

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN ACTIVE MATRIX ORGANIC
LIGHT-EMITTING DIODE DISPLAY
PANELS AND MODULES FOR MOBILE
DEVICES, AND COMPONENTS THEREOF**

Investigation No. 337-TA-1351

**NOTICE OF COMMISSION DECISION NOT TO REVIEW
AN INITIAL DETERMINATION PARTIALLY TERMINATING THE
INVESTIGATION AS TO CERTAIN PATENT CLAIMS**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission (the “Commission”) has determined not to review an initial determination (“ID”) (Order No. 65) of the presiding Administrative Law Judge (“ALJ”) partially terminating the investigation as to certain patent claims based on withdrawal of the complaint as to those claims.

FOR FURTHER INFORMATION CONTACT: Cathy Chen, 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 may be viewed on the Commission’s electronic docket system (“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: On February 3, 2023, the Commission instituted this investigation based on a complaint filed by Samsung Display Co., Ltd. (“Samsung Display”) of the Republic of Korea. 88 FR 7463-64 (Feb. 3, 2023). The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337 (“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 active matrix organic light-emitting diode display panels and modules for mobile devices, and components thereof, by reason of the infringement of certain claims of U.S. Patent Nos. 9,818,803 (“the ’803 patent”); 10,854,683 (“the ’683 patent”); 7,414,599 (“the ’599 patent”); and 9,330,593 (“the ’593 patent”). *Id.* The Commission’s notice of investigation named numerous respondents, including: Apt-Ability LLC d/b/a MobileSentrix

of Chantilly, Virginia; Mobile Defenders, LLC of Caledonia, Michigan; Injured Gadgets, LLC of Norcross, Georgia; Group Vertical, LLC of Grand Rapids, Michigan; Electronics Universe, Inc. d/b/a Fixez.com and Electronics Universe, Inc. d/b/a Repairs Universe, Inc. of Las Vegas, Nevada; LCTech International Inc. d/b/a SEGMobile.com of City of Industry, California; Sourcely Plus, LLC of Tempe, Arizona; eTech Parts Plus LLC of Southlake, Texas; Parts4Cells Inc. of Houston, Texas; Wholesale Gadget Parts, Inc. of Bixby, Oklahoma; Captain Mobile Parts, Inc. of Dallas, Texas; DFW Imports LLC d/b/a DFW Cellphone and Parts of Dallas, Texas; Phone LCD Parts LLC and Parts4LCD of Wayne, New Jersey; Mengtor Inc. of El Monte, California; and Gadgetfix Corp. of Irvine, California. The Office of Unfair Import Investigations (“OUII”) was also named as a party in this investigation. *Id.*

On March 22, 2023, the Commission granted Mianyang BOE Optoelectronics Technology Co., Ltd.’s unopposed motion to intervene as a respondent in this investigation. *See* Order No. 7 (Mar. 15, 2023), *unreviewed by*, Comm’n Notice (Mar. 22, 2023).

On April 20, 2023, the Commission granted Samsung Display’s motion for leave to amend the complaint and notice of investigation to add allegations of infringement related to claims 1–6, 10, 12, 17, 19, 21–23, 40–47, and 51–52 of U.S. Patent No. 11,594,578 (“the ’578 patent”). *See* Order No. 8 (Mar. 28, 2023), *unreviewed by*, Comm’n Notice (Apr. 20, 2023).

On November 27, 2023, the Commission granted Samsung Display’s motion for partial termination of the investigation as to claims 4, 6, 7, 8, 9, 10, 11, 12, and 14 of the ’599 patent; claims 1, 2, 3, and 19 of the ’803 patent; claims 1, 4, 6, 7, 9, 10, 12, 13, and 14 of the ’683 patent; claims 1, 3, 4, 12, 13, 22, 42, 45, 46, and 51 of the ’578 patent; and claims 2, 3, 5, 14, 15, 16, 17, 18, and 25 of the ’593 patent. *See* Order No. 34 (Oct. 26, 2023), *unreviewed by*, Comm’n Notice (Nov. 27, 2024).

On January 8, 2024, the Commission granted Samsung Display’s motion for partial termination of the investigation as to claims 1, 5, 17, and 18 of the ’599 patent; claims 1, 7, 8, and 19 of the ’593 patent; claims 4 and 20 of the ’803 patent; claims 3, 8, and 11 of the ’683 patent; and claims 2, 6, 14, 19, 21, 23, 44, and 52 of the ’578 patent, based on the withdrawal of the complaint as to those claims. *See* Order No. 39 (Dec. 7, 2023), *unreviewed by*, Comm’n Notice (Jan. 8, 2024).

On July 3, 2024, the Commission granted Samsung Display’s motion for partial termination of the investigation as to claim 20 of the ’593 patent and the ’683 patent in its entirety. *See* Order No. 51 (Jun. 14, 2024), *unreviewed by*, Comm’n Notice (Jul. 3, 2024).

On August 14, 2024, Samsung Display filed an unopposed motion (“Motion”) to terminate the investigation as to claims 4, 21, and 22 of the ’593 patent and claim 43 of the ’578 patent, based on the withdrawal of the complaint as to those claims. On August 26, 2024, OUII filed a response in support of the Motion.

On August 27, 2024, the ALJ issued the subject ID (Order No. 65) granting the Motion. In accordance with Commission Rule 210.21(a)(1), 19 CFR 210.21(a)(1), other than the disclosed stipulations, Samsung Display represents that “there are no agreements, written or oral, express or implied between the parties concerning the subject matter of the investigation.” *See* ID at 2. In addition, the ID finds “no extraordinary circumstances that warrant denying the motion.” *Id.*

No party filed a petition for review.

The Commission has determined not to review the subject ID. Claims 4, 21, and 22 of the '593 patent and claim 43 of the '578 patent are terminated from the investigation.

The Commission vote for this determination took place on September 26, 2024.

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', enclosed in a large, stylized oval flourish.

Lisa R. Barton
Secretary to the Commission

Issued: September 26, 2024