

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN CONSUMER ELECTRONICS
AND DISPLAY DEVICES WITH GRAPHICS
PROCESSING AND GRAPHICS
PROCESSING UNITS THEREIN**

Inv. No. 337-TA-932

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN
INITIAL DETERMINATION GRANTING COMPLAINANTS' UNOPPOSED MOTION
FOR SUMMARY DETERMINATION THAT THE ECONOMIC PRONG OF THE
DOMESTIC INDUSTRY REQUIREMENT IS SATISFIED**

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. 17) issued by the presiding administrative law judge ("ALJ") on March 26, 2015, granting complainants' unopposed motion for summary determination that the economic prong of the domestic industry requirement is satisfied in the above-identified investigation.

FOR FURTHER INFORMATION CONTACT: Cathy Chen, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2392. 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 October 10, 2014, based on a complaint filed on September 4, 2014, on behalf of NVIDIA Corporation of Santa Clara, California ("NVIDIA"). 79 *Fed. Reg.* 61338 (Oct. 10, 2014). The complaint alleged violations of Section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, in the sale for importation, importation, and sale within the United States after importation of certain consumer electronics and display devices with graphics processing and graphics processing units therein by reason of infringement of certain claims of U.S. Patent Nos.

6,198,488; 6,992,667; 7,038,685; 7,015,913; 6,697,063; 7,209,140; and 6,690,372. The complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337. The Commission's notice of investigation named as respondents: Samsung Electronics Co., Ltd. of Seoul, Republic of Korea; Samsung Electronics America, Inc. of Ridgefield Park, New Jersey; Samsung Telecommunications America, LLC of Richardson, Texas; Samsung Semiconductor, Inc. of San Jose, California; and Qualcomm, Inc. of San Diego, California. The Office of Unfair Import Investigations (OUII) was named as a party to the investigation.

On February 24, 2015, NVIDIA filed an unopposed motion for summary determination that it satisfies the economic prong of the domestic industry requirement. Respondents do not contest that NVIDIA has satisfied the economic prong of the domestic industry requirement for each of the asserted patents. Respondents continue to contest whether NVIDIA's domestic industry products meet the technical prong of the domestic industry requirement. OUII filed a response in support of the motion.

On March 26, 2015, the ALJ issued the subject ID, granting the motion for summary determination. The ALJ found undisputed evidence showing that NVIDIA has a significant investment in plant and equipment and significant employment of labor and capital related to its domestic industry products at its domestic facilities. The ALJ also found that NVIDIA has made substantial investment in the exploitation of its asserted patents. No petitions for review were filed.

The Commission has determined not to review the subject 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 section 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: April 22, 2015