

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

**In the Matter of**

**CERTAIN WI-FI ACCESS POINTS,  
ROUTERS, RANGE EXTENDERS,  
CONTROLLERS AND COMPONENTS  
THEREOF**

**Inv. No. 337-TA-1405**

**NOTICE OF INSTITUTION OF INVESTIGATION**

Institution of investigation pursuant to 19 U.S.C. 1337

AGENCY: U.S. International Trade Commission

ACTION: Notice

SUMMARY: Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on May 7, 2024, under section 337 of the Tariff Act of 1930, as amended, on behalf of TP-Link USA Corporation of Irvine, California and TP-Link Corporation PTE Ltd. of Singapore. A supplement was filed on May 15, 2024. 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 wi-fi access points, routers, range extenders, controllers and components thereof by reason of the infringement of certain claims of U.S. Patent No. 7,636,550 (“the ’550 patent”); U.S. Patent No. 8,176,148 (“the ’148 patent”); U.S. Patent No. 8,229,357 (“the ’357 patent”); U.S. Patent No. 7,672,268 (“the ’268 patent”); and U.S. Patent No. 8,774,008 (“the ’008 patent”). The complaint further alleges that an industry in the United States exists or is in the process of being established in the United States as required by the applicable Federal Statute. On June 10, 2024, counsel for respondent Netgear Inc. filed a Supplemental Submission on the Public Interest and Request for Leave to File Out of Time. On June 12, 2024, an Opposition to Netgear’s Motion to Submit a Supplemental Submission on the Public Interest was filed on behalf of complainants. The Commission has determined to accept both filings.

The complainants request that the Commission institute an investigation and, after the investigation, issue a limited exclusion order and cease and desist orders.

ADDRESSES: The complaint, except for any confidential information contained therein, 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). Hearing impaired individuals are advised that information on this matter can be obtained by contacting the Commission’s TDD terminal on (202) 205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at (202) 205-2000.

General information concerning the Commission may also be obtained by accessing its internet server at <https://www.usitc.gov>.

FOR FURTHER INFORMATION CONTACT: Pathenia M. Proctor, The Office of Unfair Import Investigations, U.S. International Trade Commission, telephone (202) 205-2560.

SUPPLEMENTARY INFORMATION:

AUTHORITY: The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, and in section 210.10 of the Commission's Rules of Practice and Procedure, 19 C.F.R. 210.10 (2024).

SCOPE OF INVESTIGATION: Having considered the complaint, the U.S. International Trade Commission, on June 13, 2024, ORDERED THAT –

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, an investigation be instituted to determine whether there is a violation of subsection (a)(1)(B) of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain products identified in paragraph (2) by reason of infringement of one or more of claims 1-12 of the '550 patent; claims 1-17 of the '148 patent; claims 1, 5-7, and 10-12 of the '357 patent; claims 1-18 of the '268 patent; and claims 1-17 of the '008 patent, and whether an industry in the United States exists or is in the process of being established in the United States as required by subsection (a)(2) of section 337;

(2) Pursuant to section 210.10(b)(1) of the Commission's Rules of Practice and Procedure, 19 C.F.R. 210.10(b)(1), the plain language description of the accused products or category of accused products, which defines the scope of the investigation, is "WiFi access points, routers, range extenders, and controllers and circuit boards for use in WiFi access points, routers and range extenders";

(3) Pursuant to Commission Rule 210.50(b)(1), 19 C.F.R. 210.50(b)(1), the presiding administrative law judge shall take evidence or other information and hear arguments from the parties or other interested persons with respect to the public interest in this investigation, as appropriate, and provide the Commission with findings of fact and a recommended determination on this issue, which shall be limited to the statutory public interest factors set forth in 19 U.S.C. 1337(d)(1), (f)(1), (g)(1);

(4) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainants are:

TP-Link USA Corporation  
10 Mauchly  
Irvine, CA 92618

TP-Link Corporation PTE Ltd.  
7 Temasek Boulevard  
#29-03 Suntec Tower One  
Singapore 038987

(b) The respondent is the following entity alleged to be in violation of section 337, and is the party upon which the complaint is to be served:

Netgear Inc.  
350 East Plumeria Drive  
San Jose, CA 95134

(c) The Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, S.W., Suite 401, Washington, D.C. 20436; and

(5) For the investigation so instituted, the Chief Administrative Law Judge, U.S. International Trade Commission, shall designate the presiding Administrative Law Judge.

Responses to the complaint and the notice of investigation must be submitted by the named respondent in accordance with section 210.13 of the Commission's Rules of Practice and Procedure, 19 C.F.R. 210.13. Pursuant to 19 C.F.R. 201.16(e) and 210.13(a), such responses will be considered by the Commission if received not later than 20 days after the date of service by the Commission of the complaint and the notice of investigation. Extensions of time for submitting responses to the complaint and the notice of investigation will not be granted unless good cause therefor is shown.

Failure of the respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the administrative law judge and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter an initial determination and a final determination containing such findings, and may result in the issuance of an exclusion order or a cease and desist order or both directed against the respondent.

By order of the Commission.



Lisa Barton  
Secretary to the Commission

Issued: June 14, 2024