

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN INTEGRATED CIRCUIT
DEVICES AND PRODUCTS
CONTAINING THE SAME**

Inv. No. 337-TA-873

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION GRANTING AN UNOPPOSED MOTION TO TERMINATE THE
INVESTIGATION AS TO PANTECH CO., LTD. AND PANTECH WIRELESS, INC.
BASED UPON A CONSENT ORDER STIPULATION; ISSUANCE OF A CONSENT
ORDER**

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 administrative law judge's ("ALJ") initial determination ("ID") (Order No. 69) granting an unopposed motion to terminate the investigation as to respondents Pantech Co., Ltd., of the Republic of Korea and Pantech Wireless, Inc., of Atlanta, Georgia (collectively, "Pantech") based upon a consent order stipulation.

FOR FURTHER INFORMATION: Panyin A Hughes, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone 202-205-3042. 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 (<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 March 15, 2013, based on a complaint filed by Tela Innovations, Inc., of Los Gatos, California ("Tela"). 78 *Fed. Reg.* 16533 (March 15, 2013). The complaint alleged violations of section

337 of the Tariff Act of 1930, as amended (19 U.S.C. § 1337), in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain integrated circuit devices and products containing the same by reason of infringement of seven U.S. patents. The notice of investigation named several respondents, including Pantech. The Office of Unfair Import Investigations is a party to the investigation.

On June 9, 2014, Tela and Pantech filed a joint unopposed motion to terminate the investigation as to Pantech based upon a consent order stipulation. The parties submitted copies of their consent order stipulation and settlement agreement. On June 20, 2014, the Commission investigative attorney filed a response in support of the motion. The ALJ ordered the parties to provide revised redactions of the public version of their settlement agreement by July, 11, 2014, and the parties complied. No other responses to the motion were filed.

On July 21, 2014, the ALJ issued the subject ID, granting the motion. The ALJ found that the consent order stipulation complies with the requirements of Commission Rule 210.21(c)(3) (19 C.F.R. § 210.21(c)(3)), prior to its revision, and that terminating Pantech from the investigation would not be contrary to the public interest. None of the parties petitioned for review of the ID.

The Commission has determined not to review the ID and to issue a consent order.

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 C.F.R. Part 210).

By order of the Commission.



Lisa R. Barton
Secretary to the Commission

Issued: August 5, 2014