

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN ELECTRONIC DEVICES,
INCLUDING MOBILE PHONES AND
TABLET COMPUTERS, AND
COMPONENTS THEREOF**

Investigation No. 337-TA-847

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING THE INVESTIGATION AS TO U.S. PATENT NO.
5,570,369**

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. 33) of the presiding administrative law judge (“ALJ”) terminating the above-captioned investigation as to U.S. Patent No. 5,570,369 (“the ’369 patent”).

FOR FURTHER INFORMATION CONTACT: Robert Needham, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-5468. Copies of non-confidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server at <http://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.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: The Commission instituted this investigation on June 8, 2012, based on a complaint filed on behalf of Nokia Inc. and Intellisync Corporation, both of Sunnyvale, California, and Nokia Corporation of Espoo, Finland (collectively, “Nokia”). *77 Fed. Reg.* 34063-64. The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, based upon the importation in the United States, the sale for importation, and the sale within the United States after importation of certain electronic devices, including mobile phones and tablet computers, and components thereof by reason of infringement of certain claims of the ’369 patent and U.S. Patent Nos. 6,728,530 (“the ’530 patent”); 7,106,293

("the '293 patent"); 6,141,664 ("the '664 patent"); 7,209,911 ("the '911 patent"); 7,366,529 ("the '529 patent"); 5,884,190; 6,393,260; and 7,415,247. The complaint further alleges the existence of a domestic industry. The Commission's notice of investigation named HTC Corporation of Taoyuan City, Taiwan; HTC America, Inc. of Bellevue, Washington; and Exedea, Inc. of Houston, Texas as respondents. The '530, '529, '293, '664, and '911 patents have been terminated from the investigation. Google, Inc. of Mountain View, California has been added to the investigation as an intervenor. The Office of Unfair Import Investigations is not participating in this investigation.

On June 11, 2013, Nokia moved for partial termination of the investigation by withdrawal of the asserted '369 patent. No party opposed the motion.

On June 13, 2013, the ALJ issued the subject ID (Order No. 33) granting the motion for termination as to the '369 patent. He found that the motion for partial termination satisfies Commission rule 210.21(a)(1). No party petitioned for review of the ID.

The Commission has determined not to review the ID.

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 sections 210.21 and 210.42(h) of the Commission's Rules of Practice and Procedure, 19 C.F.R. §§ 210.21, 210.42(h).

By order of the Commission.

A handwritten signature in black ink, appearing to read "Lisa R. Barton". The signature is fluid and cursive, with a large loop at the end.

Lisa R. Barton
Acting Secretary to the Commission

Issued: July 12, 2013