

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

In the Matter of

**CERTAIN GPS CHIPS, ASSOCIATED  
SOFTWARE AND SYSTEMS, AND  
PRODUCTS CONTAINING SAME**

**Inv. No. 337-TA-596**

**NOTICE OF COMMISSION DECISION NOT TO REVIEW AN INITIAL  
DETERMINATION GRANTING COMPLAINANT'S MOTION FOR SUMMARY  
DETERMINATION THAT IT SATISFIED THE ECONOMIC PRONG OF THE  
DOMESTIC INDUSTRY 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. 37) of the presiding administrative law judge ("ALJ") granting complainant's motion that it satisfied the economic prong of the domestic industry requirement.

**FOR FURTHER INFORMATION:** Clint Gerdine, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone 202-205-3152. Copies of the ID and all other nonconfidential 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. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810. General information concerning the Commission may also be obtained by accessing its Internet server (<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>.

**SUPPLEMENTARY INFORMATION:** On March 13, 2007, the Commission instituted an investigation under section 337 of the Tariff Act of 1930, 19 U.S.C. § 1337, based on a complaint filed by SiRF Technology, Inc. of San Jose, California ("SiRF"), alleging a violation

of section 337 in the importation, sale for importation, and sale within the United States after importation of certain GPS chips, associated software and systems, and products containing same by reason of infringement of certain claims of U.S. Patent Nos. 6,304,216; 7,043,363; 7,091,904 (“the ‘904 patent”); and 7,132,980 (“the 980 patent”). 72 *Fed. Reg.* 11378 (Mar. 13, 2007). The complainant named Global Locate, Inc. of San Jose, California as respondent. The complaint and notice of investigation were later amended to include one additional claim of the ‘904 patent. Subsequently, the investigation was terminated with respect to the ‘904 patent and certain claims of the other patents, and the complaint and notice of investigation were amended to add Broadcom, Inc. as a respondent to the investigation.

On February 1, 2008, complainant SiRF moved for summary determination that it satisfies the economic prong of the domestic industry requirement as to the remaining patents. On February 27, 2008, the ALJ issued the subject ID (Order No. 37) granting complainant’s motion. On March 5, 2008, respondents petitioned for review as to the ID’s determinations concerning the ‘980 patent only.

On March 11, 2008, complainant SiRF opposed respondents’ petition and noted that the petition would likely be moot in view of an ID (Order No. 41) issued on March 10, 2008, granting SiRF’s motion to withdraw the ‘980 patent from the investigation. Also on March 11, 2008, complainant SiRF filed a letter acknowledging that its petition would become moot if the Commission determines not to review Order No. 41. Upon considering the full record including the parties’ filings and the Commission’s concurrent decision not to review Order No. 41, 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(h) of the Commission’s Rules of Practice and Procedure (19 C.F.R. § 210.42(h)).

By order of the Commission.

Marilyn R. Abbott  
Secretary to the Commission

Issued: March 20, 2008