NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW
AN INITIAL DETERMINATION SETTING A TARGET DATE FOR COMPLETION
OF THE INVESTIGATION


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. 3) of
the presiding administrative law judge (“ALJ”), setting the target date for completion of this
investigation for September 25, 2023.

FOR FURTHER INFORMATION CONTACT: Benjamin S. Richards, Esq., Office of the
General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, D.C.
20436, telephone (202) 708-5453. 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
February 24, 2022. 87 FR 10384 (Feb. 24, 2022). The complaint, as filed and supplemented by
Ericsson Inc. of Plano, TX and Telefonaktiebolaget LM Ericsson of Stockholm, Sweden, 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, or the sale within the United States
after importation of certain mobile telephones, tablet computers with cellular connectivity, and
smart watches with cellular connectivity, components thereof, and products containing same by
reason of infringement of certain claims of U.S. Patent No. 8,102,805; U.S. Patent No. 9,532,355; U.S. Patent No. 11,139,872; and U.S. Patent No. 10,425,817. *Id.* The complaint further alleges that a domestic industry exists. *Id.* The Commission’s notice of investigation named Apple, Inc. of Cupertino, CA as the sole respondent. *Id.* at 10385. The Office of Unfair Import Investigations is participating in the investigation. *Id.*

On March 8, 2022, the ALJ issued Order No. 3, which set the target date for completion of the investigation for September 25, 2023. No petitions for review of the ID were filed.

The Commission has determined not to review the subject ID.

Accordingly, the target date is September 25, 2023, and the final initial determination is due on May 25, 2023. See 19 C.F.R. § 210.42(a)(1)(i) (“[T]he administrative law judge shall certify the record to the Commission and shall file an initial determination on whether there is a violation of section 337 of the Tariff Act of 1930 in an original investigation no later than 4 months before the target date.”).

The Commission vote for this determination took place on March 28, 2022.


By order of the Commission.

Lisa R. Barton  
Secretary to the Commission  

Issued: March 28, 2022