

**UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, D.C.**

**In the Matter of**

**CERTAIN LIGHT-EMITTING DIODE  
PRODUCTS AND COMPONENTS THEREOF**

**Investigation No. 337-TA-947**

**NOTICE OF COMMISSION DETERMINATION GRANTING A REQUEST  
BY THE ADMINISTRATIVE LAW JUDGE FOR JUDICIAL ENFORCEMENT  
OF A SUBPOENA**

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined to grant a request by the presiding administrative law judge (ALJ) for judicial enforcement of a subpoena issued in this investigation and has authorized its Office of the General Counsel to seek such enforcement.

**FOR FURTHER INFORMATION CONTACT:** 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 February 18, 2015, based on a complaint filed by Cree, Inc. of Durham, North Carolina ("Cree"). 80 *Fed. Reg.* 8685-86 (Feb. 18, 2015). 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 light-emitting diode products and components thereof by reason of infringement of certain claims of United States Patent Nos. 6,657,236; 6,885,036; 6,614,056; 7,312,474; 7,976,187; 8,766,298; 8,596,819; and 8,628,214. The notice of investigation named the following entities as respondents: Feit Electric Company, Inc. of Pico Rivera, California; Feit Electric Company, Inc. of Xiamen, China; Unity Opto Technology Co., Ltd. of New Taipei City, Taiwan; and Unity

Microelectronics, Inc. of Plano, Texas (collectively, “Respondents”). The Office of Unfair Import Investigations (OUII) is a party to the investigation.

On May 12, 2015, Cree moved to obtain judicial enforcement of a subpoena *ad testificandum* and *duces tecum* (“subpoena”) that was issued on March 26, 2015, to non-party Costco Wholesale Corporation of Seattle, Washington (“Costco”). On May 22, 2015, Costco filed an opposition to Cree’s motion. That same day, the Commission investigative attorney filed a response in support of Cree’s motion. The ALJ granted Cree’s motion on May 26, 2015, in Order No. 12, and certified a request for judicial enforcement of the subpoena, as narrowed by Cree, to the Commission. The Commission has granted the ALJ’s request and has authorized its Office of the General Counsel to seek judicial enforcement of the subpoena, as narrowed.

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 Commission Rule of Practice and Procedure 210.32(g), 19 C.F.R. § 210.32(g).

By order of the Commission.

A handwritten signature in black ink, appearing to read "Lisa R. Barton".

Lisa R. Barton

Secretary to the Commission

Issued: June 3, 2015