

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

**In the Matter of**

**CERTAIN DIGITAL CABLE AND SATELLITE  
PRODUCTS, SET-TOP BOXES, GATEWAYS,  
AND COMPONENTS THEREOF**

**Investigation No. 337-TA-1049**

**NOTICE OF COMMISSION DECISION NOT TO REVIEW  
INITIAL DETERMINATION GRANTING COMPLAINANTS' MOTION FOR PARTIAL  
TERMINATION OF THE INVESTIGATION BASED ON  
WITHDRAWAL OF CERTAIN CLAIMS OF U.S. PATENT NO. 6,556,221 AND  
WITHDRAWAL OF U.S. PATENT NO. 8,032,919**

**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. 33) granting complainants' motion for partial termination based on withdrawal certain claims of U.S. Patent No. 6,556,221 ("the '221 patent") and withdrawal of U.S. Patent No. 8,032,919 ("the '919 patent") in the above-captioned investigation.

**FOR FURTHER INFORMATION CONTACT:** Megan M. Valentine, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2301. 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 <https://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <https://edis.usitc.gov>. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission TDD terminal on (202) 205-1810.

**SUPPLEMENTARY INFORMATION:** The Commission instituted this investigation on April 18, 2017, based on a complaint filed by Sony Corporation of Tokyo, Japan and Sony Electronics Inc. of San Diego, California (collectively, "Sony"), alleging a violation of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337 ("section 337"). 82 FR 18310-11 (Apr. 18, 2017). The complaint, as supplemented, alleges violations of section 337 in the sale for importation, importation and sale after importation of certain digital cable and satellite products,

set-top boxes, gateways, and components thereof by reason of infringement of certain claims of U.S. Patent Nos. RE45,126; 6,467,093; the '919 patent; the '221 patent; and the '525 patent. The complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337. The notice of investigation names as respondents ARRIS International plc, ARRIS Group, Inc., ARRIS Enterprises LLC, and ARRIS Solutions, Inc., all of Suwanee, Georgia; ARRIS Technology, Inc. of Horsham, Pennsylvania; ARRIS Global Ltd. (formerly Pace Ltd.) of Saltaire, England; and Pace Americas, LLC, Pace Americas Holdings, Inc., Pace USA LLC, and Pace Americas Investments LLC, all of Boca Raton, Florida (collectively, "Respondents"). *Id.* The Office of Unfair Import Investigations ("OUII") is also named as a party. *Id.* at 18311. The Commission previously terminated the investigation in part with respect to the '525 patent. Order No. 18 (Sept. 13, 2017); Notice (Sept. 29, 2017).

On November 6, 2017, Sony moved to partially terminate the investigation based on the withdrawal of its allegations of infringement of claims 1-3 and 12-14 of the '221 patent and its allegations of technical domestic industry based on claims 1-3 and 7-9 of the '221 patent. Sony also moved to partially terminate the investigation based on the withdrawal of all allegations relating to the '919 patent. The motion stated that Respondents did not oppose the motion. On November 9, 2017, OUII filed a response in support of Sony's motion.

On November 9, 2017, the ALJ issued the subject ID, granting pursuant to Commission Rule 210.21(a)(1) (19 CFR 210.21(a)), Sony's motion. The ID finds that no extraordinary circumstances exist that would prevent the requested partial termination.

No petitions for review were filed and the Commission has determined not to review the subject ID.

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 C.F.R. Part 210).

By order of the Commission.



Lisa R. Barton  
Secretary to the Commission

Issued: December 7, 2017