

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN DYNAMIC RANDOM ACCESS
MEMORY (DRAM) DEVICES,
PRODUCTS CONTAINING THE SAME,
AND COMPONENTS THEREOF**

Investigation No. 337-TA-1472

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW
AN INITIAL DETERMINATION PARTIALLY TERMINATING THE
INVESTIGATION AS TO U.S. PATENT NO. 9,824,035 AND
CERTAIN OTHER PATENT CLAIMS**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission (“the Commission”) has determined not to review an initial determination (“ID”) (Order No. 29) issued by the presiding administrative law judge (“ALJ”) granting an unopposed motion to partially terminate the investigation as to U.S. Patent No. 9,824,035 (“the ’035 patent”) and certain other patent claims based on withdrawal of the complaint as to those claims.

FOR FURTHER INFORMATION CONTACT: Houda Morad, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, D.C. 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. 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 January 2, 2026, based on a complaint filed by Netlist, Inc. (“Netlist” or “Complainant”) of Irvine, California. 91 FR 155-56 (Jan. 2, 2026). The complaint, as supplemented, 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 dynamic random access memory (DRAM) devices, products containing the same, and components thereof by reason of infringement of certain claims of U.S. Patent Nos. 12,373,366 (“the ’366 patent”); 10,025,731 (“the ’731 patent”); 10,268,608 (“the ’608 patent”); 10,217,523 (“the ’523 patent”); the ’035 patent; and 12,308,087 (“the ’087 patent”). *Id.* The complaint further alleges that a domestic industry exists or is in the process of being established. *Id.* The Commission’s notice of investigation named as respondents:

Samsung Electronics Co., Ltd. of Suwon, Republic of Korea; Samsung Electronics America, Inc. of Plano, Texas; Samsung Semiconductor, Inc. of Plano, Texas; Google LLC of Mountain View, California; and Super Micro Computer, Inc. of San Jose, California. *Id.* The Office of Unfair Import Investigations is also participating in the investigation. *Id.*

On July 17, 2026, Netlist filed an unopposed motion for partial termination of the investigation as to all asserted claims of the '035 patent, claims 2 and 3 of the '608 patent, claims 11 and 15 of the '366 patent, claims 7-9 and 12-16 of the '731 patent, claims 17 and 18 of the '523 patent, and claims 5, 7, 17, 20, 22, and 23 of the '087 patent, based on withdrawal of the complaint allegations as to those claims. No response to the motion was filed.

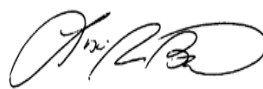
On July 23, 2026, the ALJ issued the subject ID (Order No. 29) granting the motion pursuant to Commission Rule 210.21(a)(1) (19 CFR 210.21(a)(1)). The ID notes that the motion represents that “there are no agreements, written or oral, express or implied between the parties concerning the subject matter of this Investigation.” ID at 2. The ID also finds that the requested termination will “narrow the scope of this Investigation,” “simplify the issues to be addressed at the evidentiary hearing,” and “conserve the time and resources” of the parties and the tribunal. *Id.* at 3. No party filed a petition for review of the subject ID.

The Commission has determined not to review the subject ID (Order No. 29). Accordingly, all asserted claims of the '035 patent, claims 2 and 3 of the '608 patent, claims 11 and 15 of the '366 patent, claims 7-9 and 12-16 of the '731 patent, claims 17 and 18 of the '523 patent, and claims 5, 7, 17, 20, 22, and 23 of the '087 patent, are hereby terminated from the investigation.

The Commission’s vote for this determination took place on August 24, 2026.

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 'Lisa R. Barton', enclosed within a rectangular box.

Lisa R. Barton
Secretary to the Commission

Issued: August 24, 2026