

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN LIDAR (LIGHT DETECTION
AND RANGING) SYSTEMS AND
COMPONENTS THEREOF**

Investigation No. 337-TA-1363

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION SETTING A 17-MONTH 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 an initial determination (“ID”) (Order No. 3) of the presiding administrative law judge (“ALJ”) setting a 17-month target date for completion of the above-captioned investigation of October 17, 2024.

FOR FURTHER INFORMATION CONTACT: Lynde Herzbach, Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, D.C. 20436, telephone (202) 205-3228. 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 on (202) 205-1810.

SUPPLEMENTARY INFORMATION: On May 17, 2023, the Commission instituted this investigation under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337 (“section 337”), based on a complaint filed by Ouster, Inc. *See* 88 FR 31519-20 (May 17, 2023). The complaint 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 LiDAR (Light Detection and Ranging) systems and components thereof by reason of the infringement of certain claims of U.S. Patent Nos. 11,175,405; 11,178,381; 11,190,750; 11,287,515; and 11,422,236. *Id.* The complaint further alleges that a domestic industry exists. *Id.* The notice of investigation names as respondents Hesai Group and Hesai Technology Co., Ltd. both of Shanghai, China, and Hesai Inc. of Palo Alto, California. *Id.* The Office of Unfair Import Investigations is also participating in this investigation.

On May 25, 2023, the ALJ issued the subject ID (Order No. 3) pursuant to Commission Rule 210.51 (19 CFR 210.51), setting a 17-month target date for completion of the investigation

of October 17, 2024. Order No. 3 (May 25, 2023). The ID explains that the target date is necessary due to the ALJ's schedule and obligations in other investigations. Pursuant to this schedule, the final initial determination on violation will be due no later than June 17, 2024.

No party petitioned for review of the subject ID.

The Commission has determined not to review the subject ID (Order No. 3). The target date for completion of the investigation is set at October 17, 2024.

The Commission vote for this determination took place on June 23, 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.

A handwritten signature in black ink, appearing to read 'Lisa R. Barton', written in a cursive style.

Lisa R. Barton
Secretary to the Commission

Issued: June 26, 2023