

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN SILICON TUNERS AND
PRODUCTS CONTAINING SAME,
INCLUDING TELEVISION TUNERS**

Investigation No. 337-TA-917

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING THE INVESTIGATION AS TO RESPONDENT
CRESTA TECHNOLOGY CORPORATION BASED ON A CONSENT ORDER
STIPULATION; ISSUANCE OF 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 an initial determination (“ID”) (Order No. 3) of the presiding administrative law judge (“ALJ”) terminating the above-captioned investigation as to respondent Cresta Technology Corporation (“CrestaTech”) of Santa Clara, California based on a consent order stipulation. The Commission has issued the consent order.

FOR FURTHER INFORMATION CONTACT: Clint Gerdine, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2310. 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 11, 2014, based on a complaint filed on behalf of Silicon Laboratories Inc. (“Silicon Labs”) of Austin, Texas. 79 *Fed. Reg.* 33595-96. The complaint alleges 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 silicon tuners and products containing same, including television tuners, by reason of infringement of certain claims of U.S. Patent Nos. 6,137,372 and 6,233,441. The complaint further alleges the existence

of a domestic industry. The Commission's notice of investigation named several respondents including CrestaTech. See 79 *Fed. Reg.* 33596. The Office of Unfair Import Investigations is also a party to the investigation. *Id.*

On June 13, 2014, CrestaTech moved to terminate the investigation as to itself based on a consent order stipulation. On June 25, 2014, the Commission investigative attorney filed a response in support of the motion. Also, on the same date, complainant Silicon Labs filed a response to the motion, indicating that it "does not oppose the entry of a consent order or termination of the investigation as to Cresta[Tech]." Silicon Labs did, however, affirmatively object to CrestaTech's proposed consent order stipulation and consent order as deficient, and requested an Order to correct the deficiencies.

The ALJ issued the subject ID on July 1, 2014, granting CrestaTech's motion for termination. He found that the consent order stipulation and consent order adhere to Commission rules and render the dispute as to CrestaTech moot with respect to the relief sought by complainant in this investigation. He further found, pursuant to Commission rule 210.50(b)(2), there is no indication that termination of this investigation as to CrestaTech based on the consent order stipulation would adversely impact the public interest. Rather, he found that such a termination, as proposed by the motion, is generally in the public interest. No party petitioned for review of the ID.

The Commission has determined not to review the ID and has issued the 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: July 24, 2014