

**UNITED STATES INTERNATIONAL TRADE COMMISSION**  
**Washington, D.C.**

**In the Matter of**

**CERTAIN ELECTRONIC DEVICES,  
INCLUDING MOBILE PHONES,  
TABLETS, LAPTOPS, COMPONENTS  
THEREOF, AND PRODUCTS  
CONTAINING THE SAME**

**Investigation No. 337-TA-1376**

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL  
DETERMINATION PARTIALLY TERMINATING THE INVESTIGATION AS TO A  
CERTAIN PATENT DUE TO WITHDRAWAL OF THE PATENT**

**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. 39) issued by the presiding administrative law judge (“ALJ”) granting the complainants’ unopposed motion to partially terminate the investigation by withdrawing U.S. Patent No. 9,509,273 (“the ’273 patent”) in its entirety.

**FOR FURTHER INFORMATION CONTACT:** Carl P. Bretscher, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, D.C. 20436, telephone (202) 205-2382. 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](mailto: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 November 17, 2023, the Commission instituted the present investigation based on a complaint, as supplemented, filed by Ericsson AB of Stockholm, Sweden and Telefonaktiebolaget LM Ericsson of Stockholm, Sweden (collectively “Ericsson”), alleging violations of section 337 of Tariff Act of 1930, as amended, 19 U.S.C. 1337 (“section 337”), due to the importation into the United States, sale for importation, or sale in the United States after importation of certain electronic devices, including mobile phones, tablets, laptops, components thereof, and products containing the same, that allegedly infringe one or more of the asserted claims of the ’273 patent and U.S. Patent Nos. 7,151,430 (“the ’430 patent”); 9,313,178 (“the ’178 patent”); 10,972,654 (“the ’654 patent”); and 11,122,313 (“the ’313 patent”). 88 FR 80337-338 (Nov. 17, 2023). The complaint alleges that a domestic

industry exists. *Id.* The notice of investigation names the following respondents: Motorola Mobility, LLC of Chicago, Illinois; Motorola (Wuhan) Mobility Technologies Communication Company Limited of Wuhan, China; Lenovo (United States) Inc. of Morrisville, North Carolina; Lenovo Group Limited of Hong Kong, SAR, China; Lenovo (Shanghai) Electronics Technology Co., Ltd. of Shanghai, China; Lenovo Beijing Co., Ltd. of Beijing, China; Lenovo PC HK Limited of Hong Kong, SAR, China; and Lenovo Information Products (Shenzhen) Co. Ltd. of Shenzhen, China (collectively, “Respondents”). *Id.* at 80337. The Office of Unfair Import Investigations is not a party to this investigation. *Id.*

On June 25, 2024, the Commission partially terminated the investigation with respect to the ’430 patent in its entirety, asserted claims 1-5 of the ’178 patent, and asserted claims 1-4 and 6 of the ’313 patent, due to withdrawal of the complaint with respect to those claims. Order No. 29 (June 3, 2024), *unreviewed by Comm’n Notice* (June 25, 2024).

On July 5, 2024, the Commission partially terminated the investigation with respect to respondent Lenovo Group Limited for good cause because it does not import into the United States, sell for importation, or sell in the United States after importation any accused products. Order No. 30 (June 20, 2024), *unreviewed by Comm’n Notice* (July 5, 2024).

On August 6, 2024, the Commission partially terminated the investigation with respect to all of the asserted claims (claims 11-14 and 16) of the ’313 patent, claim 18 of the ’178 patent, claims 9, 10, and 15 of the ’654 patent, and claims 1-3, 7-10, 12-14, and 16 of the ’273 patent. Order No. 34 (July 15, 2024), *unreviewed by Comm’n Notice* (Aug. 6, 2024).

On August 13, 2024, the Commission granted in part Ericsson’s unopposed motion for summary determination that it satisfied the economic prong of the domestic industry requirement under 19 U.S.C. § 1337(a)(3)(A). Order No. 32 (July 12, 2024), *unreviewed by Comm’n Notice* (Aug. 13, 2024).

On August 9, 2024, Ericsson filed an unopposed motion to partially terminate the investigation by withdrawing the ’273 patent in its entirety.

On August 9, 2024, the presiding ALJ issued the subject ID (Order No. 39), granting Ericsson’s unopposed motion to withdraw the ’273 patent. Order No. 39 finds that the parties have no agreements, written or oral, express or implied, concerning the subject matter of this investigation, and there are no “extraordinary circumstances” that would otherwise justify denying termination, in accordance with Commission Rule 210.21(a)(1), 19 CFR 210.21(a)(1). The subject ID also finds that the public interest favors termination of withdrawn claims.

No party filed a petition for review of the subject ID.

The Commission has determined not to review, and thereby adopts, the subject ID. This investigation is partially terminated with respect to the ’273 patent in its entirety.

The Commission vote for this determination took place on September 9, 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 within a large, stylized oval flourish.

Lisa R. Barton  
Secretary to the Commission

Issued: September 9, 2024