

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN MARINE SONAR IMAGING
DEVICES, INCLUDING DOWNSCAN AND
SIDESCAN DEVICES, PRODUCTS
CONTAINING THE SAME, AND COMPONENTS
THEREOF**

Investigation No. 337-TA-921

**NOTICE OF COMMISSION DECISION NOT TO REVIEW
AN INITIAL DETERMINATION TERMINATING
THE INVESTIGATION WITH RESPECT TO
CERTAIN ASSERTED PATENT CLAIMS**

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determination ("ID") (Order No. 10) terminating the investigation with respect to certain asserted patent claims withdrawn by the complainants.

FOR FURTHER INFORMATION CONTACT: Sidney A. Rosenzweig, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2532. 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 TDD terminal on (202) 205-1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on July 14, 2014, based on a complaint filed by Navico, Inc. of Tulsa, Oklahoma, and Navico Holding AS, of Egersund, Norway (collectively, "Navico"). 79 *Fed. Reg.* 40778 (July 14, 2014). The complaint alleged violations of section 337 of the Tariff Act of 1930, as amended 19 U.S.C. §

1337, by reason of the importation into the United States, the sale for importation, and the sale within the United States after importation of certain marine sonar imaging devices, including downscan and sidescan devices, products containing the same, and components thereof. The complaint alleged the infringement of approximately 150 claims of U.S. Patent Nos. 8,305,840 (“the ’840 patent”); 8,300,499 (“the ’499 patent”); and 8,605,550 (“the ’550 patent”). The notice of investigation named four respondents: Garmin International, Inc., Garmin North America, Inc. and Garmin USA, Inc., each of Olathe, Kansas, as well as Garmin (Asia) Corporation, of New Taipei City, Taiwan (collectively, “Garmin”). *Id.*

On November 21, 2014, pursuant to Commission Rule 210.21(a), 19 C.F.R. § 210.21(a), Navico moved to terminate the investigation as to the following patent claims: claims 2, 6, 8, 10, 12-14, 22, 25, 26, 30, 33-36, 38, 43, 52, 56-59, 66, and 69 of the ’840 patent; claims 5-7, 16, 28-30, 39, 47-49, 58, 63, 69, 71, 73, and 76-78 of the ’499 patent; and claims 2, 3, 17, 19-23, 25, 34-36, 40, 41, 47-50, and 52 of the ’550 patent. Garmin did not oppose the motion, and the Commission investigative attorney supported it.

On December 2, 2014, the ALJ issued the subject ID granting Navico’s motion. The ID found that granting the motion is in the public interest. ID at 2. As a result of the subject ID, the following claims remain asserted: claims 1, 3-5, 7, 9, 11, 15-20, 23-24, 27, 29, 31-32, 37, 39-42, 44-46, 49-51, 53-55, 61-63, 68, and 70-73 of the ’840 patent; claims 1-2, 4, 19-21, 23-25, 27, 42-44, 46, 62, 64-66, 70, 72, 74-75, and 79-81 of the ’499 patent; and claims 1, 4-5, 7, 12-15, 24, 32-33, 38-39, 42, 44-45, 51, and 57 of the ’550 patent.

No petitions for review of the ID were filed. 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 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: December 31, 2014