

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

**In the Matter of**

**CERTAIN SOLID STATE STORAGE  
DRIVES, STACKED ELECTRONICS  
COMPONENTS, AND PRODUCTS  
CONTAINING SAME**

**Investigation No. 337-TA-1097**

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW  
AN INITIAL DETERMINATION GRANTING A JOINT MOTION TO TERMINATE  
THE INVESTIGATION WITH RESPECT TO CERTAIN RESPONDENTS**

**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. 45) of the presiding administrative law judge (“ALJ”), granting a joint motion to terminate the investigation as to respondents Samsung Electronics Co., Ltd.; Samsung Semiconductor, Inc.; and Samsung Electronics America, Inc. (collectively, “Samsung”); VAIO Corporation (“VAIO”); and transcosmos America Inc. (“transcosmos”).

**FOR FURTHER INFORMATION CONTACT:** Cathy Chen, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW, Washington, DC 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 SW, Washington, DC 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 January 26, 2018, based on a complaint filed by BiTMICRO, LLC (“BiTMICRO”) of Reston, Virginia. 83 FR 3771 (Jan. 26, 2018). The complaint, as amended, alleges violations of section 337 based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain solid state storage drives, stacked electronics components, and products containing the same by reason of infringement of one or more of claims 1, 2, 11, and 12 of U.S. Patent No. 7,826,243; claims 1-20 of U.S. Patent No.

6,529,416; claims 1-101 of U.S. Patent No. 9,135,190; and claims 12 and 16 of U.S. Patent No. 8,093,103. *Id.* The complaint also alleges that an industry in the United States exists as required by 19 U.S.C. 1337(a)(2). *Id.* The notice of investigation named as respondents Samsung Electronics Co., Ltd. of Gyeonggi-do, Republic of Korea; Samsung Semiconductor, Inc. of San Jose, California; and Samsung Electronics America, Inc. of Ridgefield Park, New Jersey; SK Hynix Inc. of Gyeonggi-do, Republic of Korea; SK Hynix America Inc. of San Jose, California; Dell Inc. of Round Rock, Texas; Dell Technologies Inc. of Round Rock, Texas; Lenovo Group Ltd. of Beijing, China; Lenovo (United States) Inc. of Morrisville, North Carolina; HP Inc. of Palo Alto, California; Hewlett Packard Enterprise Co. of Palo Alto, California; ASUSTeK Computer Inc. of Taipei, Taiwan; ASUS Computer International of Fremont, California; Acer Inc. of New Taipei City, Taiwan; Acer America Corp. of San Jose, California; VAIO of Azumino, Japan; and transcosmos of Gardena, California. *Id.* at 3772. The Office of Unfair Import Investigations (“OUII”) is also a party to the investigation. *Id.*

On April 16, 2019, BiTMICRO, Samsung, VAIO, and transcosmos filed a joint motion to terminate the investigation as to respondents Samsung, VAIO, and transcosmos based on a settlement agreement pursuant to 19 CFR 210.21(b). On April 22, 2019, the moving parties filed an amended joint motion. On April 24, 2019, OUII filed a response supporting the amended joint motion. On April 26, 2019, the ALJ issued the subject ID granting the amended joint motion. The ALJ found that the amended joint motion complies with the Commission Rules, and that no public interest factors prohibit the termination of this investigation as to these respondents. No petitions for review were filed.

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.



Lisa R. Barton  
Secretary to the Commission

Issued: May 15, 2019