

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

**In the Matter of**

**CERTAIN EQUIPMENT FOR  
TELECOMMUNICATIONS OR DATA  
COMMUNICATIONS NETWORKS,  
INCLUDING ROUTERS, SWITCHES,  
AND HUBS, AND COMPONENTS  
THEREOF**

**Investigation No. 337-TA-574**

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL  
DETERMINATION GRANTING COMPLAINANT'S MOTION TO TERMINATE THE  
INVESTIGATION IN PART**

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined not to review an initial determination ("ID") (Order No. 14) of the presiding administrative law judge ("ALJ") granting complainant's motion to terminate the above-captioned investigation as to U.S. Patent No. 4,835,763 ("the '763 patent").

**FOR FURTHER INFORMATION CONTACT:** Clint Gerdine, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-5468. Copies of non-confidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server at <http://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.usitc.gov>. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on (202) 205-1810.

**SUPPLEMENTARY INFORMATION:** The Commission instituted this investigation on June 16, 2006, based on a complaint filed on May 15, 2006, by Telcordia Technologies, Inc. ("Telcordia") of Piscataway, New Jersey. An amended complaint was filed on June 5, 2006. The complaint as amended alleges violations of section 337 in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain equipment for telecommunications or data communications networks, including routers, switches, hubs, and components thereof, by reason of infringement of claims 1, 3, and 4 of U.S.

Patent No. 4,893,306; claims 1, 3, 5, 8, 11, and 33 of U.S. Patent No. Re. 36,633; and claims 1, 2, 7, and 8 of the '763 patent. The amended complaint named five respondents: Cisco Systems, Inc. of San Jose, California; Lucent Technologies, Inc. of Murray Hill, New Jersey; Alcatel S.A. of France; Alcatel USA, Inc. of Plano, Texas; and PMC-Sierra, Inc. of Santa Clara, California. The complaint further alleged that an industry in the United States exists as required by subsection (a)(2) of section 337.

On November 20, 2006, the Commission issued a notice determining not to review an ID extending the target date of this investigation to January 8, 2008.

On November 29, 2006, the complainant Telcordia moved to terminate the investigation as to the '763 patent. The respondents did not oppose the termination of the investigation as to the identified patent.

The ALJ issued the subject ID on December 18, 2006, granting the motion for partial termination. No party petitioned for review of the ID pursuant to 19 C.F.R. § 210.43(a), and the Commission found no basis for ordering a review on its own initiative pursuant to 19 C.F.R. § 210.44. The Commission has determined not to review this ID.

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 sections 210.21(a)(1) and 210.42(h) of the Commission's Rules of Practice and Procedure, 19 C.F.R. §§ 210.21(a)(1), 210.42(h).

By order of the Commission.

/s/  
Marilyn R. Abbott  
Secretary to the Commission

Issued: January 4, 2007