

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

**In the Matter of**

**CERTAIN HYBRID ELECTRIC  
VEHICLES AND COMPONENTS  
THEREOF**

**Investigation No. 337-TA-1042**

**NOTICE OF COMMISSION DETERMINATION TO EXTEND THE DATE FOR  
DETERMINING WHETHER TO REVIEW AN INITIAL DETERMINATION**

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

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined to extend, from December 4, 2017 to December 8, 2017, the date for determining whether to review an initial determination (“ID”) (Order No. 30) (Nov. 2, 2017) issued by the presiding administrative law judge (“ALJ”).

**FOR FURTHER INFORMATION CONTACT:** Robert Needham, Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW., Washington, DC 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 SW., 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 March 10, 2017, based on a complaint, supplemented by letters, filed by Paice LLC and Abell Foundation, Inc. both of Baltimore, Maryland (collectively, “Paice”). 82 FR 13363 (Mar. 10, 2017). The complaint, as supplemented, 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, or the sale within the United States after importation of certain hybrid electric vehicles and components thereof by reason of the infringement of certain claims of five United States patents: U.S. Patent No. 7,104,347; U.S. Patent No. 7,237,634; U.S. Patent No. 7,455,134; U.S. Patent No. 7,559,388; and U.S. Patent No. 8,214,097. The notice of investigation named as the respondent Ford Motor Company of Dearborn, Michigan (“Ford”). The Office of Unfair Import Investigations was not named as a party.

On November 2, 2017, the ALJ issued the subject ID, finding that Ford was barred by 35 U.S.C. § 315(e)(2) from raising invalidity defenses with respect to three claims because Ford previously raised the same defenses in its petitions for *inter partes* review before the Patent Trial and Appeal Board. On November 8, 2017, Ford petitioned for review of the ID. On November 16, 2017, Paice opposed Ford's petition.

The Commission has determined to extend the date for determining whether to review the ID to December 8, 2017.

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', written in a cursive style.

Lisa R. Barton  
Secretary to the Commission

Issued: November 30, 2017