

UNITED STATES INTERNATIONAL TRADE COMMISSION

Washington, D.C.

In the Matter of

**CERTAIN WIRELESS MESH
NETWORKING PRODUCTS AND
RELATED COMPONENTS THEREOF**

Inv. No. 337-TA-1131

NOTICE OF INITIAL DETERMINATION ON VIOLATION OF SECTION 337

(January 10, 2020)

On this date, I have issued an initial determination on violation of section 337 in this investigation pursuant to Commission Rule 210.42(a)(1)(i) and a recommended determination on remedy and bonding pursuant to subsection (a)(1)(ii).¹ For the reasons discussed therein, it is my final initial determination that there is no violation 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, and/or the sale within the United States after importation of certain wireless mesh networking products and related components thereof, with respect to U.S. Patent No. 6,914,893 (“the ’893 patent”) or U.S. Patent No. 8,964,708 (“the ’708 patent”).

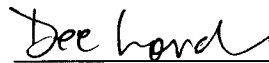
This determination is based on the following conclusions of law:

1. The Commission has subject matter jurisdiction over this investigation, *in personam* jurisdiction over Respondents, and *in rem* jurisdiction over the accused wireless mesh networking products and related components thereof.
2. There has been an importation into the United States, sale for importation, or sale within the United States after importation of the accused products by the Respondents.

¹ A public version shall issue within 30 days, or in the time necessary to identify and redact the confidential business information therein, pursuant to Commission Rule 210.5(f).

3. No accused products have been shown to infringe any claim of the '708 patent.
4. The technical prong of the domestic industry requirement has been satisfied with respect to claims 1, 2, and 10 of the '708 patent.
5. Claims 1, 2, 9, and 10 of the '708 patent have been shown to be invalid.
6. No accused products have been shown to infringe any claim of the '893 patent.
7. The technical prong of the domestic industry requirement has not been satisfied with respect to any claim of the '893 patent.
8. No claims of the '893 patent have been shown to be invalid.
9. The economic prong of the domestic industry requirement has not been satisfied with respect to any domestic industry product.

SO ORDERED.



Dee Lord
Administrative Law Judge