge Thomas B. Pender
(September 23, 2013)

Pursuant to the Notice of Investigation and Rule 210.42(a) of the Rules of Practice and Procedure of the United States International Trade Commission, this is my Initial Determination in the matter of Certain Electronic Devices, Including Mobile Phones and Tablet Computers, and Components Thereof, Investigation No. 337-TA-847.

The Administrative Law Judge hereby determines that a violation of Section 337 of the Tariff Act of 1930, as amended, has been found in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain electronic devices, including mobile phones and tablet computers, and components thereof, in connection with the claims of U.S. Patent Nos. 7,415,247 and 6,393,260.

The Administrative Law Judge hereby determines that no violation of Section 337 of the Tariff Act of 1930, as amended, has been found in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain electronic devices, including mobile phones and tablet computers, and components thereof, in connection with the claims of U.S. Patent No. 5,884,190.

Furthermore, the Administrative Law Judge hereby determines that a domestic industry in the United States exists that practices or exploits U.S. Patent Nos. 7,415,247 and 6,393,260, but that a domestic industry in the United States does not exist that practices or exploits U.S. Patent No. 5,884,190.

X. Conclusions of Law

1. The Commission has personal jurisdiction over the parties, and subject-matter jurisdiction over the accused products.
2. The importation or sale requirement of Section 337 is satisfied.
3. The Accused Products do not infringe U.S. Patent No. 5,884,190.
4. The asserted claims of the '190 Patent are not invalid.
5. Nokia's Domestic Industry Products do not practice the '190 Patent.
6. The domestic industry requirement is not satisfied with respect to the '190 Patent.
7. There has been no violation of Section 337 with respect to the '190 Patent.
8. The Accused Products with Magellan RF transceivers infringe U.S. Patent No. 6,393,260.
9. The Accused Products with Odyssey RF transceivers do not infringe the '260 Patent.
10. The asserted claims of the '260 Patent are not invalid.
11. Nokia's Domestic Industry Products with Magellan RF transceivers practice the '260 Patent.
12. The domestic industry requirement is satisfied with respect to the '260 Patent.
13. There has been a violation of Section 337 with respect to the '260 Patent.
14. The Accused Products infringe claims 18, 19, 21, and 23 of U.S. Patent No. 7,415,247.
15. The Accused Products do not infringe claim 2 of the '247 Patent.
16. The asserted claims of the '247 Patent are not invalid.
17. Nokia's Domestic Industry Products practice the '247 Patent.
18. The domestic industry requirement is satisfied with respect to the '247 Patent.
19. There has been a violation of Section 337 with respect to the '247 Patent.