

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN WAFER-LEVEL
PACKAGING SEMICONDUCTOR
DEVICES AND PRODUCTS
CONTAINING SAME (INCLUDING
CELLULAR PHONES, TABLETS,
LAPTOPS, AND NOTEBOOKS) AND
COMPONENTS THEREOF**

Investigation No. 337-TA-1080

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING THE INVESTIGATION IN ITS ENTIRETY IN
FAVOR OF ARBITRATION; TERMINATION OF INVESTIGATION**

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”) of the presiding administrative law judge (“ALJ”) granting a motion to terminate the investigation in its entirety based upon an agreement to arbitrate.

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 (<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 November 3, 2017, based on a complaint filed by Tessera Advanced Technologies, Inc. of San Jose, California (“Tessera”). 82 FR 51292-93 (Nov. 3, 2017). The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), by reason of infringement of one or more of claims 1–18 of U.S. Patent No. 6,954,001 and claims 1–8 of U.S. Patent No. 6,784,557. The notice of investigation named the following respondents: Samsung Electronics Co., Ltd., of Gyeonggi-do, Republic of Korea; Samsung Electronics America, Inc., of Ridgefield

Park, New Jersey; and Samsung Semiconductor, Inc., of San Jose, California (collectively, “Samsung”). The Office of Unfair Import Investigations is not a party to the investigation.

On March 27, 2018, Samsung filed a motion to terminate the investigation in its entirety based upon an arbitration clause in a license agreement between the parties. On April 6, 2018, Tessera filed an opposition to the motion.

On May 21, 2018, the ALJ issued the subject ID (Order No. 26), granting the motion to terminate the investigation in its entirety in favor of arbitration.

On May 31, 2018, Tessera filed a petition for review of the ID. That same day, Samsung filed a contingent petition for review of the ID. On June 12, 2018, Tessera and Samsung filed their respective relies to the petitions for review.

Having examined the relevant portions of the record in this investigation, including the ID, the petitions for review, and the responses thereto, the Commission has determined not to review the subject ID. This investigation is terminated.

The authority for the Commission’s determination is contained in section 337 of the Tariff Act of 1930, as amended (19 USC 1337), and in Part 210 of the Commission’s Rules of Practice and Procedure (19 CFR Part 210).

By order of the Commission.

A handwritten signature in black ink, appearing to read "Lisa R. Barton". The signature is stylized and cursive.

Lisa R. Barton
Secretary to the Commission

Issued: June 20, 2018