

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN CAPACITIVE TOUCH-
CONTROLLED MOBILE DEVICES,
COMPUTERS, AND COMPONENTS
THEREOF**

Investigation No. 337-TA-1193

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW
AN INITIAL DETERMINATION TERMINATING THE INVESTIGATION WITH
RESPECT TO CERTAIN ASSERTED PATENT CLAIMS**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission (“Commission”) has determined not to review an initial determination (“ID”) (Order No. 8) of the presiding administrative law judge (“ALJ”), terminating the investigation in part with respect to claims 28, 37, and 38 of U.S. Patent No. 7,821,425 (“the ’425 patent”), claims 4, 10, and 11 of U.S. Patent No. 7,903,092 (“the ’092 patent”), claims 1, 4–9, 16, 19, and 20 of U.S. Patent No. 8,749,251 (“the ’251 patent”), and claims 4 and 16 of U.S. Patent No. 9,411,472 (“the ’472 patent”) by reason of withdrawal of the complaint as to those claims.

FOR FURTHER INFORMATION CONTACT: Ronald A. Traud, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, D.C. 20436, telephone (202) 205-3427. Copies of non-confidential documents filed in connection with this investigation may be viewed on the Commission’s electronic docket (EDIS) at <https://edis.usitc.gov>. For help accessing EDIS, please email EDIS3Help@usitc.gov. General information concerning the Commission may also be obtained by accessing its Internet server at <https://www.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: On March 20, 2020, the Commission instituted this investigation based on a complaint filed by Neodron Ltd. of Dublin, Ireland (“Neodron”). 85 FR 16130 (Mar. 20, 2020). The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, based upon the importation into the United States, the sale for importation, or the sale within the United States after importation of certain capacitive touch-controlled mobile devices, computers, and components thereof by reason of infringement of certain claims of the ’425, ’092, ’251, and ’472 patents. *Id.* The Commission’s notice of

investigation named as respondents Amazon.com, Inc. of Seattle, Washington; Apple Inc. of Cupertino, California; ASUSTeK Computer Inc. of Taiwan; ASUS Computer International of Fremont, California; LG Electronics Inc. of Seoul, Republic of Korea; LG Electronics USA, Inc. of Englewood Cliffs, New Jersey; Microsoft Corporation of Redmond, Washington; Motorola Mobility LLC of Chicago, Illinois; Samsung Electronics Co., Ltd. of Suwon, Republic of Korea; Samsung Electronics America, Inc. of Ridgefield Park, New Jersey; Sony Corporation of Tokyo, Japan; and Sony Mobile Communications Inc. of Tokyo, Japan. *Id.* The Office of Unfair Import Investigations is participating in the investigation. *Id.*

On August 18, 2020, Neodron filed an unopposed motion to terminate this investigation as to claims 28, 37, and 38 of the '425 patent, claims 4, 10, and 11 of the '092 patent, claims 1, 4-9, 16, 19, and 20 of the '251 patent, and claims 4 and 16 of the '472 patent by reason of withdrawal under 19 C.F.R. 210.21(a).

On August 20, 2020, the ALJ issued Order No. 8, the subject ID, which grants the motion. The ID finds that the motion complies with 19 C.F.R. 210.21(a) and that no extraordinary circumstances prevent the partial termination of the investigation. No petitions for review of the ID were filed.

The Commission has determined not to review the subject ID.

The following claims are hereby terminated from the investigation: claims 28, 37, and 38 of the '425 patent, claims 4, 10, and 11 of the '092 patent, claims 1, 4-9, 16, 19, and 20 of the '251 patent, and claims 4 and 16 of the '472 patent.

The Commission vote for this determination took place on September 21, 2020.

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: September 23, 2020