

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

**In the Matter of**

**CERTAIN MOBILE ELECTRONIC DEVICES  
INCORPORATING HAPTICS (INCLUDING  
SMARTPHONES AND SMARTWATCHES) AND  
COMPONENTS THEREOF**

**Investigation No. 337-TA-990**

**NOTICE OF COMMISSION DECISION NOT TO REVIEW AN  
INITIAL DETERMINATION TERMINATING THE  
INVESTIGATION AS TO ONE RESPONDENT  
ON THE BASIS OF WITHDRAWAL  
OF THE COMPLAINT**

**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. 4), which terminated the investigation as to one respondent on the basis of withdrawal of the complaint.

**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 March 18, 2016, based on a complaint filed by Immersion Corporation of San Jose, California ("Immersion"). 81 *Fed. Reg.* 14889 (Mar. 18, 2016). 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, or the sale within the United States after importation of certain mobile electronic devices including haptics (including smartphones and smartwatches) and

components thereof, by reason of infringement of certain claims of U.S. Patent No. 8,773,356; U.S. Patent No. 8,619,051; and U.S. Patent No. 8,659,571. The notice of investigation named as respondents Apple Inc. of Cupertino, California (“Apple”); AT&T Inc. of Dallas, Texas (“AT&T Inc.”); and AT&T Mobility LLC of Atlanta, Georgia (“AT&T Mobility”). The Office of Unfair Import Investigations (“OUII”) was also named as a party.

On March 28, 2016, Immersion, AT&T Inc., and AT&T Mobility jointly moved to terminate AT&T Inc. from the investigation. The motion explained that AT&T Mobility was the proper AT&T entity to be named as a respondent in this investigation in view of AT&T Mobility’s agreement to cooperate in discovery and AT&T Inc.’s agreement to be bound by any judgment against AT&T Mobility. Neither Apple nor OUII opposed the motion.

On April 6, 2016, the ALJ granted the motion as an ID (Order No. 4). The ID found that the motion complies with Commission Rules and that good cause existed for granting the motion. ID at 2 (citing 19 C.F.R. § 210.21(a)).

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.

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

Lisa R. Barton  
Secretary to the Commission

Issued: May 4, 2016