

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN AUDIO PLAYERS AND
COMPONENTS THEREOF (II)**

Investigation No. 337-TA-1330

**NOTICE OF COMMISSION DETERMINATION TO EXTEND THE DEADLINE FOR
DETERMINING WHETHER TO REVIEW AN INITIAL DETERMINATION ON
VIOLATION OF SECTION 337**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined to extend the deadline for determining whether to review the presiding administrative law judge's ("ALJ") final initial determination ("ID") finding no violation from December 7, 2023 to December 13, 2023.

FOR FURTHER INFORMATION CONTACT: Amanda Fisherow, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2737. Copies of non-confidential documents filed in connection with this investigation may be viewed on the Commission's electronic docket (EDIS) at <https://edis.usitc.gov>. For help accessing EDIS, please email EDIS3Help@usitc.gov. General information concerning the Commission may also be obtained by accessing its Internet server at <https://www.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: The Commission instituted this investigation on September 15, 2022, based on a complaint filed on behalf of Google LLC ("Google") of Mountain View, California. 87 FR 56701 (Sept. 15, 2022). The complaint, as supplemented and amended, alleged a violation of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain audio players and components thereof by reason of infringement of certain claims of U.S. Patent Nos. 9,632,748; 9,812,128; 11,024,311; and 11,050,615. *Id.* The complaint further alleged that an industry in the United States exists as required by section 337. *Id.* The Commission's notice of investigation named as the respondent

Sonos, Inc. of Santa Barbara, California. *Id.* The Office of Unfair Import Investigations was not named as a party in this investigation. *Id.*

The Commission previously granted summary determination that the importation requirement of section 337 had been satisfied, and that that Google satisfied the economic prong of the domestic industry requirement pursuant to section 337(a)(3)(B). *See* Order No. 27, *unreviewed by* Comm'n Notice (June 6, 2023); Order No. 31, *aff'd with modifications by* Comm'n Notice (June 28, 2023).

On September 15, 2023, the ALJ issued the subject final ID finding no violation of section 337 as to the remaining asserted patent claims. On September 29, 2023, Google filed a petition for review, and Sonos filed a contingent petition for review. The parties filed responses to the petitions on October 10, 2023

The Commission has determined to extend until December 13, 2023, the deadline for determining whether to review the ID on violation in this investigation.

The Commission vote for this determination took place on December 7, 2023.

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: December 7, 2023