

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN DIGITAL VIDEO
RECEIVERS AND HARDWARE AND
SOFTWARE COMPONENTS THEREOF**

Investigation No. 337-TA-1001

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN
INITIAL DETERMINATION GRANTING COMPLAINANTS' MOTION TO
TERMINATE CERTAIN ASSERTED PATENT CLAIMS FROM THE INVESTIGATION**

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.17) of the presiding administrative law judge ("ALJ") granting complainants' motion to terminate the investigation in part based on the withdrawal of 117 asserted patent claims.

FOR FURTHER INFORMATION CONTACT: Cathy Chen, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2392. 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 <https://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <https://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 May 26, 2016, based on a complaint filed on behalf of Rovi Corporation and Rovi Guides, Inc. (collectively, "Rovi"), both of San Carlos, California. 81 *Fed. Reg.* 33547 (May 26, 2016). The complaint, as amended, alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, by reason of infringement of certain claims of U.S. Patent No. 8,006,263 ("the '263 patent"); U.S. Patent No. 8,578,413 ("the '413 patent"); U.S. Patent No. 8,046,801 ("the '801 patent"); U.S. Patent No. 8,621,512 ("the '512 patent"); U.S. Patent No. 8,768,147 ("the '147 patent"); U.S. Patent No. 8,566,871 ("the '871 patent"); and U.S. Patent No. 6,418,556 ("the '556

patent”). The complaint further alleges that a domestic industry exists. The Commission’s notice of investigation named sixteen respondents.

Complainants Rovi filed an unopposed motion to terminate the investigation as to claims 5, 6, 8, 9, 11, 12, and 18 of the ’263 patent; claims 6-8, 12, and 15-17 of the ’413 patent; claims 2-4, 6-9, 11-14, 16-27, and 29-54 of the ’801 patent; claims 4, 8, 9, 11, 12, 16, 20, 21, 23, and 24 of the ’512 patent; claims 5, 6, 8, 10, 15, 21, 22, and 24 of the ’147 patent; claims 2, 4, 10, 11, 13, 16, 19-22, 24, 26, 28, 30, 33, 35, 36, and 39 of the ’556 patent; and claims 1, 2, 6-11, 13, 19-22, 24, and 30-33 of the ’871 patent. The ALJ granted the motion on September 23, 2016. Order No. 17. The ALJ found that no extraordinary circumstances warranted denying the motion. *Id.* at 2. No party petitioned for review.

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 C.F.R. Part 210.

By order of the Commission.

A handwritten signature in black ink, appearing to read "Lisa R. Barton". The signature is fluid and cursive, with a large initial "L" and "B".

Lisa R. Barton
Secretary to the Commission

Issued: October 21, 2016