

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN MAGNETORESISTIVE
RANDOM ACCESS MEMORY (MRAM)
DEVICES, PRODUCTS CONTAINING
SAME AND COMPONENTS THEREOF**

Inv. No. 337-TA-1487

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 January 28, 2026, under section 337 of the Tariff Act of 1930, as amended, on behalf of Avalanche Technology, Inc. of Fremont, California. An amended complaint was filed on February 5, 2026. The amended 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 magnetoresistive random access memory (MRAM) devices, products containing same and components thereof by reason of the infringement of certain claims of U.S. Patent No. 9,318,179 (“the ’179 patent”); U.S. Patent No. 9,419,210 (“the ’210 patent”); U.S. Patent No. 11,678,586 (“the ’586 patent”); and U.S. Patent No. 10,490,737 (“the ’737 patent”). The amended complaint further alleges that an industry in the United States exists as required by the applicable Federal Statute.

The complainant requests that the Commission institute an investigation and, after the investigation, issue a limited exclusion order and a cease and desist order.

ADDRESSES: The amended 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. 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: Susan Orndoff, The Office of the Secretary, Docket Services Division, U.S. International Trade Commission, telephone (202) 205-1802.

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 CFR 210.10 (2026).

SCOPE OF INVESTIGATION: Having considered the amended complaint, the U.S. International Trade Commission, on February 27, 2026, 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 1-4, 6, and 9-14 of the '179 patent; claims 1-4, 6, and 9-14 of the '210 patent; claims 1, 4-7, and 10-12 of the '586 patent; and claims 11-15, 17, and 18 of the '737 patent, and whether an industry in the United States exists 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 CFR 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 “memory chips utilizing Spin Transfer Torque Magnetic Random Access Memory (“STT-MRAM”) technology including magnetic tunnel junction (MTJ) cells and products containing these MTJ cells, specifically, STT-MRAM devices, CMOS wafers, memory modules, embedded MRAM, evaluation boards, and components thereof, i.e. wafer dies comprising the MTJs of an STT-MRAM device”

(3) 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 complainant is:

Avalanche Technology, Inc.
3450 West Warren Avenue
Fremont, CA 94538

(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:

Everspin Technologies, Inc.
5670 W. Chandler Blvd., Suite 130
Chandler, AZ 85226

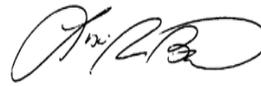
(4) For the investigation so instituted, the Chief Administrative Law Judge, U.S. International Trade Commission, shall designate the presiding Administrative Law Judge.

The Office of Unfair Import Investigations will not participate as a party in this investigation.

Responses to the amended 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 CFR 210.13. Pursuant to 19 CFR 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 amended complaint and the notice of investigation. Extensions of time for submitting responses to the amended 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 amended complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the amended 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 amended 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: February 27, 2026