

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN TELEVISIONS, REMOTE
CONTROLS, AND COMPONENTS
THEREOF**

Investigation No. 337-TA-1263

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW TWO INITIAL
DETERMINATIONS GRANTING COMPLAINANT’S MOTIONS FOR PARTIAL
TERMINATION OF THE INVESTIGATION BASED ON WITHDRAWAL OF A
CLAIM AND WITH RESPECT TO A RESPONDENT**

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 two initial determinations (“ID”) (Order Nos. 19 and 20) of the presiding administrative law judge (“ALJ”), granting complainant’s motions for partial termination of the investigation based on withdrawal of claim 11 of U.S. Patent No. 8,378,875 (“the ’875 patent”) and with respect to Respondent UEI Brasil Controles Remotos Ltda. (“UEI Brazil”) based on withdrawal of the complaint.

FOR FURTHER INFORMATION CONTACT: Cathy Chen, Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., 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: The Commission instituted this investigation on May 14, 2021, based on a complaint filed on behalf of Roku, Inc. (“Roku”) of San Jose, California. 86 FR 26542-43 (May 14, 2021). The complaint, as supplemented and amended, 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, and the sale within the United States after importation of certain televisions, remote controls, and components thereof by reason of infringement of one or more of claims 1-5, 8-11, and 14 of the ’875 patent and claim 5 of U.S. Patent No. 7,388,511. The amended complaint further alleges that an industry

in the United States exists or is in the process of being established. The Commission's notice of investigation named eighteen respondents including UEI Brazil of Manaus—Amazonas—Brasil.

On November 9, 2021, Roku filed an unopposed motion for partial termination of the investigation with respect to claim 11 of the '875 patent.

On November 15, 2021, Roku filed an unopposed motion for partial termination of the investigation with respect to UEI Brazil.

On November 19, 2021, the ALJ issued Order No. 19 granting Roku's motion for partial termination of the investigation with respect to claim 11 of the '875 patent. That same day, the ALJ issued Order No. 20 granting Roku's motion for partial termination of the investigation with respect to UEI Brazil. Both IDs found that the parties have not presented any extraordinary circumstances that would justify denying Roku's motions. *See* Order No. 19 at 2; Order No. 20 at 2. The IDs also found that Roku's motions comply with the requirements of Commission Rule 210.21(a)(1), 19 CFR 210.21(a)(1). No petitions for review of the IDs were filed.

The Commission has determined not to review the subject IDs. Claim 11 of the '875 patent and respondent UEI Brazil have been terminated from the investigation.

The Commission vote for this determination took place on December 14, 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: December 14, 2021