

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN INTEGRATED CIRCUITS
AND PRODUCTS CONTAINING THE
SAME**

Inv. No. 337-TA-920

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 12, 2014, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, on behalf of Freescale Semiconductor, Inc. of Austin, Texas. An amended complaint was filed May 27, 2014. The complaint, as amended, 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 integrated circuits and products containing the same by reason of infringement of certain claims of U.S. Patent No. 5,962,926 (“the ‘926 patent”); U.S. Patent No. 7,158,432 (“the ‘432 patent”); U.S. Patent No. 7,230,505 (“the ‘505 patent”); U.S. Patent No. 7,518,947 (“the ‘947 patent”); U.S. Patent No. 7,626,276 (“the ‘276 patent”); and 7,746,716 (“the ‘716 patent”). The complaint, as amended, further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337.

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

ADDRESSES: The complaint, as amended, except for any confidential information contained therein, is 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., Room 112, Washington, D.C. 20436, telephone (202) 205-2000. 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 <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>.

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

AUTHORITY: The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930, as amended, and in section 210.10 of the Commission's Rules of Practice and Procedure, 19 C.F.R. § 210.10 (2014).

SCOPE OF INVESTIGATION: Having considered the complaint, as amended, the U.S. International Trade Commission, on June 26, 2014, **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 integrated circuits and products containing the same by reason of infringement of one or more of claims 1, 7, 11, and 16 of the '926 patent; claims 1, 4, and 5 of the '432 patent; claims 1 and 2 of the '505 patent; claims 1, 2, 17, and 18 of the '947 patent; claims 1, 2, 5, 8, 9, 16, and 17 of the '276 patent; and claims 1 and 5-8 of the '716 patent, and whether an industry in the United States exists as required by subsection (a)(2) of section 337;

(2) 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:

Freescale Semiconductor, Inc.
6501 William Cannon Drive West
Austin, TX 78735

(b) The respondents are the following entities alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

MediaTek Inc.
No. 1 Dusing 1st Road
Hsinchu Science Park
Hsinchu City 30078
Taiwan

MediaTek USA Inc.
2860 Junction Avenue
San Jose, California 95134

Acer Inc.
8F, 88 Sec. 1, Xintai 5th Road
Xizhi, New Taipei City 221
Taiwan

AmTRAN Technology Co. Ltd.
No. 268, Lien Chen Road
17th Floor
Chung Ho City, New Taipei 11235
Taiwan

AmTRAN Logistics, Inc.
9351 Irvine Center Drive
Irvine, California 92618

ASUSTek Computer Inc.
No.15, Li-Te Rd.
Peitou, Taipei 11259
Taiwan

ASUS Computer International, Inc.
800 Corporate Way
Fremont, California 94539

BLU Products, Inc.
10814 NW 33rd St # 100
Doral, Florida 33172

Sharp Corporation
22-22 Nagaike-cho, Abeno-ku
Osaka 545-8522
Japan

Sharp Electronics Corporation
Sharp Plaza
Mahwah, New Jersey 07495

Sharp Electronics Manufacturing Company of America Inc.
9295 Siempre Viva Road, Suite J-2
San Diego, California 92154

Sony Corporation
1-7-1 Konan
Minato-ku, Tokyo 108-0075
Japan

Sony Corporation of America
550 Madison Avenue
New York, New York 10022

Sony Electronics, Inc.
16530 Via Esprillo
San Diego, California 92127

Sony EMCS (Malaysia) Sdn Bhd
Lot 5 Jalan Kemajuan
Kawasan Perindustrian Bangi
43650 Bandar Baru Bangi, Selangor
Tingkat Perusahaan 4a 13600
Prai Free Trade Zone
Prai, Penang
Malaysia

Toshiba America Information Systems, Inc.
9740 Irvine Boulevard
Irvine, California 92618

Toshiba Logistics America, Inc.
9740 Irvine Boulevard
Irvine, California 92618

TPV Display Technology (Xiamen) Co., Ltd.
No. 1, Xianghai Road
(Xiang'An) Industrial Zone
Torch Hi-New Zon
Xiamen, Fujian, 361101
China

Trend Smart America, Ltd.
2 South Pointe Drive
Suite 152
Lake Forest, California 92630

Trend Smart Ce México, S.r.l. de C.V.
Sor Juana Ines De La Cruz No. 196202
Tijuana, Baja California, 22435
Mexico

Vizio, Inc.
39 Tesla
Irvine, California 92618

Yamaha Corporation
10-1, Nakazawa-cho
Naka-ku, Hamamatsu
Shizuoka 430-8650
Japan

Yamaha Corporation of America
6600 Orangethorpe Avenue
Buena Park, California 90620

Lenovo Group Ltd.
No. 6 Chuangye Road
Shangdi Information Industry Base
Haidian District
Beijing, 100085
China

Lenovo (United States) Inc.
1009 Think Place
Morrisville, North Carolina 27560

Best Buy Co., Inc.
7601 Penn Avenue South
Richfield, Minnesota 55423

Newegg Inc.
16839 East Gale Avenue
City Of Industry, California 91745

Buy.com Inc. d/b/a Rakuten.com Shopping
85 Enterprise Suite 100
Aliso Viejo, California 92656

Walmart Stores, Inc.
702 S.W. 8th Street
Bentonville, Arkansas 72716

Amazon.com, Inc.
410 Terry Avenue North
Seattle, Washington 98109

B&H Foto & Electronics Corp.
420 Ninth Avenue
New York, New York 10001

Costco Wholesale Corporation
999 Lake Drive
Issaquah, Washington 98027

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

(3) 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, as amended, and the notice of investigation must be submitted by the named respondents 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, as amended, 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 a 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 R. Barton
Secretary to the Commission

Issued: June 26, 2014