

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

**In the Matter of**

**CERTAIN SMART TELEVISIONS**

**Investigation No. 337-TA-1338**

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

**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 the presiding administrative law judge's ("ALJ") initial determination ("ID") (Order No. 4) setting the target date to complete the above-captioned investigation for March 21, 2024, seventeen months from publication of the Federal Register notice of institution.

**FOR FURTHER INFORMATION CONTACT:** Panyin A. Hughes, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3042. 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, telephone (202) 205-1810.

**SUPPLEMENTARY INFORMATION:** On October 21, 2022, the Commission instituted this investigation based on a complaint filed by Maxell, Ltd. of Kyoto, Japan. 87 FR 64,110 (Oct. 21, 2022). The complaint alleged violations of section 337 based on the importation into the United States, the sale for importation, or the sale within the United States after importation of certain smart televisions by reason of infringement of one or more of claim 4 of U.S. Patent No. 8,549,109; claims 2, 4, 5, 7, and 8 of U.S. Patent No. 8,170,394; claim 1 of U.S. Patent No. 10,958,971; and claims 1 and 21 of U.S. Patent No. 11,017,815. *Id.* The Commission's notice of investigation named VIZIO, Inc. of Irvine, California as the sole respondent. The Office of Unfair Import Investigations was not named as a party in this investigation. *Id.*

On November 9, 2022, the ALJ issued the subject ID (Order No. 4) setting a seventeen-month target date for completion of the investigation. The ALJ stated that a 17-month target date "will provide me with adequate time to draft the initial determination for this investigation, while also attending to my responsibilities in other investigations." ID at 1. Given that the


target is more than 16 months, the ALJ issued the order as an ID. *See* 19 CFR 210.51(a)(1). No party petitioned for review of the ID.

The Commission has determined not to review the subject ID. The target date for completion of the investigation is set for March 21, 2024, and the deadline for issuing the final ID is November 21, 2023.

The Commission vote for this determination took place on December 1, 2022.

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.

A handwritten signature in black ink, appearing to read "Katherine M. Hiner". The signature is fluid and cursive.

Katherine M. Hiner  
Acting Secretary to the Commission

Issued: December 2, 2022