

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 COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION EXTENDING THE TARGET DATE**

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 the presiding administrative law judge's ("ALJ") initial determination ("ID") (Order No. 10) extending the target date for completion of the investigation to August 30, 2019.

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 ("the '243 patent"); claims 1-20 of U.S. Patent No. 6,529,416 ("the '416 patent"); claims 1-101 of U.S. Patent No. 9,135,190 ("the '190 patent"); and claims 12 and 16 of U.S. Patent No. 8,093,103 ("the '103 patent). *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; Samsung Electronics America, Inc. of Ridgefield Park, New Jersey; SK Hynix Inc. of Gyeonggido, 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 Corporation of Azumino, Japan; and Transcosmos America Inc. of Gardena, California. *Id.* at 3772. The Office of Unfair Import Investigations is also a party to the investigation. *Id.*

On May 16, 2018, the ALJ issued the subject ID (Order No. 10), extending the target date by 100 days to August 30, 2019. The Order indicates that the initial determination on violation will be due no later than April 30, 2019. No petition for review was 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: June 11, 2018