

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C. 20436

In the Matter of

**CERTAIN MOBILE DEVICES,
ASSOCIATED SOFTWARE, AND
COMPONENTS THEREOF**

Investigation No. 337-TA-744

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN
INITIAL DETERMINATION TERMINATING THE INVESTIGATION AS TO U.S.
PATENT NOS. 6,621,746 AND 5,579,517**

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. 20) of the presiding administrative law judge (“ALJ”) terminating the above-captioned investigation as to U.S. Patent Nos. 6,621,746 and 5,579,517.

FOR FURTHER INFORMATION CONTACT: Clint Gerdine, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2310. 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's TDD terminal on (202) 205-1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on November 5, 2010, based on a complaint filed by Microsoft Corporation (“Microsoft”) of Richmond, Washington. *75 Fed. Reg.* 68379-80 (November 5, 2010). The complaint alleges 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 mobile devices, associated software, and components thereof by reason of infringement of U.S. Patent No. 5,579,517 (“the ’517 patent”); U.S. Patent No. 5,758,352; U.S. Patent No. 6,621,746 (“the ’746 patent”); U.S. Patent No. 6,826,762; U.S. Patent No. 6,909,910; U.S. Patent No. 7,644,376; U.S. Patent No. 5,664,133; U.S. Patent No. 6,578,054; and U.S. Patent No. 6,370,566. The complaint further alleges the existence of a

domestic industry. The complaint, as amended, names Motorola Mobility, Inc. of Libertyville, Illinois as the sole respondent.

On August 11, 2011, Microsoft moved to terminate the investigation as to the '517 and '746 patents, pursuant to 19 C.F.R. § 210.21(a)(1), based on withdrawal of its allegations as to these patents.

The ALJ issued the subject ID (Order No. 20) on August 12, 2011, granting the motion for termination of the investigation as to the '517 and '746 patents. He found that the motion for termination satisfies Commission rule 210.21(a)(1). No party petitioned for review of the ID. 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 sections 210.21 and 210.42(h) of the Commission's Rules of Practice and Procedure, 19 C.F.R. §§ 210.21, 210.42(h).

By order of the Commission.

/s/
James R. Holbein
Secretary to the Commission

Issued: August 26, 2011