

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

**In the Matter of**

**CERTAIN STATIC RANDOM ACCESS  
MEMORIES AND PRODUCTS  
CONTAINING SAME**

**Investigation No. 337-TA-792**

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL  
DETERMINATION GRANTING COMPLAINANT'S MOTION FOR SUMMARY  
DETERMINATION THAT IT HAS SATISFIED THE ECONOMIC PRONG FOR  
DOMESTIC INDUSTRY UNDER 19 U.S.C. § 1337(a)(2)**

**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. 37) granting Complainant's summary determination that it has satisfied the economic prong for domestic industry under 19 U.S.C. § 1337(a)(2).

**FOR FURTHER INFORMATION CONTACT:** Panyin A. Hughes, Esq., 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 are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server at <http://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.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 July 28, 2011, based on a complaint filed by Cypress Semiconductor Corporation of San Jose, California ("Cypress"). 76 *Fed. Reg.* 45295 (July 28, 2011). The complaint alleged violations of section 337 of the Tariff Act of 1930 (19 U.S.C. § 1337) in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain static random access memories and products containing the same by reason of infringement of

various claims of United States Patent Nos. 6,534,805; 6,651,134; 7,142,477; and 6,262,937. The notice of investigation named several respondents.

On January 19, 2012, Cypress filed a motion for summary determination that it has satisfied the economic prong for domestic industry under 19 U.S.C. § 1337(a)(2). On January 30, 2012, Respondents filed a notice that they do not oppose Cypress's motion.

On February 14, 2012, the ALJ issued the subject ID, granting the summary determination motion. The ALJ found that pursuant to Commission Rule 210.18 (19 C.F.R. § 210.18), no dispute exists that Cypress's significant investments in plants and equipment, significant employment of labor and capital, and substantial investments in the exploitation of the patents-in-suit by Cypress are sufficient to meet the economic prong for domestic industry under 19 U.S.C. § 1337(a)(2). None of the parties petitioned for review of the ID.

The Commission has determined not to review the ID. Accordingly, Cypress has established the economic prong for domestic industry under 19 U.S.C. § 1337(a)(2) in this investigation.

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 section 210.42 of the Commission's Rules of Practice and Procedure (19 C.F.R. § 210.42).

By order of the Commission.

A handwritten signature in black ink, appearing to read "J R Holbein", written in a cursive style.

James R. Holbein  
Secretary to the Commission

Issued: March 7, 2012