

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C. 20436

In the Matter of

**CERTAIN DYNAMIC RANDOM
ACCESS MEMORY DEVICES AND
PRODUCTS CONTAINING SAME**

Investigation No. 337-TA-595

**NOTICE OF COMMISSION DECISION NOT TO REVIEW AN INITIAL
DETERMINATION FINDING THAT COMPLAINANT HAS SATISFIED THE
IMPORTATION REQUIREMENT**

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 an initial determination (“ID”) (Order No. 15) issued by the presiding administrative law judge (“ALJ”) granting complainant Renesas Technology Corporation’s (“Renesas”) motion for partial summary determination that Renesas has satisfied the importation requirement.

FOR FURTHER INFORMATION CONTACT: Paul M. Bartkowski, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-5432. 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: This investigation was instituted on March 1, 2007, based on a complaint filed by Renesas. The complaint, as supplemented, 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 dynamic random access memory devices and products containing the same by reason of infringement of certain claims of U.S. Patent Nos. 7,115,344 and 7,116,128. The complaint

named two respondents: Samsung Electronics Co., Ltd., of Seoul, Korea; and Samsung Electronics America, Inc., of Ridgefield Park, New Jersey (collectively, “Samsung”).

Renesas filed its motion for partial summary determination that it had satisfied the importation requirement on October 4, 2007. Samsung did not deny that it imported some allegedly infringing articles, but opposed the motion on the ground that it was overbroad. The Commission investigative attorney filed a response in support of the motion to the extent there are no disputed facts regarding Samsung’s importation. The subject ID granted Renesas’s motion in part on December 18, 2007, finding that Renesas had satisfied the importation requirement, but denied the motion as it related to the importation of Samsung’s downstream products. No petitions for review were filed. 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 section 210.42 of the Commission’s Rules of Practice and Procedure (19 C.F.R. § 210.42).

By order of the Commission.

/s/
Marilyn R. Abbott
Secretary to the Commission

Issued: January 17, 2008