

**UNITED STATES INTERNATIONAL TRADE COMMISSION**  
**Washington, D.C.**

**In the Matter of**

**CERTAIN INTEGRATED CIRCUITS,  
MOBILE DEVICES CONTAINING THE  
SAME, AND COMPONENTS THEREOF**

**Investigation No. 337-TA-1335**

**NOTICE OF COMMISSION DECISION NOT TO REVIEW AN INITIAL  
DETERMINATION PARTIALLY TERMINATING THE INVESTIGATION  
AS TO CERTAIN RESPONDENTS BASED ON SETTLEMENT**

**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. 39) of the presiding Administrative Law Judge (“ALJ”) terminating of the investigation as to certain respondents based on settlement.

**FOR FURTHER INFORMATION CONTACT:** Houda Morad, Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436, telephone (202) 708-4716. 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](mailto: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 19, 2022, 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 Daedalus Prime LLC of Bronxville, New York (“Complainant”). *See* 87 FR 63528-29 (Oct. 19, 2022). The complaint alleges a violation of section 337 based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain integrated circuits, mobile devices containing the same, and components thereof by reason of infringement of certain claims of U.S. Patent Nos. 8,775,833 (“the ’833 patent”); 8,898,494 (“the ’494 patent”); 10,049,080 (“the ’080 patent”); and 10,705,588 (“the ’588 patent”). *See id.* The notice of investigation names the following respondents: Samsung Electronics Co., Ltd. of Suwon-si, South Korea and Samsung Electronics America, Inc. of Ridgefield Park, New Jersey (collectively, “Samsung”) and Qualcomm Inc. (“Qualcomm”) of San Diego, California. *See id.* The Office of Unfair Import Investigations (“OUII”) is also a party to the investigation. *See id.*

On June 12, 2023, the Commission partially terminated the investigation as to claim 2 of the '080 patent, claims 5 and 13-18 of the '833 patent, claims 8-19 of the '588 patent, and all asserted claims of the '494 patent, based on the withdrawal of the allegations in the complaint as to those claims. *See* Orders Nos. 31-32 (May 18, 2023), *unreviewed by* Comm'n Notice (June 12, 2023).

On May 25, 2023, Complainant and Samsung (collectively, "Moving Parties") jointly moved to terminate the investigation as to Samsung based on settlement. On June 5, 2023, OUII filed a response in support of the joint motion provided that the Moving Parties file a properly redacted public version of the settlement agreement. On June 6, 2023, Qualcomm filed a response taking no position on the joint motion. On June 14, 2023, the Moving Parties filed a revised public version of the settlement agreement.

On June 21, 2023, the ALJ issued the subject ID (Order No. 39) granting the joint motion to partially terminate the investigation as to Samsung. The ID finds that the joint motion complies with Commission Rules 210.21(a)(1) and (b)(1), 19 CFR 210.21(a)(1), (b)(1). *See* ID at 3. Specifically, the ID notes that the joint motion includes confidential and public copies of the settlement agreement. *See id.* In addition, "the Moving Parties represent that there are no other agreements, written or oral, express or implied, between the Moving Parties concerning the subject matter of this Investigation." *See id.* Furthermore, in accordance with Commission Rule 210.50(b)(2), 19 CFR 210.50(b)(2), the ID finds that "termination of this Investigation on the basis of the [settlement agreement] would not be contrary to [the public interest]." *See id.* at 4.

No petition for review of the subject ID was filed.

The Commission has determined not to review the subject ID. The Samsung respondents are terminated from the investigation.

The Commission's vote for this determination took place on July 19, 2023.

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: July 19, 2023