

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN ROUTERS, ACCESS POINTS,
CONTROLLERS, NETWORK
MANAGEMENT DEVICES, OTHER
NETWORKING PRODUCTS, AND
HARDWARE AND SOFTWARE
COMPONENTS THEREOF**

Investigation No. 337-TA-1227

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN
INITIAL DETERMINATION EXTENDING THE TARGET DATE FOR
COMPLETION OF THE 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”) (Order No. 18) of the presiding administrative law judge (“ALJ”) extending the target date for completion of this investigation until April 7, 2022.

FOR FURTHER INFORMATION CONTACT: Michael Liberman, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW, Washington, D.C. 20436, telephone (202) 205-2392. 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 October 28, 2020, the Commission instituted this investigation under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337 (“section 337”), based on a complaint filed by Q3 Networking LLC of Frisco, Texas (“Q3”). 85 FR 68367-68 (Oct. 28, 2020). The complaint alleges a violation of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain routers, access points, controllers, network management devices, other networking products, and hardware and software components thereof by reason of infringement of certain claims of U.S. Patent Nos. 7,457,627; 7,609,677; 7,895,305; and 8,797,853. The

complaint also alleges the existence of a domestic industry. The notice of investigation names as respondents: CommScope Holding Company, Inc. of Hickory, North Carolina; CommScope, Inc. of Hickory, North Carolina; Arris US Holdings, Inc. of Suwanee, Georgia; Ruckus Wireless, Inc. of Sunnyvale, California; Hewlett Packard Enterprise Co. of Palo Alto, California; Aruba Networks, Inc. of Santa Clara, California; and Netgear, Inc. of San Jose, California (collectively, “Respondents”). *Id.* at 68368. The Commission’s Office of Unfair Import Investigations is not named as a party in this investigation. *Id.* Subsequently, the Commission permitted complainant to amend the complaint and notice of investigation to correct the corporate name of respondent Aruba Networks, Inc. to respondent Aruba Networks, LLC. Order 15 (Mar. 5, 2021), *not reviewed* by Notice (Mar. 22, 2021).

On March 19, 2021, complainant Q3 and Respondents filed a joint motion to extend the target date in this investigation from February 28, 2022, to April 4, 2022.

On March 30, 2021, the ALJ issued the subject ID (Order No. 18) granting the joint motion in part. The ID finds that good cause exists to extend the target date. In view of the parties’ request and the ALJ’s current schedule, however, the ID extends the target date in this investigation three additional days beyond that requested to April 7, 2022. ID at 2. The ID states that the Final ID shall be due on December 7, 2021. *Id.* No party petitioned for review of the ID.

The Commission has determined not to review the subject ID. The target date for completion of this investigation is extended until April 7, 2022.

The Commission vote for this determination took place on April 15, 2021.

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: April 15, 2021