

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

**In the Matter of**

**CERTAIN MOBILE ELECTRONIC  
DEVICES AND RADIO FREQUENCY  
AND PROCESSING COMPONENTS  
THEREOF**

**Investigation No. 337-TA-1065**

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL  
DETERMINATION PARTIALLY TERMINATING THE INVESTIGATION AS TO  
CERTAIN PATENT CLAIMS**

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

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission (the "Commission") has determined not to review a June 21, 2018, initial determination ("ID") (Order No. 43) partially terminating the investigation as to certain patent claims.

**FOR FURTHER INFORMATION CONTACT:** Ron Traud, Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436, telephone (202) 205-3427. 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 SW., Washington, DC 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server (<https://www.usitc.gov>). The public record for this investigation may be viewed on the Commission's Electronic Docket Information System ("EDIS") (<https://edis.usitc.gov>). Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal, telephone (202) 205-1810.

**SUPPLEMENTARY INFORMATION:** On August 14, 2017, the Commission instituted this investigation based on a complaint and amendment thereto filed by Qualcomm Incorporated of San Diego, California ("Qualcomm"). 82 FR 37899 (Aug. 14, 2017); 83 FR 21307 (May 9, 2018). The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended (19 U.S.C. § 1337), in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain mobile electronic devices and radio frequency and processing components thereof that infringe one or more claims of U.S. Patent No. 8,633,936 ("the '936 patent"), U.S. Patent No. 8,698,558 ("the '558 patent"), U.S. Patent No. 8,838,949 ("the '949 patent"), U.S. Patent No. 9,535,490 ("the '490 patent"), U.S. Patent

No. 9,608,675 (“the ’675 patent”), and U.S. Patent No. 8,487,658 (“the ’658 patent”). The notice of investigation named Apple Inc. of Cupertino, California (“Apple”) as the respondent. The Office of Unfair Import Investigations (“OUII”) is participating in the investigation. The following claims have since been withdrawn from this investigation: all asserted claims of the ’658 patent, ’949 patent, and ’675 patent; claims 1, 20, 24, 26, 38, 67, and 68 of the ’936 patent; claims 1, 8-14, 17, and 20 of the ’558 patent; and claims 1-6, 8, 10, and 16-17 of the ’490 patent. *See* Order No. 37, *not reviewed*, Comm’n Notice (May 23, 2018); Order No. 34, *not reviewed*, (Apr. 6, 2018); Order No. 24, *not reviewed*, Comm’n Notice (Mar. 22, 2018); Order No. 6, *not reviewed*, Comm’n Notice (Sept. 20, 2017).

On June 21, 2018, the presiding administrative law judge issued Order No. 43, the subject ID, which granted the complainant’s unopposed motion to terminate the investigation as to claims 21-23 of the ’936 patent, and claims 6, 15, 16, 18, and 19 of the ’558 patent. No party filed a petition seeking review of the subject ID. The Commission has determined not to review the subject 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 part 210 of the Commission’s Rules of Practice and Procedure (19 CFR part 210).

By order of the Commission.

A handwritten signature in black ink, appearing to read "Lisa R. Barton".

Lisa R. Barton  
Secretary to the Commission

Issued: July 17, 2018