

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN SEMICONDUCTOR DEVICES,
AND METHODS OF MANUFACTURING
SAME AND PRODUCTS CONTAINING
THE SAME**

Investigation No. 337-TA-1366

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING THE INVESTIGATION AS U.S. PATENT
NO. 9,748,347**

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 chief administrative law judge's ("CALJ") initial determination ("ID") (Order No. 9) terminating the investigation as to U.S. Patent No. 9,748,347 ("the '347 patent").

FOR FURTHER INFORMATION CONTACT: Michael Liberman, Esq., 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: On July 3, 2023, the Commission instituted this investigation based on a complaint filed by Efficient Power Conversion Corporation of El Segundo, California ("EPC"). 88 FR 42756-77 (Jul. 3, 2023). The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337 based on the importation into the United States, the sale for importation, or sale within the United States after importation of certain semiconductor devices, and methods of manufacturing same and products containing the same by reason of the infringement of one or more of claims 1-3 of U.S. Patent No. 8,350,294; claim 1 of U.S. Patent No. 8,404,508; claims 1-3 of the '347 patent; and claims 1-7 of U.S. Patent No. 10,312,335. *Id.* The Commission's notice of investigation named as respondents Innoscience (Zhuhai) Technology, Company, Ltd., of Zhuhai, Guangdong, China; and Innoscience America, Inc. of Santa Clara, California (collectively, "Respondents"). The Office of Unfair Import Investigations ("OUII") was also named as a party in this investigation. *Id.*

On November 16, 2023, EPC filed a motion (Mot.) to terminate this investigation in part based on withdrawal of the complaint with respect to all asserted claims of the '347 patent. Respondents do not oppose the requested relief. *See* Mot. at 2. OUII filed a response supporting the motion on November 27, 2023.

On December 13, 2023, the CALJ granted the unopposed motion. The ID found that the motion complies with the Commission Rules. ID at 2. The ID further found that there are no extraordinary circumstances that warrant denying the motion. *Id.* No petitions for review of the ID were filed.

The Commission has determined not to review the subject ID. All of the asserted claims (*i.e.*, claims 1-3) of the '347 patent are terminated from the investigation.

The Commission vote for this determination took place on January 10, 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', written in a cursive style.

Lisa R. Barton
Secretary to the Commission

Issued: January 11, 2024