

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 THE COMMISSION DETERMINATION TO
EXTEND THE TARGET DATE**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined to extend the target date in the above-captioned investigation to Thursday, January 26, 2017.

FOR FURTHER INFORMATION CONTACT: Cathy Chen, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW, Washington, DC 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, SW, Washington, DC 20436, telephone 202-205-2000. General information concerning the Commission may also be obtained by accessing its Internet server at <https://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <https://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. 80 FR 8685-86 (Feb. 18, 2015). The complaint alleged violations of section 337 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 eight patents. The complaint also alleged violations of section 337 based on the false and misleadingly advertised light-emitting diode products and components thereof in violation of section 43(a) of the Lanham Act, 15 U.S.C. 1125(a), and/or the federal common law of unfair competition. The notice of investigation named Feit Electric Company, Inc. of Pico Rivera, California; Feit Electric Company, Inc. of Xiamen, China (collectively, "Feit"); Unity Opto Technology Co., Ltd. of New Taipei City, Taiwan; and Unity Microelectronics, Inc. of Plano, Texas (collectively, "Unity") as respondents. The Office of Unfair Import Investigations

was also a party to the investigation.

On July 29, 2016, the presiding administrative law judge issued a final initial determination (“ID”) finding a violation of section 337 by Feit and Unity. The parties filed timely petitions for review of the final ID. The parties also filed timely responses and public interest submissions pursuant to Commission Rule 210.50(a)(4).

On September 29, 2016, the Commission determined to review the final ID in part and requested additional briefing from the parties on certain issues. *See* Notice of Commission Determination to Review in Part the Final Initial Determination Finding a Violation of Section 337; Schedule for Filing Written Submissions on the Issues Under Review and on Remedy, the Public Interest, and Bonding (Sep. 29, 2016). The Commission also solicited briefing from the parties and the public on the issues of remedy, the public interest, and bonding. The Commission received responses to the Commission’s questions and comments on the issues of remedy, the public interest, and bonding from Cree, the Commission’s Investigative Attorney, and Respondents. The Commission also received public interest submissions from three non-party suppliers of LED lighting products.

On December 16, 2016, Cree and Feit filed a joint motion to terminate the investigation based on a settlement and license agreement, and an unopposed joint motion to stay the issuance of the final determination based on the joint motion to terminate.

The Commission has determined to extend the target date in this investigation to Thursday, January 26, 2017.

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 CFR part 210.

By order of the Commission.



Lisa R. Barton
Secretary to the Commission

Issued: December 19, 2016