

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN SEMICONDUCTOR
DEVICES, MOBILE DEVICES
CONTAINING THE SAME, AND
COMPONENTS THEREOF**

Investigation No. 337-TA-1336

**NOTICE OF A COMMISSION DETERMINATION TO EXTEND THE DUE 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 (“Commission”) has determined to extend the due date for determining whether to review an initial determination (“ID”) (Order No. 49) of the presiding administrative law judge (“ALJ”) granting Complainant’s motion for summary determination to August 23, 2023.

FOR FURTHER INFORMATION CONTACT: Edward S. Jou, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3316. 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 October 19, 2022, based upon a complaint filed on behalf of Daedalus Prime LLC (“Daedalus”) of Bronxville, New York. 87 FR 63524-25 (Oct. 19, 2022). The complaint, as supplemented, 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 semiconductor devices, mobile devices containing the same, and components thereof by reason of the infringement of certain claims of U.S. Patent No. 9,831,306; U.S. Patent No. 10,319,812; U.S. Patent No. 10,700,178; and U.S. Patent No. 11,251,281. The Commission’s notice of investigation named as respondents Samsung Electronics Co., Ltd. of Suwon-si, Gyeonggi-do, Republic of Korea; Samsung Electronics America, Inc. of Ridgefield Park, New Jersey; Taiwan Semiconductor Manufacturing Company Limited of Hsinchu City, Taiwan; and TSMC North America of San Jose, California. The Office of Unfair Import Investigations (“OUII”) is also a party in this investigation.

On May 18, 2023, Daedalus filed a motion for summary determination that Respondents Taiwan Semiconductor Manufacturing Company Limited and TSMC North America (collectively, “TSMC”) are not licensed to the asserted patents. On that same date, TSMC filed a cross-motion for summary determination of non-infringement based on a license.

On July 17, 2023, the ALJ issued the subject ID granting Daedalus’s motion for summary determination and denying TSMC’s cross-motion. On July 24, 2023, TSMC filed a petition for review of the ID. On July 31, 2023, Daedalus and OUII filed responses to the petition.

The Commission has determined to extend the due date for determining whether to review the ID to August 23, 2023.

The Commission vote for this determination took place on August 15, 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: August 15, 2023